

BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

January 9, 2008

Mr. Allen Merritt
Idaho Department of Water Resources
Southern Regional Office
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380

RECEIVED

JAN 11 2008

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Subject: WLR, LC & MVL, LP Water Right Transfers

Dear Allen:

Please find attached the completed applications prepared to create a permissible place of use for two adjacent properties recently purchased from Steve, Maria and Roy Young.

The portions described in the transfers match the split agreement included in ownership changes submitted to IDWR in July of 2006, however due to the arrangement of the original decrees; it appears that these transfers are necessary to correctly split the place of use and also, these transfers will allow more flexible use of the water on the land to avoid similar issues in the future.

Since there is essentially no change in the point of diversion for any of the water rights, an ESPA transfer spreadsheet analysis was not performed.

I have included two checks to cover the fees associated with the transfers in the amount of \$370 (CK# 7646) for the MVL, LP transfer of 3.58 combined cfs and \$730 (CK# 7647) for the WLR, LC transfer of 12.56 combined cfs. Fees were previously submitted for the ownership change to split the rights, however since these transfers seek the same change it is hoped that a refund of those fees will be appropriate. Please call if you have any questions or need any additional information.

Sincerely,

Jason C. Helms, P.E.

cc: Steve Whitesides
Enc.

CHARLES E.
BROCKWAY,
PH.D., P.E.

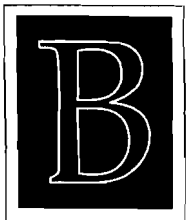
CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506



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DEPT. OF WATER RESOURCES
SOUTHERN REGION

July 10, 2006

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Re: Storm Circle Property Sale
Water Right ownership split (WLR, L.C., Mountain View Land, L.P.)

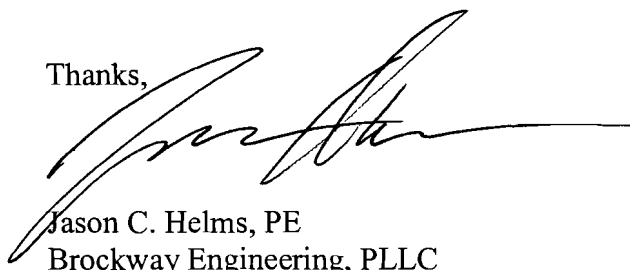
Dear Allen:

Steven, Maria & Roy Young have recently conveyed to WLR, L.C. and Mountain View Land, Limited Partnership ownership of a portion of their Storm Circle Farm (TWP 7S, RNG. 22E).

Please process the attached change of ownership forms in accordance with the recorded deeds and split agreements to show proper current water right ownership of the associated water rights. The attached agreements for the water right splits describe the lands, water rights and wells involved in each ownership split.

I have also included two checks prepared by Land Title and Escrow, Inc. for \$600.00 each to cover the fees associated with the splits of the 6 water rights involved for both WLR, L.C. and Mountain View Land, L.P. If you have any questions, please feel free to call.

Thanks,



Jason C. Helms, PE
Brockway Engineering, PLLC

Attachments: Change of Ownership (split to WLR, L.C.)
Change of Ownership (split to Mountain View Land, L.P.)
Land Title & Escrow Check #14668 (\$600.00 for WLR, L.C.)
Land Title & Escrow Check #14678 (\$600.00 for MVL, L.P.)
Warranty Deeds (2)
Irrigation Water Right Split Agreements (2)

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

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MAY 14 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIPDEPARTMENT OF
WATER RESOURCESRECEIVED
JUL 10 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGIONPlease 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 division of the existing water right or adjudication claim record will be required.

Water Right No.(s)	Adjudication Claim No.(s)	Split	Water Right No.(s)	Adjudication Claim No. (s)	Split
PD 36-15612		☒	PD 36-15531		☒
PD 36-15620		☒			☐
Lic 36-16354	36-15566	☒			☐
PD 36-16356	36-15614	☒			☐
PD 36-16358	36-15622	☒			☐

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) in question, WITH ATTACHED LEGAL DESCRIPTION.
- C. Either of the following (if necessary to clarify division 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 claim(s) (these are usually attached to your deed or on file with the county).

OR

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 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 PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s): Steven D. & Maria Young, Roy M. Young
(Ray Commons: 36-15531)
4. New Owner/Claimant(s): Mountain View Land, Limited Partnership
New Mailing Address: 719 E., 700 N.,
City, State, Zip Code: Rupert, Idaho 83350
New Telephone Number: (208) 531-5104
5. Date you acquired the property: 2006

- | DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7) | | |
|--|---|--|
| Water Right and/or Adjudication Claim Number: 36-15612 (Part) _____ | | |
| <u>Water Use</u> | <u>Diversion Rate or Volume</u>
(cubic feet per second or acre-feet annum) | <u>Description</u>
(acres, number and type of stock, homes, etc.) |
| Irrigation | <u>0.88 cfs / 281.8 afa</u> | <u>196.7 acres (combined w/ 15620)</u> |
| Stock | _____ | _____ |
| Domestic | _____ | _____ |
| Other: _____ | _____ | _____ |
| TOTAL | _____ | |

6. Continued. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as necessary). If your quantity of water is greater than 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(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number: 36-16354 (Part)

<u>Water Use</u>	<u>Diversion Rate or Volume</u> (cubic feet per second or acre-feet annum)	<u>Description</u> (acres, number and type of stock, homes, etc.)
Irrigation	<u>0.42 cfs</u>	<u>50.3 acres (combined 36-16354,</u> <u>36-16356, 36-16358 & 36-15531)</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other: <u> </u>	<u> </u>	<u> </u>
TOTAL	<u> </u>	<u> </u>

DESCRIPTION OF YOUR PORTION OF WATER RIGHT

(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number: 36-16356 (Part)

<u>Water Use</u>	<u>Diversion Rate or Volume</u> (cubic feet per second or acre-feet annum)	<u>Description</u> (acres, number and type of stock, homes, etc.)
Irrigation	<u>0.10 cfs</u>	<u>50.3 acres (combined 36-16354,</u> <u>36-16356, 36-16358 & 36-15531)</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other: <u> </u>	<u> </u>	<u> </u>
TOTAL	<u> </u>	<u> </u>

6. Continued. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as necessary). If your quantity of water is greater than 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number: <u>36-16358 (Part)</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	<u>0.17 cfs</u>	<u>50.3 acres (combined 36-16354, 36-16356, 36-16358 & 36-15531)</u>
Stock	_____	_____
Domestic	_____	_____
Other: _____	_____	_____
TOTAL	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number: <u>36-15531 (Part)</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	<u>0.03 cfs</u>	<u>50.3 acres (combined 36-16354, 36-16356, 36-16358 & 36-15531)</u>
Stock	_____	_____
Domestic	_____	_____
Other: _____	_____	_____
TOTAL	_____	_____

Mountain View Land Limited Partnership
BY: Steven Whitesides, manager
BY: Brent Whitesides, manager

7. Signature of New Owner(s) or Claimant(s):
(include title, if applicable)

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.

FOR OFFICE USE ONLY			
Received by: <u>[Signature]</u>	Date: <u>7/10/06</u>	Fee: <u>600.00</u>	
Received by: <u>[Signature]</u>	Date: <u>7/11/06</u>	Receipt No: <u>5028783</u>	
Processed by: _____ AJ	Date: _____	WR: _____	Date: _____

**Youngs - WLR, L.C. MVL, L.P.
Revised Water Right Split**

	Split to Mountain View Land, LP					
	Pivots (25C, 26D): 247.0 Acres					
RIGHT #	36-15612C	36-15620C	36-15614C	36-15622C	36-15566C	36-15531C
SOURCE	GROUND WATER	GROUND WATER	GROUND WATER	GROUND WATER	GROUND WATER	GROUND WATER
OWNER	Mountain View Land, Mountain View Land, Mountain View Land, Mountain View Land, Mountain View Land, Mountain View Land, LP LP LP LP LP LP					
PRIORITY DATE	2/17/1948	2/8/1977	8/15/1952	2/19/1952	2/20/1990	3/15/1987
BASIS	DECREED	DECREED	DECREED	DECREED	DECREED	DECREED
USE	IRRIGATION	IRRIGATION	IRRIGATION	IRRIGATION	IRRIGATION	IRRIGATION
Authorized	0.88 CFS	2.89 CFS	0.10 CFS	0.17 CFS	0.42 CFS	0.03 CFS
Combined	2.89 CFS		0.69 CFS			
Acre Limit			46.7 Acres		0.2 Acres	3.4 Acres
Acre Limit			46.9 Acres			
Acre Limit	196.7 Acres		50.3 Acres			
Volume Limit	281.8 AFA	505.1 AFA	47.9 AFA	64.8 AFA	75.0 AFA	19.2 AFA
Volume Limit	786.9 AFA		112.7 AFA		69.2 AFA	
Diversion	3.58 CFS					
Acre Limit	247.0 Acres					
Volume Limit	988.0 AFA					

6.50 gpm/ac

4.00 af/ac

	Split to WLR, L.C.					
	Pivots (25B, 25D & 36A,B,C,D): 868.0 Acres					
RIGHT #	36-15612D	36-15620D	36-15614D	36-15622D	36-15566D	36-15531D
SOURCE	GROUND WATER	GROUND WATER	GROUND WATER	GROUND WATER	GROUND WATER	GROUND WATER
OWNER	W L R, L.C.	W L R, L.C.	W L R, L.C.	W L R, L.C.	W L R, L.C.	W L R, L.C.
PRIORITY DATE	2/17/1948	2/8/1977	8/15/1952	2/19/1952	2/20/1990	3/15/1987
BASIS	DECREED	DECREED	DECREED	DECREED	DECREED	DECREED
USE	IRRIGATION	IRRIGATION	IRRIGATION	IRRIGATION	IRRIGATION	IRRIGATION
Authorized	3.10 CFS	10.14 CFS	0.35 CFS	0.59 CFS	1.49 CFS	0.10 CFS
Combined	10.14 CFS		2.42 CFS			
Acre Limit	691.3 Acres		164.2 Acres		0.7 Acres	11.8 Acres
Acre Limit			164.9 Acres			
Acre Limit	691.3 Acres		176.7 Acres			
Volume Limit	990.2 AFA	1,774.9 AFA	168.5 AFA	227.6 AFA	263.6 AFA	67.5 AFA
Volume Limit	2,765.1 AFA		396.1 AFA		243.2 AFA	
Diversion	12.56 CFS					
Acre Limit	868.0 Acres					
Volume Limit	3,472.0 AFA					

6.50 gpm/ac

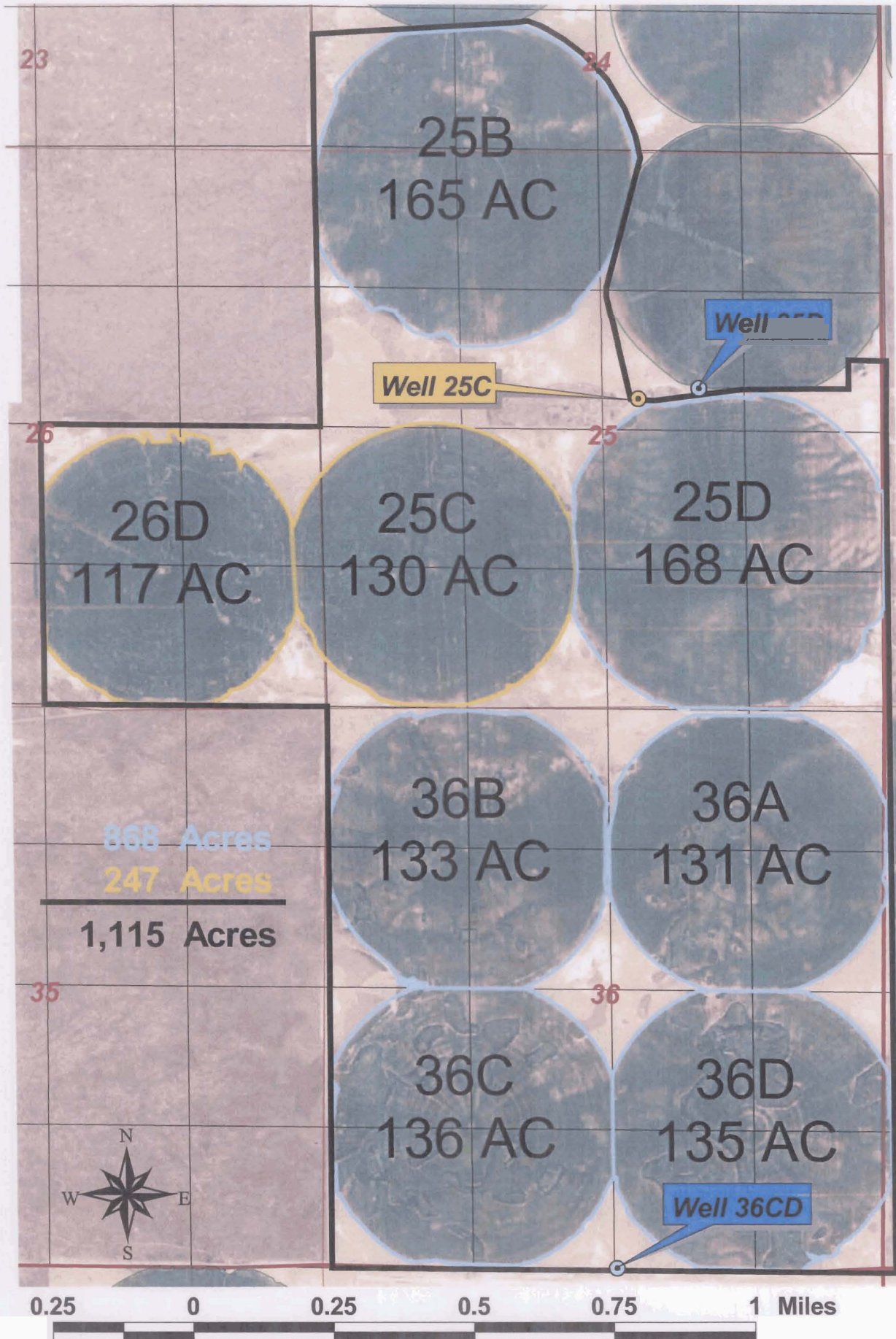
4.00 af/ac

	Remaining Water Rights					
	REMAINING : 1716.5 Acres					
RIGHT #	36-15612B	36-15620B	36-15614B	36-15622B	36-15566B	36-15531B
SOURCE	GROUND WATER	GROUND WATER	GROUND WATER	GROUND WATER	GROUND WATER	GROUND WATER
OWNER	Maria, Steve & Roy Young	Maria, Steve & Roy Young	Maria, Steve & Roy Young	Maria, Steve & Roy Young	Maria, Steve & Roy Young	Maria, Steve & Roy Young
PRIORITY DATE	2/17/1948	2/8/1977	8/15/1952	2/19/1952	2/20/1990	3/15/1987
BASIS	DECREED	DECREED	DECREED	DECREED	DECREED	DECREED
USE	IRRIGATION	IRRIGATION	IRRIGATION	IRRIGATION	IRRIGATION	IRRIGATION
Authorized	0.00 CFS	0.00 CFS	3.37 CFS	5.69 CFS	14.46 CFS	0.93 CFS
Combined	0.00 CFS		23.52 CFS			
Acre Limit				1595.2 Acres	6.7 Acres	114.7 Acres
Acre Limit				1601.8 Acres		0
Acre Limit	0.0 Acres		1716.5 Acres			
Volume Limit	0.0 AFA	0.0 AFA	1,636.8 AFA	2,240.8 AFA	2,560.4 AFA	655.7 AFA
Volume Limit	0.0 AFA		3,847.6 AFA		2,362.8 AFA 0	
Diversion	23.52 CFS					
Acre Limit	1716.5 Acres					
Volume Limit	6,866.0 AFA					

6.15 gpm/ac

4.00 af/ac

Youngs Storm Circle Farm
 Sale to Mountain View Land, L.P. & W.L.R., L.C.
 (T. 7S, R.22E)



- Purchased Wells**
- S25C - MVLLP
 - S25D - WLRLC
 - S36CD - WLRLC
- Legend**
- WLRLC Pivots
 - MVLLP - Pivot
 - Townships
 - Sections
 - 40's

WARRANTY DEED

#EC-1475

L-35453

For Value Received

Steven D. Young and Maria Young, husband and wife and Roy M. Young, a married man contracting with his sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Mountain View Land Limited Partnership

**Address: 719A East 700 North
Rupert, ID 83350**

Hereinafter called the Grantee, the following described premises situated in Lincoln County, Idaho, to-wit:

TOWNSHIP 7 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO

Section 25: SW¼

Section 26: SE¼

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Idaho Department of Water Resources Water Rights Nos. 36-15612(.88 cfs), 36-15620(2.89 cfs), 36-16354(.42 cfs), 36-16356 (.10 cfs), 36-16358 (.17 cfs), and 36-15531(.03 cfs).

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2006 and subsequent years.

Assessments of the Magic Valley Ground Water District and the rights and powers of said District as by law provided.

Power Line Easement given by Ralph McQuain and Kathryn McQuain, husband and wife to Idaho Power Company, a corporation, dated November 23, 1953, recorded August 22, 1955 in Book 5, Page 558, as Instrument Number 103701, Lincoln County records, granting to said corporation a right of way and easement for erection and maintenance of an electric transmission line over and across the E½ of Section 25, Township 7 South, Range 22 East of the Boise Meridian.

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Power Line Easement given by Vernon C. Phillips and Mabel J. Phillips, husband and wife, to Idaho Power Company, a corporation, dated June 3, 1964, recorded December 31, 1964 as Instrument Number 116373, Lincoln County records, granting to said corporation a right of way and easement for erection and maintenance of an electric transmission line over and across the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 24 and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 13, Township 7 South, Range 22 East of the Boise Meridian.

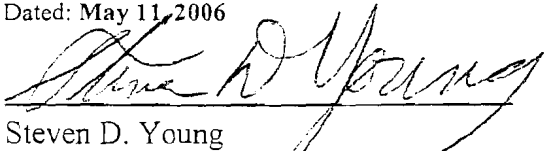
Grant of Easement and Right-of-Way from Vernon C. Phillips to the United States of America, Department of the Interior, Bureau of Land Management, dated April 7, 1965 and recorded August 20, 1965 as Instrument No. 117340, Lincoln County records, granting an easement for the Kimama Butte Lookout Road along the Section line between Sections 25 and 36, Township 7 South, Range 22, East of the Boise Meridian, 30 feet on each side of the Section line from the Section corner common to Sections 36, 35, 25, and 26 to the quarter corner between Sections 36 and 26, 30 feet North of the road in Section 26.

Reservation contained in United States Patent dated April 20, 1966 and recorded June 14, 1966 as instrument No. 118527, Lincoln County records, which excepts and reserves to the United States of America, all the oil and gas on the above described property and to it or person authorized by it, the right to prospect for, mine, and remove such deposits from the same upon compliance with the conditions and subject to the provisions and limitations of the Act of July 17, 1914. (38 Stat. 509)

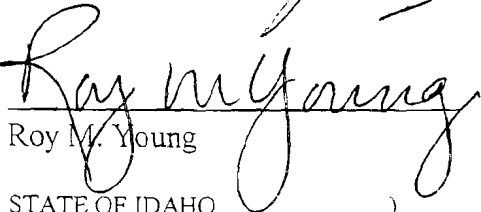
Power Line Easement given by Ranch Co Inc. to Idaho Power Company, a corporation, dated February 6, 1974, recorded May 25, 1976 as Instrument Number 131703, Lincoln County records, granting to said corporation the right to construct, operate and maintain an electrical transmission line over and across the North 30 feet of the N $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 24, Township 7 South, Range 22 East of the Boise Meridian.

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

Dated: May 11, 2006

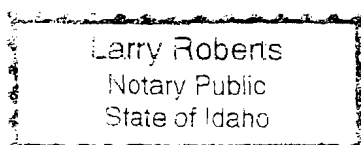

Steven D. Young


Maria Young


Roy M. Young

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

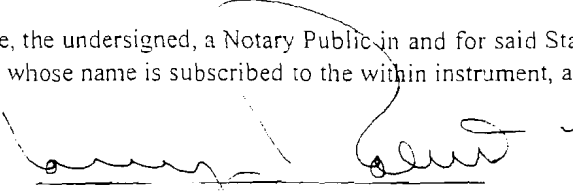
On this 11th day of May, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Steven D. Young and Maria Young, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.




Notary Public
Residing at: Burley, ID
My Commission expires: 06-30-09

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 12th day of May, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared **Roy M. Young**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.



Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-09

Larry Roberts
Notary Public
State of Idaho

180868	STATE OF IDAHO	LAND TITLE & ESCROW
	COUNTY OF LINCOLN	
	Recorded at the request of	Burley
	MAY 12 2006	
	at 30 minutes past 9 a.m.	
	recorded by	Michelle Bryant
	Fee: 9.00	Return to: same as above hand

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JUL 10 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

AGREEMENT FOR SPLIT OF IRRIGATION WATER RIGHTS

This Agreement is made effective this 11 day of May, 2006 by and between Steven D. Young & Maria Young, husband and wife, and Roy M. Young, a married man as his sole and separate property (hereinafter referred to as Youngs) and Mountain View Land, Limited Partnership (hereinafter referred to as MVLLP).

1. Youngs are owners of irrigated lands consisting of an approximately 3,000 acre permissible place of use (PPU). The irrigated acres are situated in portions of Sections 13, 24, **25, 26** & 36 of T. 7 S., R. 22 E., B.M. ; Section 19 of T. 7 S., R. 23 E., B.M. and Sections 1, 2 & 12 of T. 8 S., R. 22 E., B.M. The water rights appurtenant to the parcels (with the possible exception of 36-16354) have been partially decreed in the Snake River Basin Adjudication.
2. A search of water rights associated with the 3,000 acre irrigated property reveals the following 6 irrigation water rights:

IDWR Water Right #	Priority Date	Decreed Date/STATUS	Diversion Rate [cfs]	Diversion Volume [afa]
36-15531	3/15/1987	Sep 7 2002	1.22	852
36-15612	2/17/1948	Aug 27 2001	3.98	1272
36-15620	2/8/1977	Aug 27 2001	13.03	3552
36-16354	2/20/1990	License	16.3	2887
36-16355 ¹	2/20/1990	License	1.01	447.2
36-16356	8/15/1952	Aug 27 2001	3.8	1845.6
36-16357 ¹	8/15/1952	Aug 27 2001	0.24	447.2
36-16358	2/19/1952	Aug 27 2001	6.41	3111
36-16359 ¹	2/19/1952	Aug 27 2001	0.4	447.2

3. Youngs agree to the division of **247 acres** to MVLLP of the combined water rights with portions shown in the attached worksheet to be considered specifically and solely appurtenant to the two irrigated pivots located generally in the SE $\frac{1}{4}$ of Section 26 and the SW $\frac{1}{4}$ of Section 25 located in T. 7S, R. 22E. Consisting of 247 +/- acres of irrigation and associated with the well located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25.

¹ Transfer #72135 currently pending associated with 111.8 water right acres – amounts to be revised to include proper fraction of 36-15531.

4. The well identified as 25C on the attached map currently serves the described pivots and is included in this agreement to be designated as the sole diversion for irrigation of the pivots described above.
5. All remaining water rights shall have the well 25C removed from their authorized point of diversion and the described pivots removed from the authorized place of use for all remaining water rights and portions thereof.
6. Due to overlap with 36-15531 which was previously overlooked in approval of transfer #69073, current IDWR records are considered in error. Prior to the proposed division, current total irrigation water rights within the PPU are most likely as follows:

Owner	Authorized Irrigation [Acres]	Authorized Discharge [cfs]
Youngs PPU ²	2,806	41.19
+36-15531	137.3	(1.12)
Total	2,943.3	41.19

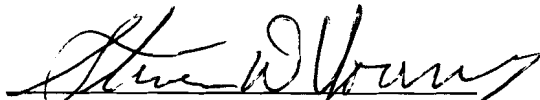
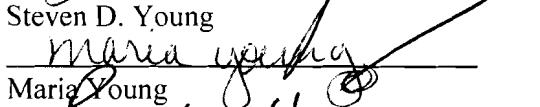
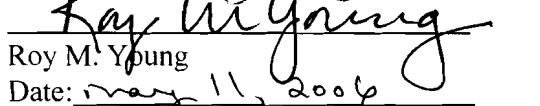
7. After the division, proposed water rights are as follows:

Owner	Authorized Irrigation [Acres]	Authorized Instantaneous Discharge [cfs]
Youngs PPU ²	1,828.3	25.05
MVLLP	247	3.58
W.L.R., L.C.	868	12.56
Total	2,943.3	41.19

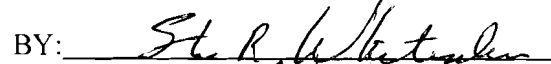
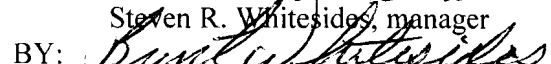
8. This Agreement may be modified or amended if the amendment is made in writing and is signed by both parties.
9. This Agreement shall be governed by the laws of the State of Idaho.

² Includes portions involved in Transfer #72135

Youngs

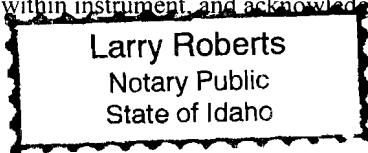

Steven D. Young

Maria Young

Roy M. Young
Date: May 11, 2006

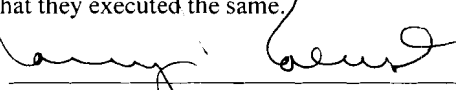
Mountain View Land Limited Partnership
BY: S & B Management, L.C.

BY: 
Steven R. Whitesides, manager
BY: 
Brent Whitesides, manager
Date: May 11, 2006

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

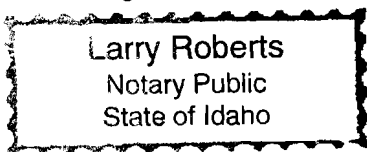
On this 11th day of May, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Steven D. Young and Maria Young, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

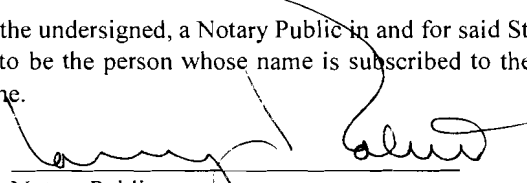



Notary Public
Residing at: Burley, Idaho
My Commission expires: 6-30-09

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

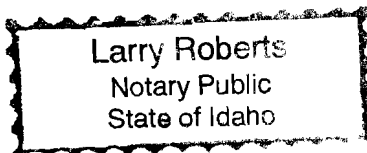
On this 12th day of May, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Roy M. Young, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

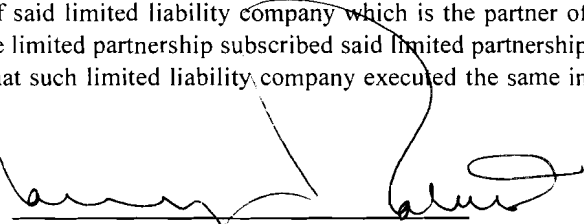



Notary Public
Residing at: Burley, Idaho
My Commission expires: 6-30-09

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 11th day of May, 2006, before me, the undersigned, a Notary Public, personally appeared Steven R. Whitesides and Brent Whitesides known to me to be the managers of S & B Management, L.C. the limited liability company that executed the foregoing instrument, on behalf of said limited liability company which is the partner of Mountain View Land Limited Partnership, and on behalf of the limited partnership subscribed said limited partnership name to the foregoing instrument, and acknowledged to me that such limited liability company executed the same in limited partnership name.




Notary Public
Residing at: Burley, Idaho
My Commission Expires: 6-30-09

COPY

RECEIVED

FEB 17 2005

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF 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 division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
36-15531		*	36-15622		*
36-15566			36-15616		
36-15612			36-15618		
36-15614		*			
36-15620					

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 division 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 claim(s) (these are usually attached to your deed or on file with the county).
OR
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 **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) RAYMOND L. COMMONS AND VIOLET COMMONS
422 North 82 Lane West Rupert, Id. 83350
4. New Owner/Claimant(s) STEVEN D. YOUNG, MARIA YOUNG, ROY YOUNG^{/M}
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address P.O. BOX 707
- City, State and ZIP Code RUPERT, ID. 83350
- New Telephone Number (208) -436- 7500
5. Date you acquired the property January 11, 2005

SUPPORT DATA

FILE # 36-15531

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable) _____

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.

For Office Use Only

Received by MM Date 2-17-05 Fee \$200.00
 Received by MM Date 2-17-05 Receipt No. COA16804
 Processed by _____ AJ Date _____ WR _____ Date _____

*2-23-05 \$75.00 (per split on 36-18331)

#0016954

WARRANTY DEED

476256

#18457

E. #18921-
666

For Value Received

Raymond L. Commons and Violet Commons, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Steven D. Young and Maria Young, husband and wife, and Roy M. Young, a married man as his sole and separate property

**Address: P. O. Box 707
Rupert, Idaho 83350**

Hereinafter called the Grantee, the following described premises situated in **Minidoka** County, Idaho, to-wit:

Parcel No. 1:

**TOWNSHIP 8 SOUTH, RANGE 22 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO**

Section 1: All

Section 2: E½

Section 12: NW¼

Parcel No. 2:

**TOWNSHIP 9 SOUTH, RANGE 22 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO**

instrument # 476256
MINIDOKA COUNTY, RUPERT, IDAHO
2005-01-13 01:57:23 No. of Pages: 3
Recorded for : RUPERT LAND TITLE
DUANE SMITH Fee: 9.00
Ex-Officio Recorder Deputy *sa*

Section 4: Lots 1, 2, 3 and 4 and S½NW¼, AND part of Farm Unit A, Tract A of the North Side Pumping Division of the Minidoka Project, Idaho (as shown by plat, dated September 27, 1957, filed in the office of the County Recorder, Minidoka County, Idaho), more particularly described as follows:

Beginning at the Southwest corner of the NE¼ of said Section 4, which point shall be the True Point of Beginning;

Thence North 0°09' West along the quarter section line for 1320.0 feet;

Thence south 89°20' East along the 1.16th section line for 2102.1 feet;

Thence south 0°31' East for 1009.0 feet;

Thence North 89°20' West for 688.0 feet;

Thence south 0°09' East for 311.0 feet;

Thence North 89°20' West along the quarter section line for 1421.2 feet to the True Point of Beginning;

EXCEPTING THEREFROM the following described tract:

Beginning at the West quarter corner of Section 4, said corner marked by a 5/8 inch rebar which shall be the Point of Beginning;
Thence North 00°20'24" West along the West line of Section 4 for a distance of 45.24 feet to a 5/8 inch rebar;
Thence South 89°20'53" East for a distance of 4053.20 feet;
Thence South 00°09'48" East for a distance of 45.24 feet to a point on the South line of the N½ of Section 4;
Thence North 89°20'53" West along the South line of the N½ of Section 4 for a distance of 4053.06 feet to the Point of Beginning.

Parcel No. 3:

TOWNSHIP 9 SOUTH, RANGE 22 EAST, BOISE MERIDIAN
MINIDOKA COUNTY, IDAHO

Section 4: Part of Farm Unit A, Tract A of the North Side Pumping Division of the Minidoka Project, Idaho (as shown by plat, dated September 27, 1957, filed in the office of the County Recorder, Minidoka county, Idaho), more particularly described as follows:

Beginning at Corner 1 of Tract "A" in Section 4, said corner marked by a 5/8 inch rebar; thence South 00°30'38" East (South 0°31' East, recorded) along the East line of Tract "A" for a distance of 1274.89 feet to a 5/8 inch which shall be the Point of Beginning;
Thence North 89°20'53" West for a distance of 689.95 feet;
Thence North 00°09'48" West (North 0°09' West, recorded) for a distance of 266.43 feet to a ½ inch rebar;
Thence South 89°20'07" East (South 89°20' East, recorded) for a distance of 688.33 feet (688.00 feet, recorded) to the East line of Tract "A";
Thence South 00°30'38" East (South 0°31' East, recorded) along said line for a distance of 266.30 feet to the Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2004 and subsequent years.

Assessments of the Magic Valley Ground Water District and the rights and powers of said District as by law provided.

An Easement, dated June 13, 1941 executed by Henry C. Schulze and Frieda Schulze, to The American Telephone and Telegraph Company of Wyoming, recorded October 4, 1941 in Book 2 of Bonds and Agreements, Page 412, as Document No. 89151, Minidoka County records, granting a right of way and easement for the erection and continued maintenance of a communication system and other equipment over, on and across Lots 2, 3 and 4 and SE¼NW¼ in Section 19, Township 7 South, Range 24 East, Boise Meridian, Minidoka County, Idaho, together with all rights of ingress and egress.

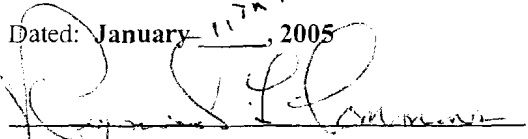
Power Line Easement from Lawrence H. Duffin and Wilbert H. Molle, partners, to Idaho Power Company, a corporation, dated May 27, 1948 and recorded June 15, 1950 as Document No. 108418 in Book 8 of Miscellaneous, Page 17, records of Minidoka County, Idaho, granting said corporation the right to construct, operate and maintain a transmission line over and across Lots 3 and 4 of Section 1 and Lot 1 of Section 2, all in Township 8 South, Range 22, East of the Boise Meridian.

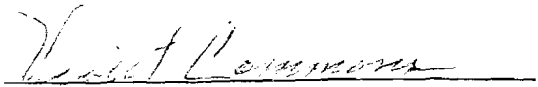
Power Line Easement dated November 7, 1957, executed by Billie Norvin Knight and Polly Ann Knight, husband and wife, to Idaho Power Company, a corporation and recorded May 12, 1958, in Book 36 of Deeds, Page 457, as Document No. 132735, Minidoka County records, granting a right of way and easement for construction and continued maintenance of electric transmission lines and equipment over, on and across the following premises: Tract A, Section 4, Township 9 South, Range 22 East, Boise Meridian, Minidoka County, Idaho, together with all rights of ingress and egress.

An Easement dated March 3, 1969, executed by Ray L. Commons and Violet Commons, husband and wife, to Idaho Power Company, a corporation, recorded January 16, 1970 as Document No. 207392, Minidoka County, Idaho, granting a right of way and easement for the erection and continued operation and maintenance of electrical transmission lines and equipment over, on and across the following described property: One foot North of the 1/16th line for Section 4, Township 9 South, Range 22 East, Boise Meridian; Beginning at the Eastern boundaries of said Section 4 and extending Westwardly for 2973 feet, more or less, together with all rights of ingress and egress.

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

Dated: January 11th, 2005

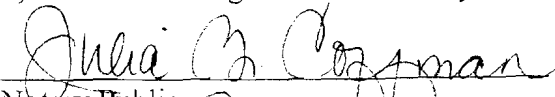

Raymond L. Commons


Violet Commons

STATE OF IDAHO)
) ss.
COUNTY OF Minidoka)

On this 11th day of January, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared **Raymond L. Commons and Violet Commons**, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

JULIA G. COFFMAN
NOTARY PUBLIC
STATE OF IDAHO


Notary Public

Residing at: Rupert, Ida.

My Commission expires:

6-20-08

WARRANTY DEED

GL-05967

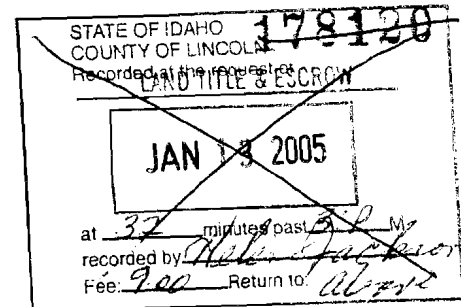
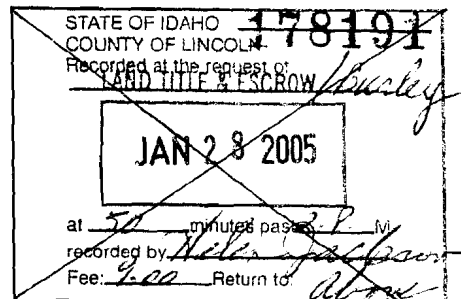
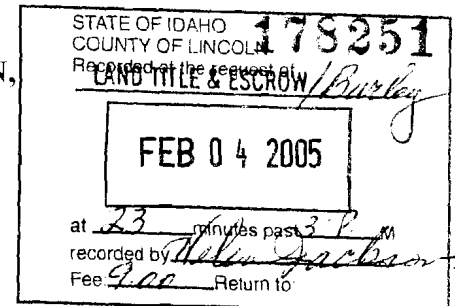
#18457

18457

For Value Received

Raymond L. Commons and Violet Commons, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Steven D. Young and Maria Young, husband and wife, and Roy M. Young, a married man as his sole and separate property**Address: P. O. Box 707
Rupert, Idaho 83350**Hereinafter called the Grantee, the following described premises situated in **Lincoln County, Idaho**, to-wit:**Parcel No. 1:****TOWNSHIP 7 SOUTH, RANGE 22 EAST, BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO****Section 13: S½SW¼****Section 24: All****Section 25: All****Section 26: SE¼****Section 36: All****Parcel No. 2:****TOWNSHIP 7 SOUTH, RANGE 23 EAST, BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO****Section 19: Lots 1, 2, 3 and 4, E½NE¼, E½SE¼****TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.****SUBJECT TO:****All reservations in patents or deeds in the chain of title.****Taxes for 2004 and subsequent years.**

Power Line Easement given by Ralph McQuain and Kathryn McQuain, husband and wife, to Idaho Power Company, a corporation, dated November 23, 1953, recorded August 22, 1955 in Book 5, Page 558, as Document Number 103701, Lincoln County records, granting to said corporation a right of way and easement for erection and maintenance of an electric transmission line over and across the E½ of Section 25, Township 7 South, Range 22 East of the Boise Meridian.

Power Line Easement given by Vernon C. Phillips and Mabel J. Phillips, husband and wife, to Idaho Power Company, a corporation, dated June 3, 1964, recorded December 31, 1964 as Document Number 116373, Lincoln County records, granting to said corporation a right of way and easement for erection and maintenance of an electric transmission line over and across the SE¼NE¼ of Section 24 and the SE¼NE¼ of Section 13, Township 7 South, Range 22 East of the Boise Meridian.

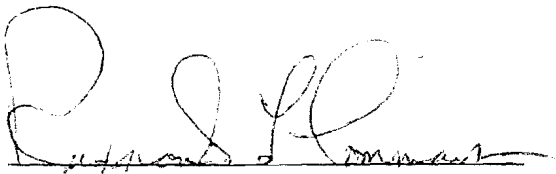
Grant of Easement and Right-of-Way from Vernon C. Phillips to the United States of America, Department of the Interior, Bureau of Land Management, dated April 7, 1965 and recorded August 20, 1965 as document No. 117340, Lincoln County records, granting an easement for the Kimama Butte Lookout Road along the Section line between Sections 25 and 36, township 7 South, Range 22, East of the Boise Meridian, 30 feet on each side of the Section line from the Section corner common to Sections 36, 35, 25, and 26 to the quarter corner between Sections 36 and 26, 30 feet North of the road in Section 26.

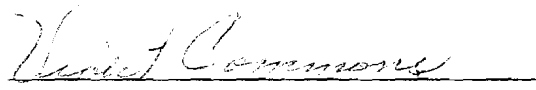
Reservations contained in United States Patent dated April 20, 1966 and recorded June 14, 1966 as Document No. 118527, Lincoln County records, which excepts and reserves to the United States of America, all the oil and gas on the above described property and to it or person authorized by it, the right to prospect for, mine and remove such deposits from the same upon compliance with the conditions and subject to the provisions and limitations of the Act of July 17, 1914. (38 Stat. 509)

Power Line Easement given by Ranch Co. Inc. to Idaho Power Company, a corporation, dated February 6, 1974, recorded May 25, 1976 as Document Number 131703, Lincoln county records, granting to said corporation the right to construct, operate and maintain an electrical transmission line over and across the North 30 feet of the N½SE¼ of Section 24, Township 7 South, Range 22 East of the Boise Meridian.

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

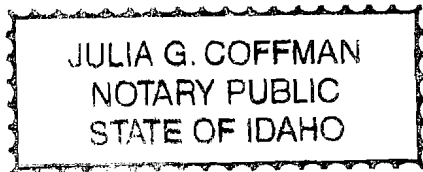
Dated: January 11th, 2005


Raymond L. Commons


Violet Commons

STATE OF IDAHO)
) ss.
COUNTY OF Minidoka)

On this 11th day of **January, 2005**, before me, the undersigned, a Notary Public in and for said State, personally appeared **Raymond L. Commons and Violet Commons**, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

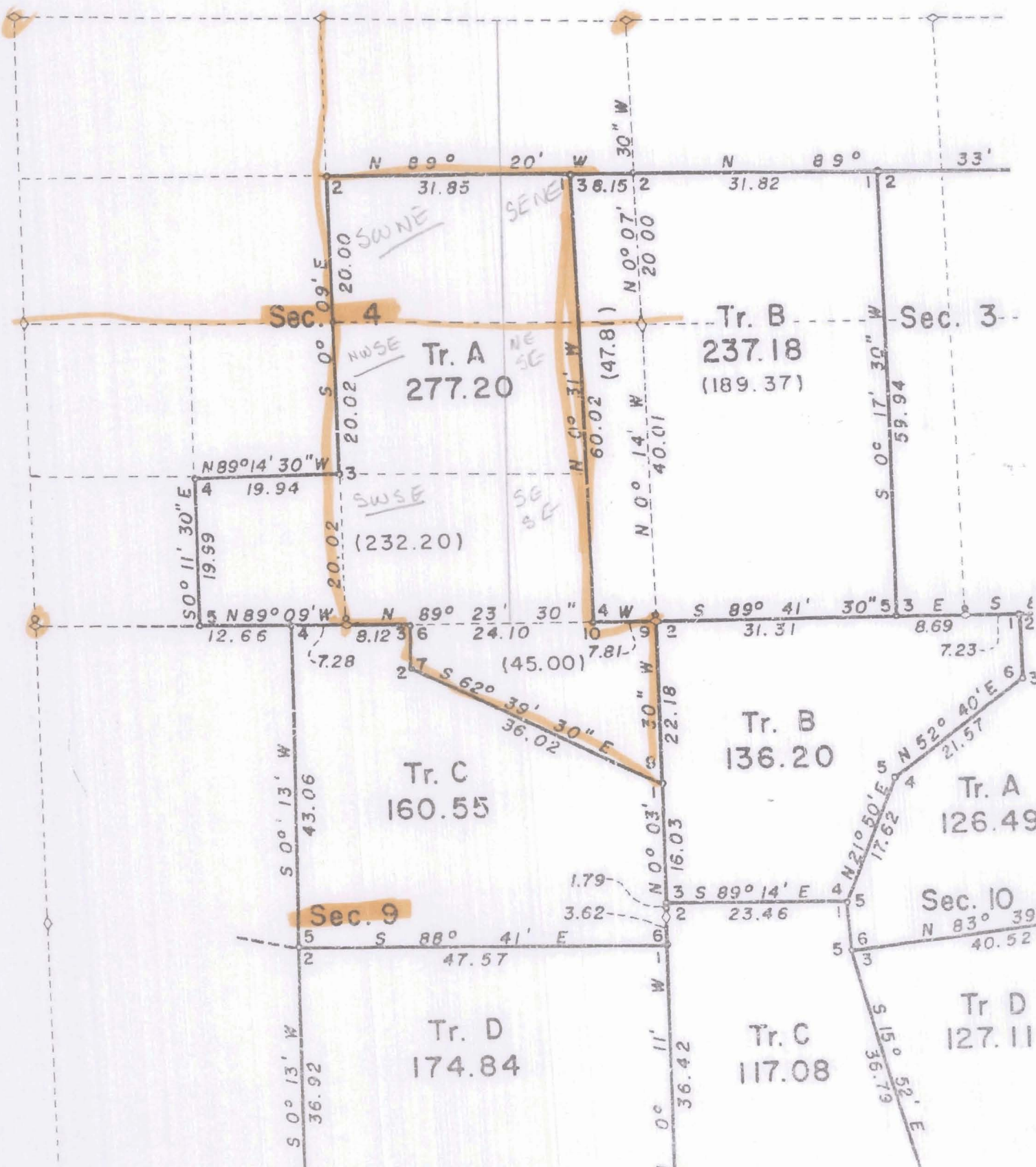
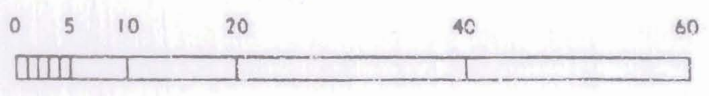


Julia G. Coffman
Notary Public
Residing at: Arpert, Ida
My Commission expires: 6-20-08

Survey commenced May 27, 1900

Survey

Scale in Chains



* Township 9 S. Range 23 E. *

35

