

Transfer No. 75305

Receipt No. E034713

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

1. Applicant Information IRMA M GAY
 628 W 300 S
 BLACKFOOT ID 83221
 (208)785-5457

And

WALTER A GAY
 628 W 300 S
 BLACKFOOT ID 83221
 (208)785-5457

Will this transfer result in an ownership change? _____ Yes X No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
35-2524	WR/License	0.90		45.0	518.0	GROUND WATER
35-2772	WR/License	3.40		240.0	518.0	GROUND WATER
35-7278	WR/License	1.98		99.0	518.0	GROUND WATER
35-2859	WR/License	1.77		135.0	518.0	GROUND WATER

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
35-2524	NO	NO	YES	NO	NO	NO
35-2772	NO	NO	YES	NO	NO	NO
35-7278	NO	NO	YES	NO	NO	NO
35-2859	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

Owner has altered his irrigation practices. He has installed several pivots resulting in a POU change.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

B. Describe the effects on other water uses resulting from the proposed change

RECEIVED

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75305

Department of Water Resources
 Eastern Region

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
35-2524	0.90 cfs	45.0	518.0	
35-2772	3.40 cfs	240.0	518.0	
35-7278	1.98 cfs	99.0	518.0	
35-2859	1.77 cfs	135.0	518.0	
TOTAL	7.73 cfs	518.0	518.0	2,072.0 af

Transfer No. 75305

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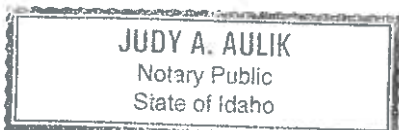
**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Walter A. Gump
(Signature of Applicant)

OWNER
(Title or Office)

Subscribed and sworn to before me this 31st day of December, 2008.



Judy A. Aulik
(Notary Public)

My commission expires May 25, 2011

Transfer No. 75305
Receipt No.E034713

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

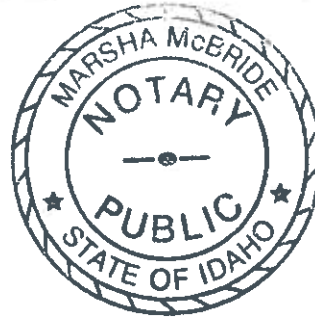
Anna M. Gay
(Signature of Applicant)

(Title or Office)

Subscribed and sworn to before me this 16 day of January, 2009.

Marsha McErider
(Notary Public)

My commission expires 5/26/2010



Transfer No. 75305

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 35-2524

Priority Date: April 18, 1966

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 11/01	0.90 CFS		
	Total Diversion	0.90 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWSENE Sec. 33 Twp 02S Rge 32E BINGHAM County

GROUND WATER SENWNW Sec. 34 Twp 02S Rge 32E BINGHAM County

GROUND WATER SENWSW Sec. 34 Twp 02S Rge 32E BINGHAM County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 32E 33	40.0	30.0	30.0	40.0													140.0
02S 32E 34		8.0	14.0		40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0		17.0	25.0		378.0

Total Acres: 518

Conditions/Remarks:

1. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2072 AF. COMBINED RIGHT NOS.: 35-02772, 35-02859, 35-07278.

Page 5

3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 45 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 518 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02772, 35-02859, AND 35-07278.
4. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-02772, 35-02859, AND 35-07278.
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

It will be dry.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

Transfer No. 75305

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 35-2772

Priority Date: April 12, 1965

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 10/31	3.40 CFS		
	Total Diversion	3.40 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWSENE Sec. 33 Twp 02S Rge 32E BINGHAM County

GROUND WATER SENWNW Sec. 34 Twp 02S Rge 32E BINGHAM County

GROUND WATER SENWSW Sec. 34 Twp 02S Rge 32E BINGHAM County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 32E 33	40.0	30.0	30.0	40.0													140.0
02S 32E 34		8.0	14.0		40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0		17.0	25.0		378.0

Total Acres: 518

Conditions/Remarks:

1. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2072 AF. COMBINED RIGHT NOS.: 35-02524, 35-02859, AND 35-07278.

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3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 518 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02524, 35-02859, AND 35-07278.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 240 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-02524, 35-02859, AND 35-07278.
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer
It will be dry.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 35-7278

Priority Date: February 15, 1973

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 11/01	1.98 CFS		
	Total Diversion	1.98 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWSENE Sec. 33 Twp 02S Rge 32E BINGHAM County

GROUND WATER SENWNW Sec. 34 Twp 02S Rge 32E BINGHAM County

GROUND WATER SENWSW Sec. 34 Twp 02S Rge 32E BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	32E	33	40.0	30.0	30.0	40.0													140.0
02S	32E	34		8.0	14.0		40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0		17.0	25.0		378.0

Total Acres: 518

Conditions/Remarks:

1. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2072 AF. COMBINED RIGHT NOS.: 35-02524, 35-02772, AND 35-02859

3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 518 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02524, 35-02772, AND 35-02859 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 99 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-02524, 35-02772, AND 35-02859
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

It will be dry.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

Transfer No. 75305
 Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
 APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 2**

Current Water Right No. 35-2859

Priority Date: January 18, 1967
 Origin: Water Right
 Basis: Decreed
 Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 10/31	1.77 CFS		
	Total Diversion	1.77 CFS		

Source and Point(s) of Diversion:

GROUND WATER	NWSENE	Sec. 33 Twp 02S Rge 32E BINGHAM County
GROUND WATER	SENWNW	Sec. 34 Twp 02S Rge 32E BINGHAM County
GROUND WATER	SENWSW	Sec. 34 Twp 02S Rge 32E BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	32E	33	40.0	30.0	30.0	40.0													140.0
02S	32E	34		8.0	14.0		40.0	40.0	40.0	40.0	40.0	40.0	39.0	35.0		17.0	25.0		378.0

Total Acres: 518

Conditions/Remarks:

1. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2072 AF. COMBINED RIGHT NOS.: 35-02524, 35-02772, AND 35-07278.

3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 518 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02524, 35-02772, AND 35-07278.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 135 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE: 35-02524, 35-02772, AND 35-07278.
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer
It will be dry.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 35-2524

Priority Date: April 18, 1966

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 11/01	0.90 CFS		
	Total Diversion	0.90 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWSENE Sec. 33 Twp 02S Rge 32E BINGHAM County

GROUND WATER SENWNW Sec. 34 Twp 02S Rge 32E BINGHAM County

GROUND WATER SENWSW Sec. 34 Twp 02S Rge 32E BINGHAM County

Describe the proposed diversion system

Point of Diversion # 1 3 WELLS & PUMPS MAINLINE TO CENTER PIVOTS & LATERALS
W/SPRINKLERS

Point of Diversion # 2 3 WELLS & PUMPS MAINLINE TO CENTER PIVOTS & LATERALS
W/SPRINKLERS

Point of Diversion # 3 3 WELLS & PUMPS MAINLINE TO CENTER PIVOTS & LATERALS
W/SPRINKLERS

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	32E	33	34.0	28.0	30.0	36.0													128.0
02S	32E	34		32.0	34.0		34.0	33.0	37.0	36.0	33.0	37.0	36.0	27.0		18.0	33.0		390.0

Total Acres: 518

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 35-2772

Priority Date:

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	3.40 CFS		
	Total Diversion	3.40 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWSENE Sec. 33 Twp 02S Rge 32E BINGHAM County

GROUND WATER SENWNW Sec. 34 Twp 02S Rge 32E BINGHAM County

GROUND WATER SENWSW Sec. 34 Twp 02S Rge 32E BINGHAM County

Describe the proposed diversion system

Point of Diversion # 1 THREE WELLS TO CENTER PIVOTS & LATERALS WITH SPRINKLERS

Point of Diversion # 2 THREE WELLS TO CENTER PIVOTS & LATERALS WITH SPRINKLERS

Point of Diversion # 3 THREE WELLS TO CENTER PIVOTS & LATERALS WITH SPRINKLERS

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	32E	33	34.0	28.0	30.0	36.0												128.0	
02S	32E	34		32.0	34.0		34.0	33.0	37.0	36.0	33.0	37.0	36.0	27.0		18.0	33.0	390.0	

Total Acres: 518

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 35-7278

Priority Date: February 15, 1973

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 11/01	1.98 CFS		
	Total Diversion	1.98 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWSENE Sec. 33 Twp 02S Rge 32E BINGHAM County

GROUND WATER SENWNW Sec. 34 Twp 02S Rge 32E BINGHAM County

GROUND WATER SENWSW Sec. 34 Twp 02S Rge 32E BINGHAM County

Describe the proposed diversion system

Point of Diversion # 1 3 WELL AND PUMPS INTO COMMON MAINLINE TO PIVOTS/LATERAL HANDLINES

Point of Diversion # 2 3 WELL AND PUMPS INTO COMMON MAINLINE TO PIVOTS/LATERAL HANDLINES

Point of Diversion # 3 3 WELL AND PUMPS INTO COMMON MAINLINE TO PIVOTS/LATERAL HANDLINES

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	32E	33	34.0	28.0	30.0	36.0												128.0	
02S	32E	34		32.0	34.0		34.0	33.0	37.0	36.0	33.0	37.0	36.0	27.0		18.0	33.0	390.0	

Total Acres: 518

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 35-2859

Priority Date: January 18, 1967

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	1.77 CFS		
	Total Diversion	1.77 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWSENE Sec. 33 Twp 02S Rge 32E BINGHAM County

GROUND WATER SENWNW Sec. 34 Twp 02S Rge 32E BINGHAM County

GROUND WATER SENWSW Sec. 34 Twp 02S Rge 32E BINGHAM County

Describe the proposed diversion system

Point of Diversion # 1 THREE WELLS TO CENTER PIVOTS & LATERALS WITH SPRINKLERS

Point of Diversion # 2 THREE WELLS TO CENTER PIVOTS & LATERALS WITH SPRINKLERS

Point of Diversion # 3 THREE WELLS TO CENTER PIVOTS & LATERALS WITH SPRINKLERS

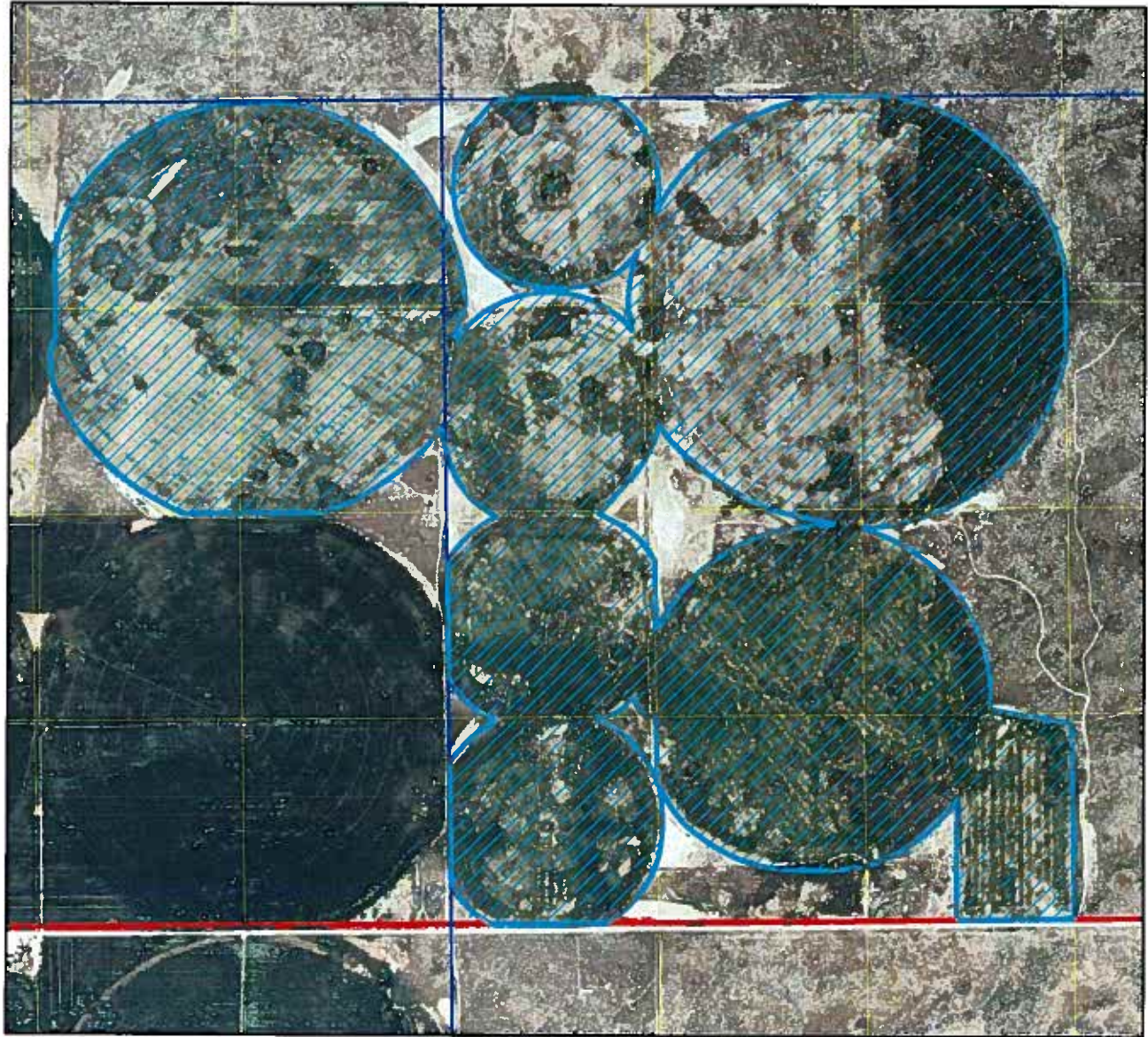
PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	32E	33	34.0	28.0	30.0	36.0												128.0	
02S	32E	34		32.0	34.0		34.0	33.0	37.0	36.0	33.0	37.0	36.0	27.0		18.0	33.0	390.0	

Total Acres: 518

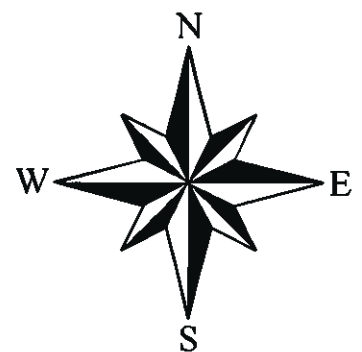
T02S R32E Section 34

Owners: Walter & Irma Gay



Legend

-  Proposed Use
-  Township/Range
-  Sections
-  QQ



0 0.05 0.1 0.2 0.3 0.4 Miles

Image: NAIP 2006

Idaho Department of Water Resources

75305

Map Prepared by Heather Bohac, January 20, 2009

WARRANTY DEED

For Value Received, Ronnie D. Watt and Vickie L. Watt, husband and wife, the Grantors, do hereby grant, bargain, sell, and convey unto Walter A. Gay and Irma Gay, husband and wife, as to an undivided two-thirds interest, and Jack Webb and Dorothy Webb, husband and wife, as to an undivided one-third interest, of 628 W 300 S, Blackfoot, ID 83221, the Grantees, the following-described premises, to-wit:

Tract A:

Township 2 South, Range 32 E.B.M., Bingham County, Idaho

Section 33: NE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 34: NW $\frac{1}{4}$ NW $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$, EXCEPT County Road to the South

**Section 34: NE $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ E $\frac{1}{2}$, EXCEPT County Road to the South, ALSO
EXCEPT: oil and gas to United States of America**

Tract B:

Township 3 South, Range 32 E.B.M., Bingham County, Idaho

Section 33: W $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$

Containing 640 acres

Water Right Nos. 35-2524; 35-02772; 35-02859; 35-07278

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Subject to all existing rights-of-ways for public highways, protective covenants, utility lines, existing roadways, irrigation ditches and all building, zoning and other restrictions of use and all encumbrances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 14th day of April, 2003.

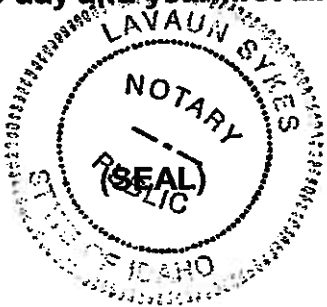
Ronnie D. Watt
Ronnie D. Watt

Vickie L. Watt
Vickie L. Watt

STATE OF IDAHO)
 : ss.
County of Bingham)

On this 14th day of April, 2003, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Ronnie D. Watt and Vickie L. Watt, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed by official seal, the day and year first above written.



Lavaun Sykes
Notary Public for Idaho
Residing at Blackfoot
My Commission Expires: 5-17-03

**ASSIGNMENT BY PURCHASER
INSTALLMENT PURCHASE CONTRACT**

In consideration of the sum of Seventeen Thousand Dollars (\$17,000) Nine Thousand Dollars (\$9,000) paid upon execution of this document, the receipt of which is acknowledged, and Eight Thousand Dollars (\$8,000) to be paid on or before January 10, 2005, with interest on the unpaid balance at the rate of one-half of one (.5%) percent per month from the date hereof until paid, the undersigned, hereinafter referred to as assignors, hereby sell, transfer, set over, confirm and assign to Walter A. Gay and Irma Gay, husband and wife, hereinafter referred to as assignees, all right, title, and interest of the undersigned in and under that certain contract of sale for real property, dated April 14, 2003, by Ronnie D. Watt and Vickie L. Watt, husband and wife, as sellers, and the undersigned as purchaser, and notice of which recorded as Instrument No. 537845, records of Bingham County, Idaho. Assignors further hereby assignee, transfer, and set over to assignees all right, title and interest of assignors in the real property described in the contract of sale, situated in Bingham County, Idaho, and particularly described as follows:

Tract A:

Township 2 South, Range 32 E.B.M., Bingham County, Idaho

Section 33: NE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 34: NW $\frac{1}{4}$ NW $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$, EXCEPT County Road to the South

Section 34: NE $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ E $\frac{1}{2}$, EXCEPT County Road to the South, ALSO
EXCEPT: oil and gas to United States of America

Tract B:

Township 3 South, Range 32 E.B.M., Bingham County, Idaho

Section 33: W $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$

Containing 640 acres

Water Right Nos. 35-2524; 35-02772; 35-02859; 35-07278

Together with the following personal property:

3 - Raincat 1 $\frac{1}{4}$ mile pivots

3- panels

1- 150 hp pump

2- 125 hp pump

8 $\frac{1}{4}$ handlines

$\frac{3}{4}$ mile portable mainline

potato cellar

Mobile Home

Assignors further assign and transfer to Assignees all of Assignors' right, title and interest in:

1. Growing crops
2. Farm Service Agency payments or any other government benefits applicable to said property.
3. Crop insurance coverage, evidenced by an "Assignment of Indemnity"

Assignors fully authorize and empower assignees to demand and receive, on performance of all the covenants and conditions of purchaser under the contract of sale, the deed conveying such real property, in the same manner and to the same extent as assignors could do in the absence of this assignment.

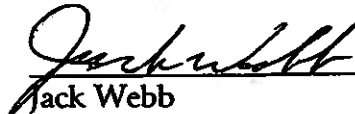
In consideration of the assignment made to them, assignees assume and agree to pay the balance remaining due on the purchaser price of the property, which balance is the sum of Two Hundred Ninety Two Thousand Nine Hundred Seventy and 98/100 Dollars (\$292,917.98), together with accruing interest from May 3, 2004, as provided in the contract of sale; and to perform all other obligations of the Purchasers under the contract of sale and indemnify Assignor against all claims of Seller thereunder.

Assignees shall execute such further instrument or instruments showing Assignors' assumption of the obligations as Assignees may require.

Assignees further agree to assume and pay any insurance premiums or other fees required to participate in FSA programs.

Assignees hereby agree to indemnify and hold Assignors harmless from any default in the performance of the obligations referred to in this agreement.

Executed at Blackfoot, Idaho, on June 8, 2004.


Jack Webb

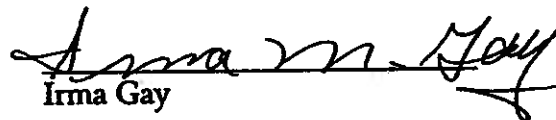

Dorothy Webb

ACCEPTANCE

The undersigned, the assignees named in the forgoing assignment, hereby accept the same and undertake and agree to perform Jack Webb's and Dorothy Webb's covenants and obligations of the contract of sale therein referred to .

Executed at Blackfoot, Idaho, on June 8, 2004.


Walter A. Gay

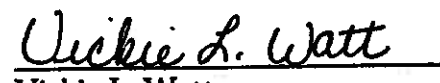

Irma Gay

CONSENT OF SELLER

As seller in the contract of sale referred to above, as the present owners of the premises therein referred to, we hereby consent to such assignment.

Executed at Blackfoot, Idaho, on June 10, 2004.


Ronnie D. Watt


Vickie L. Watt