

\$450.00

Page 1

Transfer No. 74605

Receipt No. 5030075

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

1. Applicant Information KBC FARMS LLC
3062 S FRONTAGE RD
AMERICAN FALLS ID 83211
(208)226-2773

RECEIVED
MAR 18 2008
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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
41-7032	WR/License	8.36	1,672.0	418.0	1,858.0	GROUND WATER
41-7018	WR/License	18.26	5,760.0	1,440.0	1,858.0	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
41-7032	NO	NO	YES	NO	NO	NO
41-7018	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

Adding new Pivots

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

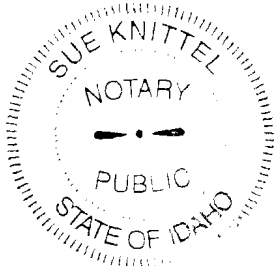
5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
41-7032	8.36 cfs	418.0	1,858.0	1,672.0 af
41-7018	18.26 cfs	1,440.0	1,858.0	5,760.0 af
TOTAL	18.26 cfs	1,858.0	1,858.0	6,165.1 af

Transfer No. 74605
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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.



[Signature]
(Signature of Applicant)

U.P. general partner
(Title or Office)

Subscribed and sworn to before me this 10th day of March, 2008.

[Signature]
(Notary Public)

My commission expires 1-11-2011

Transfer No. 74605

Receipt No. 5030075

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

Current Water Right No. 41-7032

Priority Date: December 31, 1977

Origin: Water Right

Basis: License

Status: Active

RECEIVED
MAR 18 2008
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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	10/31	8.36 CFS	1,672.0 AFA	
	Total Diversion		8.36 CFS	1,672.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSE Sec. 24 Twp 10S Rge 30E POWER County

GROUND WATER NWNE Sec. 25 Twp 10S Rge 30E POWER County

GROUND WATER NENW Sec. 25 Twp 10S Rge 30E POWER 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	
10S	30E	24	33.0	33.0	33.0	33.0	9.0	5.0	15.0	31.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	456.0
10S	30E	25	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0					33.0	33.0	33.0	33.0	396.0
10S	30E	36	33.0	33.0	33.0	33.0													132.0
10S	31E	18									15.0			10.0	7.0	31.0	38.0	7.0	108.0
10S	31E	19		29.0	31.0		35.0	2.0	3.0	36.0	27.0	7.0	16.0	40.0	6.0	11.0	35.0	32.0	310.0
10S	31E	20						L 1	L 2		1.0	12.0	40.0	6.0					59.0
10S	31E	29						8.0	8.0			22.0							38.0
10S	31E	30	38.0	20.0	32.0	21.0	27.0	1.0	19.0	40.0	33.0	9.0			35.0	28.0	31.0	25.0	359.0
								L 1	L 2			L 3							

Total Acres: 1858

Conditions/Remarks:

Page 4

1. Rights 41-07018 and 41-07032 when combined shall not exceed a total diversion rate of 18.26 cfs, a total annual diversion volume of 6165.1 af at the field headgate, and the irrigation of 1858 acres. This right is limited to the irrigation of 418 acres within the place of use described above in a single irrigation season.
Right 41-07018 is also diverted through the point(s) of diversion described above.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Documentation of Ownership of the Current Place of Use

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. 74605

Receipt No. _____

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

Current Water Right No. 41-7018

Priority Date: July 30, 1975

Origin: Water Right

Basis: Decreed

Status: Active

RECEIVED
MAR 18 2008
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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	10/31	18.26 CFS	5,760.0 AFA	
	Total Diversion		18.26 CFS	5,760.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSWSE Sec. 24 Twp 10S Rge 30E POWER County

GROUND WATER NWNWNE Sec. 25 Twp 10S Rge 30E POWER County

GROUND WATER NENENW Sec. 25 Twp 10S Rge 30E POWER 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	
10S 30E 24	33.0	33.0	33.0	33.0	9.0	5.0	15.0	31.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0	456.0
10S 30E 25	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0					33.0	33.0	33.0	33.0	396.0
10S 30E 36	33.0	33.0	33.0	33.0													132.0
10S 31E 18									15.0			10.0	7.0	31.0	38.0	7.0	108.0
10S 31E 19		29.0	31.0		35.0	2.0	3.0	36.0	27.0	7.0	16.0	40.0	6.0	11.0	35.0	32.0	310.0
10S 31E 20						L 1	L 2		1.0	12.0	40.0	6.0					59.0
10S 31E 29						8.0	8.0			22.0							38.0
10S 31E 30	38.0	20.0	32.0	21.0	27.0	1.0	19.0	40.0	33.0	9.0			35.0	28.0	31.0	25.0	359.0
						L 1	L 2			L 3							

Total Acres: 1858

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT NO. 41-07032 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 18.26 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 6165.1 AF.
2. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1440 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 41-07032 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1858 ACRES IN A SINGLE IRRIGATION SEASON.
3. 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.
4. RIGHT NO. 41-07032 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Documentation of Ownership of the Current Place of Use

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. 74605

Receipt No. _____

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

Proposed Water Right No. 41-7032

Priority Date: December 31, 1977

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	04/01 10/31	8.36 CFS	1,672.0 AFA	
	Total Diversion	8.36 CFS	1,672.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSE Sec. 24 Twp 10S Rge 30E POWER County

GROUND WATER NWNE Sec. 25 Twp 10S Rge 30E POWER County

GROUND WATER NENW Sec. 25 Twp 10S Rge 30E POWER County

Describe the proposed diversion system**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	
10S 30E 13	5.6	29.0	32.0	36.0	29.0			31.0	37.0	37.0	11.0	19.0	20.0	25.0	15.0	39.0	365.6
10S 30E 14													4.3				4.3
10S 30E 24	29.0	30.0	31.0	31.0	5.1	1.4	33.0	32.0	29.0	27.0	19.0	31.0	31.0	32.0	31.0	31.0	423.5
10S 30E 25				8.6	28.0	21.0	17.0	30.0					28.0			2.2	134.8
10S 31E 18			3.5		10.0	8.5	21.0	34.0	12.0	7.7	20.0	33.0	8.0	35.0	34.0	7.6	234.3
10S 31E 19	2.7	22.0	38.0	11.0	38.0	L 1	L 2	39.0	24.0	5.7	17.0	40.0	.4	7.5	30.0	24.0	324.3
10S 31E 20						L 1	L 2			L 3	L 4						
10S 31E 20										9.6	39.0	3.1					51.7
10S 31E 29						1.2	.9			4.8							6.9
10S 31E 30	33.0	16.0	24.0	18.0	22.0	1.5	15.0	40.0	28.0	15.0	2.7	24.0	36.0	11.0	17.0	9.4	312.6
						L 1	L 2			L 3	L 4						

Total Acres: 1858

Transfer No. 74605

Receipt No. _____

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

Proposed Water Right No. 41-7018

Priority Date: July 30, 1975

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	18.26 CFS	5,760.0 AFA	
	Total Diversion	18.26 CFS	5,760.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSWSE Sec. 24 Twp 10S Rge 30E POWER County

GROUND WATER NWNWNE Sec. 25 Twp 10S Rge 30E POWER County

GROUND WATER NENENW Sec. 25 Twp 10S Rge 30E POWER County

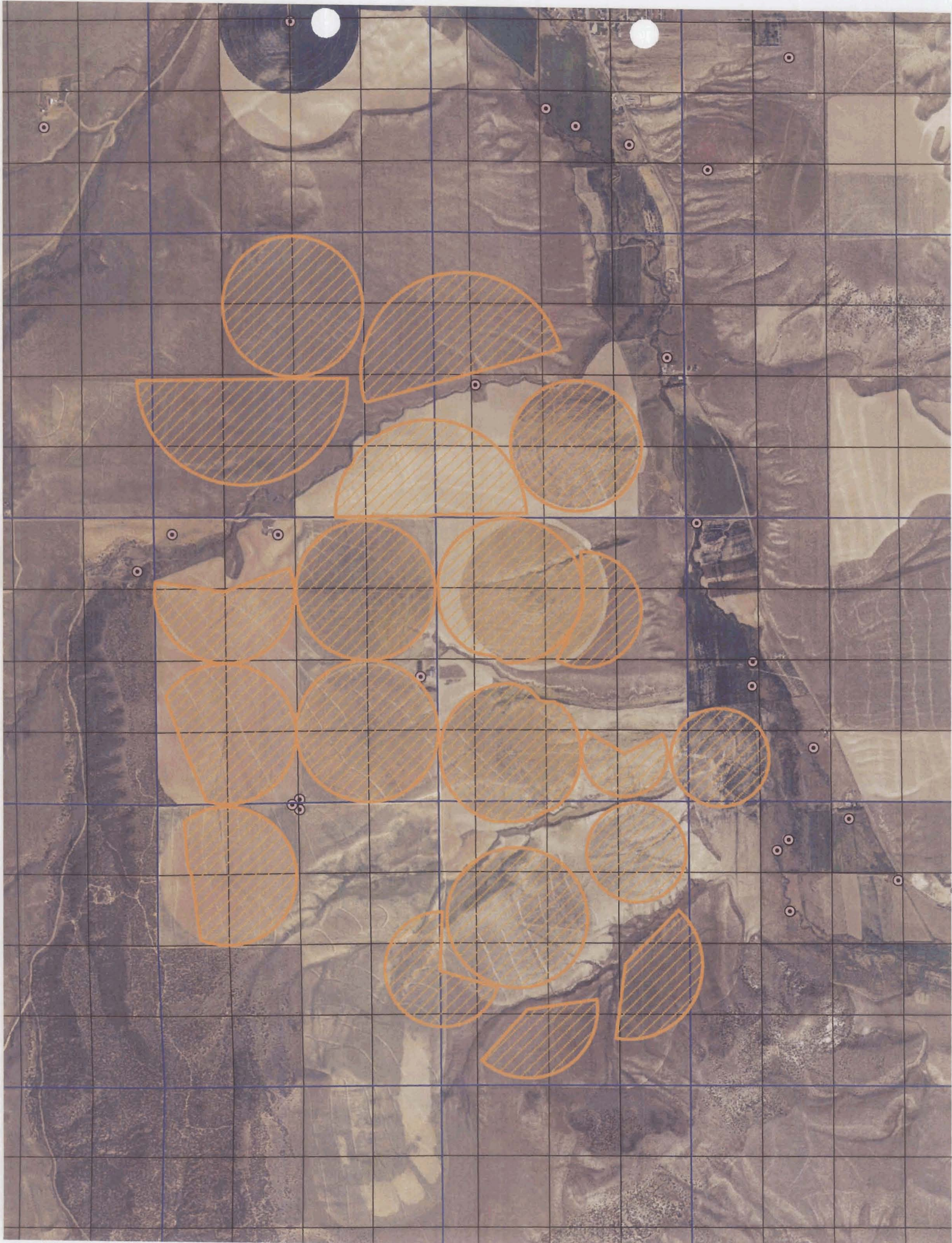
Describe the proposed diversion system

Point of Diversion # 1 THREE WELLS AND PUMPS-INTERTIED, ²⁰ ~~10~~ PIVOTS
 Point of Diversion # 2 THREE WELLS AND PUMPS-INTERTIED, ³⁰ ~~10~~ PIVOTS
 Point of Diversion # 3 THREE WELLS AND PUMPS-INTERTIED, ²⁰ ~~10~~ PIVOTS

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	
10S 30E 13	5.6	29.0	32.0	36.0	29.0			31.0	37.0	37.0	11.0	19.0	20.0	25.0	15.0	39.0	365.6
10S 30E 14													4.3				4.3
10S 30E 24	29.0	30.0	31.0	31.0	5.1	1.4	33.0	32.0	29.0	27.0	19.0	31.0	31.0	32.0	31.0	31.0	423.5
10S 30E 25				8.6	28.0	21.0	17.0	30.0					28.0			2.2	134.8
10S 31E 18			3.5		10.0	8.5	21.0	34.0	12.0	7.7	20.0	33.0	8.0	35.0	34.0	7.6	234.3
10S 31E 19	2.7	22.0	38.0	11.0	38.0	L 1	L 2	39.0	24.0	L 3	L 4	40.0	.4	7.5	30.0	24.0	324.3
10S 31E 20						L 1	L 2			L 3	L 4						51.7
10S 31E 29						1.2	.9			4.8							6.9
10S 31E 30	33.0	16.0	24.0	18.0	22.0	1.5	15.0	40.0	28.0	15.0	2.7	24.0	36.0	11.0	17.0	9.4	312.6
						L 1	L 2			L 3	L 4						

Total Acres: 1858



AFTER RECORDING PLEASE RETURN TO:
OLSON & HOGGAN, P.C.
88 W CENTER
P O BOX 525
LOGAN UT 84323-0525

179076

INSTRUMENT #
TIME <u>4:45 PM</u>
REQ. OF <u>Olson & Hoggan, P.C.</u>
FEB 08 2002
POWER COUNTY AM. FALLS CHRISTINE STEINLIGHT BY <u>Christine Steinlight</u> DEPUTY <u>Feb. 18.02</u>

WARRANTY DEED

Weston and Weston Farms, an Idaho Partnership, H. Roscoe Weston, R. Scott Weston and Herbert R. Weston, Partners and H. Roscoe Weston, R. Scott Weston and Herbert R. Weston, individuals, Grantors of Logan, County of Cache, State of Utah, hereby CONVEY AND WARRANT to R. Scott Weston Farms, an Idaho Partnership, Grantee of 4448 Highway 37, Rockland, Idaho 83271, for the sum of Ten Dollars (\$10.00), and other good and valuable consideration, the following described tracts of land in Power County, State of Idaho:

See Exhibit "A" attached and incorporated by reference.

Together with all water rights appurtenant to or used in connection with said real property.

DATED this 5 day of February, 2002.

Weston and Weston Farms

Miles P Jensen
Witness

By: H. Roscoe Weston
H. Roscoe Weston, Partner

By: R. Scott Weston
R. Scott Weston, Partner

By: Herbert R. Weston
Herbert R. Weston, Partner

Miles P Jensen
Witness

R. Scott Weston
R. Scott Weston, an individual

Miles P Jensen
Witness

Herbert R. Weston
Herbert R. Weston, an individual

WARRANTY DEED

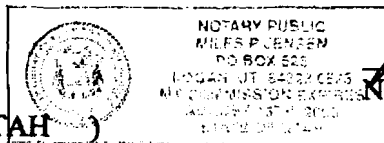
Page 2

Miles P Jensen
Witness

H. Roscoe Weston
H. Roscoe Weston, an individual

STATE OF UTAH)
: ss.
County of Cache)

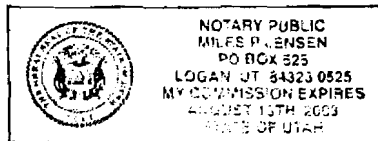
On the 5 day of February, 2002, personally appeared before me H. Roscoe Weston, R. Scott Weston and Herbert R. Weston, who, being by me duly sworn, did say that they are all of the partners of Weston and Weston Farms, an Idaho Partnership, and that the said instrument was signed in behalf of said, and the aforesaid partners acknowledged to me that said Partnership executed the same.



Miles P Jensen
NOTARY PUBLIC

STATE OF UTAH)
: ss.
County of Cache)

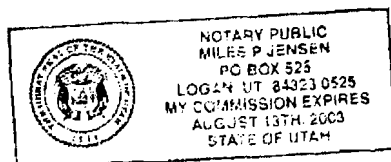
On the 5 day of February, 2002, personally appeared before me H. Roscoe Weston, the signer of the within instrument, who duly acknowledged to me that he executed the same.



Miles P Jensen
Notary Public

STATE OF UTAH)
: ss.
County of Cache)

On the 5 day of February, 2002, personally appeared before me R. Scott Weston, the signer of the within instrument, who duly acknowledged to me that he executed the same.



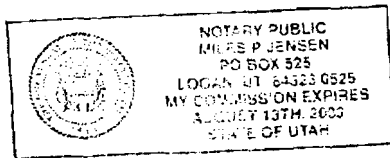
Miles P Jensen
Notary Public

WARRANTY DEED

Page 3

STATE OF UTAH)
 : ss.
County of Cache)

On the 5 day of February, 2002, personally appeared before me Herbert R. Weston, the signer of the within instrument, who duly acknowledged to me that he executed the same.



Miles P Jensen
Notary Public

J:\MP\REC\weston.wd.wpd
N-7188.07

Exhibit "A"

The land referred to in this Commitment is described as follows:

PARCEL 1:

Township 10 South, Range 30 East of the Boise Meridian, POWER COUNTY, IDAHO
Section 13: E&NW&; W&NE&; SE&NE&; E&SW&; SE&
Section 14: SE&
Section 24: SW&, NE&, NW&, SE&

EXCEPT: Beginning at the Northwest Corner of NE1/4NW1/4 of said Section 24; thence in a Southerly direction 704.90 feet, more or less, along West boundary of said NE1/4NW1/4, across a natural wash or draw which extends across said Northwest Corner to a point which lies on the South side of said natural wash or draw; thence on a meander line on the Easterly side of said natural wash or draw, 23°57' East 275.1 feet, more or less, along a fence line; thence North 14°16' East 328 feet, more or less, continuing along the fence line; thence North 55°06' East 105 feet, more or less, to a point on the North boundary line of said NE1/4NW1/4 of said Section 24; thence running in a Westerly direction along the said North boundary line of said NE1/4NW1/4 of Section 24 across said natural wash or draw to POINT OF BEGINNING.

ALSO EXCEPT: NW&NW&
Section 25: NE&, NW&

Township 10 South, Range 31 East of the Boise Meridian, POWER COUNTY, IDAHO
Section 17: SW&NW&
W&SW&

EXCEPT: A strip of land 100 feet wide, being 50 feet on each side of the center line of main tract of the New Oregon Short Line Railroad from American Falls to landing, as the same is now located over and across the Northwest quarter of the SW& of Section 17, Township 10 South, Range 31 E.B.M., the location of said center line of main tract being more particularly described as follows: Beginning at a point in the West line of said Section 17, and 1035 feet, more or less, North of the Southwest corner of said NW& of the SW& thence South 14°28' East for a distance of 1067 feet, more or less, to a point in the South line of said NW& of the SW& and 269 feet, more or less, East of the Southwest corner thereof.

ALSO EXCEPT: a strip of land 100 feet wide, being 50 feet on each side of the said center line of main tract, as the same is now located over and across the SW& of the SW& of Section 17, Township 10 South, Range 31 E.B.M., the location of said center line of main tract being more particularly described as follows: Beginning at a point in the South line of said Section 17, and 614 feet East of the Southwest corner thereof, thence North 14°28' West for a distance of 1366 feet, more or less, to a point in the North line of said SW& of the SW& and 269 feet, more or less, East of the Northwest corner thereof.

ALSO EXCEPT: Beginning at a point 182 feet West of the Southeast corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 17, Township 10 South, Range 31 E.B.M., running thence in a Northwesterly direction to a point 500 feet West of the Northeast corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 17; thence East 50 feet; thence Southeasterly to a point 50 feet East of THE POINT OF BEGINNING; thence West TO POINT OF BEGINNING, given for a Public Highway.

ALSO EXCEPT: A strip of land variable width being 33 feet wide on the West and 40 feet wide on the East side between stations 735-60 and 752-17.0, continuing 40 feet wide on the East side and widening to 40 feet on the West side of station 759-13.4, thence being 40 feet wide to station 777-07 of the following described center line of highway as surveyed and shown on the official plat of the Oneida S&P 50 2 Highway Survey on file in the Department of Public Works of the State of Idaho, lying over and across the West half of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17 and the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 18, Township 10 South, Range 31 E.B.M.

Beginning at Station 735-60 of the said highway survey, which Station is a point on tangent approximately 1150 feet East from the Southwest corner of Section 17, Township 10 South, Range 31 E.B.M., thence running North 14°49' West 752.8 feet to Station 743-12.8 of said survey, which Station is a point of curvature, thence 904.2 feet with a 2°00' curve left, said curve having a central angle of 18°05' to Station 752-17.0, which Station is a point on tangent, thence North 32°54' West on tangent 696.4 feet to Station 759-13.4, which Station is a point of curvature, thence 742.5 feet with a 4°00' curve right, said curve having a central angle of 29°42' to Station 755-55.9 which Station is a point on tangent, thence North 3°12' West on tangent 1051.1 feet to Station 777-07.0, which Station is a point on tangent approximately 1310 feet South and 30 feet West from the Northeast corner of Section 18, Township 10 South, Range 31 E.B.M.

ALSO EXCEPT: Beginning at a point in the Easterly boundary of State Highway No. 37 that bears South 28°11' East 250.8 feet from the West quarter corner of Section 17, Township 10 South, Range 31 E.B.M., thence North 74°08' East 210.2 feet; thence North 49°52' East 475.5 feet; thence North 32°32' East 171.8 feet; thence North 17°32' West 51.9 feet; thence South 95°50' West 104.8 feet; thence South 15°50' East 124.1 feet; thence South 48°07' West 543.5 feet; thence North 78°13' West 213.1 feet to a point in the Easterly boundary of said Highway thence along said Easterly boundary on a curve to the left having a radius of 1392.5 feet through a central angle of 4°53' a distance of 118.7 feet to THE POINT OF BEGINNING.

Section 18: Lots 2, 3, 4; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$; EXCEPTING THEREFROM:

A strip of land 100 feet wide, being 50 feet on each side of the center line of main tract of the new line of the O.S.L. R.R. from American Falls to landing, as the same is now located over and across the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 18, Township 10 South, Range 31 E.B.M., except between the North line of said SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ and a line perpendicular to said center line of main tract at a point 375 feet Southeasterly measured along said center line of main tract from its intersection with the North line of said SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, where said strip of land is 150 feet wide, being 100 feet on the Westerly side and 50 feet on the Easterly side of said center line of main tract, the location of said center line of main tract being more particularly described as follows:

Beginning at a point in the east line of said Section 18, and 1035 feet, more or less, North of the Southeast corner of said NE~~X~~ of the SE~~X~~, thence North 14°28' West for a distance of 1665 feet, more or less, to a point in the North line of said SE~~X~~ of the NE~~X~~ and 408 feet, more or less, West of the Northeast corner thereof.

Section 19: All (E~~X~~; E~~SE~~~~X~~; Lots 1, 2, 3 & 4)
 Section 20: S~~SW~~~~X~~; S~~SW~~~~SW~~~~X~~ EXCEPT: a strip of land 80 feet wide, being 40 feet on each side of the following described centerline of highway as surveyed and shown on the official plat of the Oneida SAP 50 (2) Highway Survey on file in the office of the Department of Public Works of the State of Idaho, and lying over and across a portion of the SE~~SW~~~~X~~ and the S~~NE~~~~SW~~~~X~~. Beginning at Station 693+00 of the said highway survey, which station is a point on curve approximately 1320 feet North from the South quarter corner of Section 20, Township 10 South, Range 31 East, Boise Meridian; thence 730 feet with 0°20' curve left, said curve having a central angle of 7°34' to Station 700+30, which Station is a point on curve approximately 1955 feet North and 340 feet West from the South quarter corner of Section 20.

Section 29: NW~~SW~~~~X~~; the South 142 Rods of the W~~SW~~~~X~~; the West 78 Rods of the North 18 Rods of the W~~SW~~~~X~~
 Section 30: All (E~~X~~; E~~SW~~~~X~~; Lots 1, 2, 3 & 4)
 Section 31: Lots 1, 2, 3 & 4; SE~~SW~~~~X~~; NE~~SW~~~~X~~; SE~~SW~~~~SW~~~~X~~; S~~SE~~~~X~~
 Section 32: SW~~SW~~~~X~~

Township 11 South, Range 30 East, Boise Meridian
 Section 1: Lot 1; SE~~NE~~~~X~~; E~~SE~~~~X~~

Township 11 South, Range 31 East, Boise Meridian
 Section 5: Lot 4; SW~~SW~~~~X~~
 Section 6: Lots 1, 2, 3, 4 & 5; SE~~SW~~~~X~~; S~~NE~~~~X~~

PARCEL 2:

Township 10 South, Range 30 East of the Boise Meridian. POWER COUNTY, IDAHO
 Section 13: W~~SW~~~~X~~
 Section 36: NE~~X~~

PARCEL 3:

Township 10 South, Range 30 East of the Boise Meridian, POWER COUNTY, IDAHO
 Section 25: SE~~X~~
 Section 36: E~~SE~~~~X~~

No. W 8416 Return to: SECRETARY OF STATE 450 NORTH FOURTH STREET PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	Due no later than April 30, 2008 Annual Report Form 1. Mailing Address - Correct in this box, if applicable KBC FARMS, LLC 3062 S FRONTAGE RD AMERICAN FALLS, ID 83211	2. Registered Agent and Office NO PO BOX KENNETH KENT KOOMPIN 3062 S FRONTAGE RD AMERICAN FALLS, ID 83211 3. New Registered Agent Signature																																										
4. Limited Liability Companies: Enter Names and Addresses of Managers. <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;"><u>Office held</u></th> <th style="text-align: left;"><u>Name</u></th> <th style="text-align: left;"><u>Street or P.O. Address</u></th> <th style="text-align: left;"><u>City</u></th> <th style="text-align: left;"><u>State</u></th> <th style="text-align: left;"><u>Zip</u></th> </tr> </thead> <tbody> <tr> <td>MEMBER MANAGER</td> <td>KENNETH KOOMPIN</td> <td>3066 S FRONTAGE RD</td> <td>AM FALLS</td> <td>ID</td> <td>83211</td> </tr> <tr> <td>MEMBER</td> <td>KATHY KOOMPIN</td> <td>3066 S FRONTAGE RD</td> <td>AM FALLS</td> <td>ID</td> <td>83211</td> </tr> <tr> <td>MEMBER MANAGER</td> <td>KLAREN KOOMPIN</td> <td>3064 S FRONTAGE RD</td> <td>AM FALLS</td> <td>ID</td> <td>83211</td> </tr> <tr> <td>MEMBER</td> <td>CHERYL KOOMPIN</td> <td>3064 S FRONTAGE RD</td> <td>AM FALLS</td> <td>ID</td> <td>83211</td> </tr> <tr> <td>MEMBER</td> <td>CHARLES BEARUP</td> <td>3062 S FRONTAGE RD</td> <td>AM FALLS</td> <td>ID</td> <td>83211</td> </tr> <tr> <td>MEMBER</td> <td>BERNARDINE C BEARUP</td> <td>3062 S FRONTAGE RD</td> <td>AM FALLS</td> <td>ID</td> <td>83211</td> </tr> </tbody> </table>			<u>Office held</u>	<u>Name</u>	<u>Street or P.O. Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>	MEMBER MANAGER	KENNETH KOOMPIN	3066 S FRONTAGE RD	AM FALLS	ID	83211	MEMBER	KATHY KOOMPIN	3066 S FRONTAGE RD	AM FALLS	ID	83211	MEMBER MANAGER	KLAREN KOOMPIN	3064 S FRONTAGE RD	AM FALLS	ID	83211	MEMBER	CHERYL KOOMPIN	3064 S FRONTAGE RD	AM FALLS	ID	83211	MEMBER	CHARLES BEARUP	3062 S FRONTAGE RD	AM FALLS	ID	83211	MEMBER	BERNARDINE C BEARUP	3062 S FRONTAGE RD	AM FALLS	ID	83211
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5. Organized Under the Laws of: IDAHO W 8416	6. Signature <u>Kenneth Koopin</u> Date <u>2.28.08</u> Name (Typed or Printed) <u>Kenneth Koopin</u> Title <u>managing member</u>																																											

Issued 02/01/2008

Do Not Tape or Staple

200804005494



March 10, 2008

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

RECEIVED
MAR 18 2008
DEPT. OF WATER RESOURCES
SOUTHERN REGION

RE: KBC Farms, LLC water right transfer

To Whom It May Concern:

Whereas it is our understanding that KBC Farms, LLC proposes to amend the following water rights:

- 41-7032
- 41-7018

And whereas the proposed change(s) in those water rights is to move the place(s) of use to more specific locations still within property secured by our existing mortgage,

Therefore, Northwest Farm Credit Services, FLCA hereby gives its consent for KBC Farms, LLC to transfer the water rights to the new place(s) of use as proposed.

Please contact me at our office in American Falls with any questions.

Sincerely,

A handwritten signature in black ink that reads "Russ Taylor". The signature is written in a cursive, flowing style.

Russ Taylor
Industry Team Leader / VP