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December 7, 1998

Attention: Jim Stanton
State of Idaho
Department of Water Resources
1341 Fillmore Street Suite 200
Twin Falls, ID 83301-3380

RECEIVED

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**Department of Water Resources
Southern Region**

Dear Jim:

RE: Application for Transfer, Box Canyon Dairy
Our File No.:2476

Pursuant to your letter dated November 5, 1998, enclosed herein please find a Quitclaim Deed that I have prepared for Don McFarland's signature. I would appreciate it if you would review the deed and then make sure that the wording and legal description is proper before I forward it to Don for his signature. From your letter I assume I am to prepare a Quitclaim Deed pertaining to water right 36-02535 only, and not the real property.

According to the title company, the land is currently held in the name of Sand Springs Ranch which I believe is owned by Tom Ambrose. Therefore, it seems to me that the Quitclaim Deed should be signed by Tom Ambrose as an authorized agent of Sand Springs Ranch and not Don McFarland. However, I suppose that if the land is being transferred to Don McFarland under a contract of sale there would be no record of it yet with the County Recorder. Obviously I need to have you enlighten me as to why the Quitclaim Deed should contain a signature line for McFarland as opposed to Ambrose on behalf of Sand Springs Ranch.

For your convenience I have included a copy of the most recent deed, that is, Gooding County Instrument No. 167253 recorded October 16, 1996, which shows the land being transferred from Box Canyon Dairy, formerly Aardema-Heida Dairy, to Sand Springs Ranch.

Please advise. (Maybe it is time for another tutorial for Felton.) Happy Holidays.

Very truly yours,

MICHAEL H. FELTON (JR.)

MHF/js
Enclosure
pc: Box Canyon Dairy