

IDAHO AGRICULTURAL CREDIT ASSOCIATION



and its wholly owned subsidiaries

Idaho AgCredit, FLCA

Idaho AgCredit, PCA

Blackfoot Office

188 W. Judicial - P.O. Box 985

Blackfoot, Idaho 83221

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www.idahoagcredit.com

December 26, 2007

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December 26, 2007

IDWR Eastern Region

900 N. Skyline Dr., Suite A

Idaho Falls, Id 83402-1718

RECEIVED

DEC 28 2007

Department of Water Resources
Eastern Region

Re: Mark R. Bair and Sherrilynn W. Bair.

Re: Mark R. Bair and Sherrilynn W. Bair.

To Whom it May Concern:

The attached Real Estate Mortgage has been paid and Idaho Agricultural Credit Association hereby releases all security interests in the following Idaho Department of Water Resource Decree Number 35-12653A, Priority Date 12/24/1952 and Decree Number 35-12654A, Priority Date 04/01/1985. Please see the attached copy of Real State Mortgage.

Sincerely

Idaho Agricultural Credit Association

Greg Rose

Vice President

Recording Requested by:

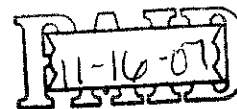
Loan No.: 231-002-0006506143-3012441-101

WHEN RECORDED MAIL TO:

546722

SMITHSONIAN INSTITUTION
BLACKFOOT, IDAHO
FEE 15 DEP 2

2004 OCT 22 PM 4:40



FIRST AMERICAN TITLE COMPANY

REAL ESTATE MORTGAGE OF

THIS MORTGAGE is made this October 15, 2004 between MARK R. BAIR and SHERRILYNN W. BAIR, husband and wife, whose address is 1921 W Taber Road Blackfoot, Idaho 83221 hereinafter called "Mortgagor", and Idaho AgCredit, FLCA ("Mortgagee"), a wholly owned subsidiary of Idaho Agricultural Credit Association, a corporation, existing and operating under the Farm Credit Act of 1971, as amended, having its principal place of business at 188 W. Judicial P.O. Box 985, Blackfoot, Idaho 83221.

WITNESSETH: That Mortgagor IRREVOCABLY GRANTS, BARGAINS, SELLS, CONVEYS AND ASSIGNS unto Mortgagee together with right of entry and possession the following described real property situated in the County(ies) of Bingham, State of Idaho:

PARCEL 1:

Township 2 South, Range 32 E.B.M., Bingham County, Idaho
Section 2: Lots 1, 2 and 3; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$, North 863 feet of the S $\frac{1}{2}$ NE $\frac{1}{4}$.

PARCEL 2:

Township 2 South, Range 32 E.B.M., Bingham County, Idaho
Section 2: Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 3: E $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$

TOGETHER WITH:

- 4 - Wheelines each 1,320' long
- 1 - Six tower Reinke Pivot 1090' Serial #1001-21735
- 1 - Eight tower Reinke Pivot 1400' Model 886 Serial #0902-23270
- 1 - Five tower T&L Pivot 1000' Serial #none found
- 1 - 125 hp GE Motor Serial #OMJ125019
- 1 - Byron Jackson Turbine Pump Serial #none found
- 1 - 40 hp US Motor Serial #none found
- 1 - PACO Centrifugal Pump Serial #9505569-629-R064926
- 1 - 150 hp GE Motor Serial #RKJ318005
- 1 - Peerless Turbine Pump Serial #none found
- 1 - 40 hp US Motor Serial #none found
- 1 - PACO Centrifugal Pump Serial #2239747
- 9,400 feet of 6"-8" pvc mainline
- 2 - Mini Pivots to be purchased

TOGETHER WITH: All fixtures, including but not limited to the following: All pumps, motors, columns, tubes, shafts, bowls, panels and all electrical appurtenances, mainline, laterals, wheel lines, pivot/circle irrigation systems, risers, heads, couplers, end plugs, valves, valve openers, reducers, joints, tees and wyes, as well as all additions and replacements thereof, hereby declared appurtenant thereto and which are more particularly described above.

TOGETHER WITH: Idaho Department of Water Resources Decree Number 35-12653A, Priority Date December 24, 1952, for 5.09 CFS for 461 acres from wells.

TOGETHER WITH: Idaho Department of Water Resources Decree Number 35-12654A, Priority Date April 1, 1985, for .6 CFS for 461 acres from wells.

This real estate mortgage is also intended to be a fixture filing and to be indexed not only as a mortgage but also as a fixture filing.