

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

Bus: 208/785-1510

Toll Free: 1-800-686-8910

Fax: 208/785-7066

www.idahoagcredit.com

December 26, 2007

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, Id 83402-1718

RECEIVED

DEC 28 2007

Re: Mark R. Bair and Sherrilynn W. Bair

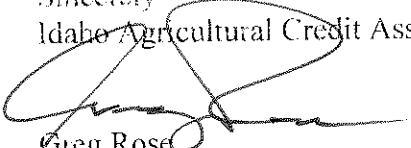
Department of Water Resources
Eastern Region

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 License Number A35-02450, Priority Date 02/13/1956, License Number A35-04004, Priority Date 04/01/1962, and License Number A35-07770, Priority Date 01/24/1978. Please see the attached copy of Real State Mortgage. ^{WR}

Sincerely,

Idaho Agricultural Credit Association


Greg Rose
Vice President

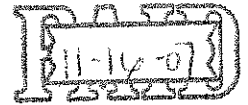
38279
Recording Requested by:

WHEN RECORDED MAIL TO:

Loan No.: 231-002-0552042-8

462955

REC-15.000-20
98 MAR 19 AM 11:40



RECORDED AT THE REQUEST OF

REAL ESTATE MORTGAGE FIRST AMERICAN TITLE COMPANY

THIS MORTGAGE is made this March 16, 1998 between Mark R. Bair and Sherrilynn W. Bair aka Sherrilynn Bair, husband and wife, whose address is 1921 West Taber Road Blackfoot, ID 83221 hereinafter called "Mortgagor", and EASTERN IDAHO AGRICULTURAL CREDIT ASSOCIATION hereinafter called "Mortgagee", 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:

Township 1 South, Range 32 E.B.M., Bingham County, Idaho

Section 25: That portion lying North of the Northeasterly line of the State Highway.

Section 26: That portion of the NE 1/4 NE 1/4 lying North of the Northeasterly line of the State Highway, EXCEPT: Commencing at the common corner of Sections 23, 24, 25 and 26, in Township and Range aforesaid, thence on a bearing of N. 89°56' W. 91.4 feet, thence S. 33°24' W. 935.5 feet to the point of beginning, thence S. 33°24' W. 100 feet, thence S. 56°36' E. 150 feet along the highway right-of-way, thence N. 33°24' E. 100 feet, thence N. 56°36' W. 150 feet to the point of beginning.

TOGETHER WITH:

- 1 Westinghouse 400 H.P. Electric Motor, Ser. # 1S-73
- 1 Layne-Bowler Turbine Pump, Ser. #D24843A
- 1 Marathon 100 H.P. Electric Motor, Ser. #FE93548-5/25-7
- 1 Cornell Centrifugal Pump, Ser. #25798
- 1.75 miles Buried Mainline, various diameter
- 1 Valley Pivot, 1/4 mile, Ser. # unknown
- 14 Handlines, 1/4 mile equivalent

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.

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 License Numbers A35-02450, Priority Date 2/13/56 for 3.0 CFS; A35-04004, Priority Date 4/1/62 for 1.8 CFS. and A35-07770, Priority Date 1/24/78 for 4.56 CFS.

TOGETHER WITH: all buildings, structures, equipment, fixtures (including trees, vines and shrubs) and improvements of every