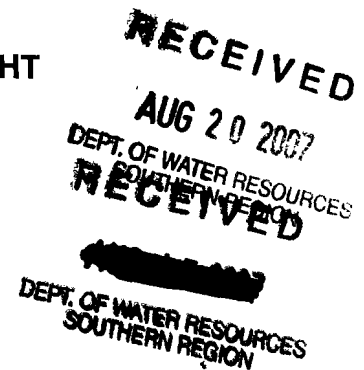


Transfer No. 74043

Receipt No. 5029677

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

1. Applicant Information SHADY GROVE DAIRY FARM
2216-A US HWY 26
GOODING ID 83330
(208) 934-4140



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
37-8751	WR/License	0.11	47.6			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
37-8751	NO	~~NO~~ YES	YES	YES	NO	NO

Describe the reason for the proposed changes

Adding a second back up well to the system and to show how and where the water is actually used.

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
37-8751	0.11 cfs			47.6 af
TOTAL	0.11 cfs			47.6 af

Transfer No. 74043
Receipt No. _____

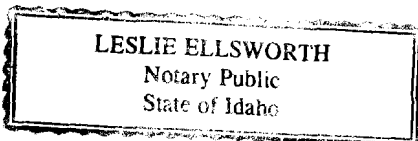
**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

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.

Michael E. Whisenand
(Signature of Applicant)

Partner
(Title or Office)

Subscribed and sworn to before me this 20th day of AUGUST, 2007.



Leslie Ellsworth
(Notary Public)

My commission expires May 2, 2009

Transfer No. 74043

Receipt No. _____

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

Current Water Right No. 37-8751

Priority Date: June 11, 1991

Origin: Water Right

Basis: License

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>
DOMESTIC	1/01	12/31	0.08 CFS	1.8 AFA	
COMMERCIAL	1/01	12/31	0.11 CFS	21.1 AFA	Dairy
STOCKWATER	1/01	12/31	0.11 CFS	24.7 AFA	Dairy
Total Diversion			0.11 CFS	47.6 AFA	

Source and Point(s) of Diversion:

GROUND WATER SESW Sec. 2 Twp 06S Rge 15E GOODING County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	15E	2													X				

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	15E	2									X								

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	15E	2									X								

Conditions/Remarks:

Page 4

1. Stockwater use is for 50 range cattle and 550 dairy cattle.
Commercial use is for a dairy.
Domestic use is for 3 homes.

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

application will describe the actual place(s) of use correctly

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. 74043

Receipt No. _____

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

Proposed Water Right No. 37-8751

Priority Date: June 11, 1991

Origin: Water Right

Basis: License

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>
DOMESTIC	01/01 12/31	0.08 CFS	1.8 AFA	
COMMERCIAL	01/01 12/31	0.11 CFS	45.8 AFA	
STOCKWATER	01/01 12/31	0.11 CFS	45.8 AFA	
Total Diversion		0.11 CFS	47.6 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWNESW Sec. 2 Twp 06S Rge 15E GOODING County

GROUND WATER NESWSW Sec. 2 Twp 06S Rge 15E GOODING County

Describe the proposed diversion system

Point of Diversion # 1 new well to be drilled

Point of Diversion # 2 Existing well

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S 15E 2												X	X				

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S 15E 2											X						

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
06S	15E	2									X	X	X						

T06S
RISE

2

STOCK WATER POU

COMMERCIAL
POU

DOMESTIC
POU
(3 HOMES)





815 North College Road
PO Box 5059, Twin Falls, ID 83303-5059
Voice: 208.732.1000 Fax: 208.732.1005

August 20, 2007

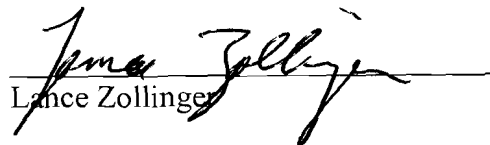
To: Idaho Department of Water Resources

From: Northwest Farm Credit Services

Dear Corey Skinner,

Northwest Farm Credit Services approves the pending transfer #74043 for Shady Grove Dairy Farm.

Signed by Authorized Representative,


Lance Zollinger

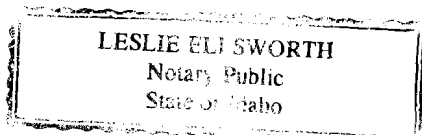
RECEIVED
AUG 20 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

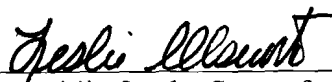
STATE OF IDAHO)

)ss.

County of TWIN FALLS)

On this 20th day of AUGUST, 2007, before me personally appeared Lance Zollinger, known to me to be an authorized representative of Northwest Farm Credit Services, and acknowledged to me that he executed the same as an authorized representative of Northwest Farm Credit Services freely and voluntarily.




Notary Public for the State of IDAHO
Residing at FILED
My commission expires MAY 2, 2009

Warranty Deed

For Value Received RAYMOND POSTMA, ALSO SHOWN OF RECORD AS RAY POSTMA, AND
LAURA POSTMA ALSO SHOWN OF RECORD AS LAURA M. POSTMA, husband and wife

the grantor s, do hereby grant, bargain, sell and convey unto SHADY GROVE DAIRY FARM,
a California General Partnership

whose current address is 13485 Bon View, Ontario, CA 91761

the grantee, the following described premises, in Gooding County Idaho, to wit:
AS PER EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Instrument # 216667

GOODING, GOODING, IDAHO

2006-06-01

02:50:58 No. of Pages: 3

Recorded for: INLAND EMPIRE ESCROW

DENISE M. GILL

Fee: 9.00

Ex-Officio Recorder Deputy

DO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
its heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said
Grantee, that they are the owner in fee simple of said premises; that they are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: May 22, 2006

Raymond Postma
RAYMOND POSTMA

Laura Postma
LAURA POSTMA

Ray Postma
RAY POSTMA

Laura M. Postma
LAURA M. POSTMA

STATE OF IDAHO, COUNTY OF
On this 26 day of May 2006
before me, a notary public in and for said State, personally appeared
Raymond Postma, aka Ray Postma and
Laura Postma, aka Laura M. Postma

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me that
they executed the same.

Kelly James Delange

Notary Public

Residing at 645 Main St, Gooding, Idaho
Comm. Expires 10-08-2009

KELLY JAMES DELANGE
NOTARY PUBLIC
STATE OF IDAHO

EXHIBIT "A"

Order Number: G-35183

PARCEL NO. 1:

TOWNSHIP 6 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 3: E $\frac{1}{2}$ S $\frac{1}{2}$, EXCEPT for highway purposes described as follows:

A parcel of land being on the Northerly side of the centerline of U.S. Highway No. 20-26, Project No. F-2351(3) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho, and being a portion of the S $\frac{1}{2}$ of Section 3, described as follows, to-wit:

Beginning at the Southeast corner of Section 3, which bears North 0°27'54" East, 33.19 feet from Station 285+36.52 of said U.S. Highway No. 20-26, Project No. F-2351(3) Highway Survey;
Thence South 89°55'59" West along the South line of said Section 3, 5292.51 feet to the Southwest corner of said Section 3, which bears North 0°03'33" West, 33.22 feet from Station 232+44.30 of said Highway Survey;
Thence North 0°05'27" East along the West line of said Section 3, 28.78 feet to a point in a line parallel with and 60.0 feet Northerly from the centerline and bears North 0°03'33" West from Station 232+44.39 of said Highway Survey;
Thence along said parallel line as follows:
North 89°56'27" East, 5102.90 feet to a point opposite Station 283+47.29 of said Highway Survey, East along an 11,519.16 foot radius curve right 105.55 feet to a point opposite Station 284+52.29 of said Highway Survey, South 89°32'06" East, 84.15 feet to a point in the East line of said Section 3, and bears North 0°27'54" East for Station 285+36.44 of said Highway Survey;
Thence South 0°18'19" West along said East line 26.81 feet to THE PLACE OF BEGINNING.

The bearings as shown in the above land description, unless otherwise noted, are from the Idaho Plane Coordinate System, based on transverse mercator projection for the Central Zone of Idaho. To convert to geodetic bearings, a correction of 0°26'41" must be subtracted from all Northeast and Southwest bearings and added to all Northwest and Southeast bearings.

Order Number: G-35183

PARCEL NO. 2

**TOWNSHIP 6 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO**

Section 2: That part of the N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ lying South and West of the "South Gooding Main" of Big Wood Canal Company, EXCEPTING THEREFROM the following described tract of land:

The following bearings as shown in the following description, unless otherwise noted are from the Idaho Plane Coordinate System, based on the transverse mercator projection for the Central Zone of Idaho. To convert to geodetic bearings, a correction of 0°26'41" must be subtracted from all Northeast and Southwest bearings and added to all Northwest and Southeast bearings;

Beginning at the Southwest corner of Section 2, which bears North 0°27'54" East, 33.19 feet from Station 285+36.52 of said U.S. Highway No. 20-26, Project No. F-2351(3) Highway Survey;

Thence North 0°18'19" East, along the West line of said Section 2, 26.81 feet;

Thence South 89°32'06" East, 1315.70 feet to the East line of the SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence South 0°18'19" West, along the East line of SW $\frac{1}{4}$ SW $\frac{1}{4}$, 21.73 feet to the Southeast corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence North 89°45'22" West, along the South line of Section 2, 1315 feet, more or less, to THE POINT OF BEGINNING.