

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Moffatt, Thomas, Barrett, Rock &
Fields, Chartered
101 S. Capitol Boulevard, 10th Floor
Post Office Box 829
Boise, Idaho 83701-0829
Attention: Tyler Henderson

RECEIVED
APR 19 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

(Space Above For Recorder's Use)

PARTIAL RELEASE OF MORTGAGE

KEYBANK NATIONAL ASSOCIATION, ("KeyBank"), whose address is 501 Broadway, Idaho Falls, Idaho 83405, certifies and declares that it is the holder of a recorded Mortgage dated April 26, 2005, executed by STEVEN D. YOUNG and MARIA YOUNG, husband and wife, whose address is 230 North 500 East, Rupert, Idaho 83350, and ROYM. YOUNG, a married man contracting with his sole and separate property, whose address is 198 West 400 North, Rupert, Idaho 83350, as grantors, to KeyBank, as beneficiary, and recorded on May 5, 2005, as Instrument No. 478225, in the official records of Minidoka County, Idaho. Said Instrument was modified, as reflected in that certain Amendment to Mortgage and Fixture Filing, recorded on January 6, 2006, as Instrument No. 482132, in the official records of Minidoka County, Idaho, and further modified, as reflected in that certain Second Amendment to Mortgage and Fixture Filing, recorded on February 28, 2006, as Instrument No. 483011, in the official records of Minidoka County, Idaho. Instrument No. 478225, Instrument No. 482132 and Instrument No. 483011 remain in full force and effect except as to the real property described in the attached Exhibit A, and the appurtenant water rights described in the attached Exhibit B, which are discharged and released from the Mortgage.

This Release is dated as of 5 of April, 2006.

KEYBANK NATIONAL ASSOCIATION:

By *William D. Dean*
Its *Vice President*

STATE OF IDAHO)
) ss.
County of BENNEVILLE

On this 5TH day of April, 2006, before me WARREN LEE BEAN, personally appeared W. LEE BEAN known or identified to me (or proved to me on the oath of _____) to be the vice-president of KEYBANK NATIONAL ASSOCIATION, the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Lorraine F. Day
NOTARY PUBLIC FOR IDAHO
Residing at 501 BROADWAY IDAHO FALLS ID 83402
My Commission Expires _____

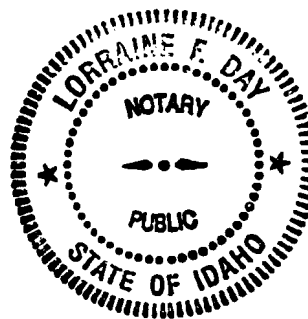


Exhibit A – Legal Description of Real Property

PARCEL NO. 1:

TOWNSHIP 8 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN, MINIDOKA COUNTY, IDAHO

SECTION 1: That part of the S $\frac{1}{2}$ S $\frac{1}{2}$ of said Section 1, lying South of the Union Pacific Railroad right of way, **SAVE AND EXCEPT** the following described tracts:

Tract No. 1:

Beginning at the Northwest corner of SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 1, which point shall be known as the TRUE POINT OF BEGINNING;
Thence East for 700 feet;
Thence South for 300 feet;
Thence West for 700 feet;
Thence North for 300 feet to the TRUE POINT OF BEGINNING.

Tract No. 2:

Beginning at the quarter corner common to Sections 1 and 12, Township 8 South, Range 25 East of the Boise Meridian, Minidoka County, Idaho; thence along the boundary common to said Sections 1 and 12, South 89°59' East for 40.0 feet; thence North 1°59' West for 45.00 feet to the TRUE POINT OF BEGINNING;
Thence continuing North 1°59' West for 510.00 feet;
Thence North 88°00'36.9" East for 199.88 feet;
Thence South 1°59' East for 510.00 feet;
Thence South 88°00'36.9" West for 199.88 feet to the TRUE POINT OF BEGINNING.

PARCEL NO. 2:

TOWNSHIP 8 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN, MINIDOKA COUNTY, IDAHO

SECTION 1: That part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 1, lying South of the Union Pacific Railroad right of way,

SAVE AND EXCEPT the W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$

Exhibit B – Description of Water Rights

Solely that portion of water right #36-2258B appurtenant to the real property described in the attached Exhibit A. KeyBank is releasing its security interest in a portion equal to 120 out of 147 acres of said water right and shall retain its security interest in the remaining acres.