

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 72456

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

RECEIVED
OCT 17 2005

Department of Water
Southern Region

Name of applicant Lambert Produce Co. Inc., Chris Drakos and Cory King Phone 208-678-2600

Post Office address c/o Cory King, 203 E 1100 S, Burley, ID 83318

with copy to John Marshall, Givens Pursley LLP, 601 W Bannock, Boise, ID 83702

A. PURPOSE OF TRANSFER

- ☒ Change in point of diversion
 ☒ Add diversion point(s)
 ☒ Change place of use
☐ Change nature of use
 ☐ Change period of use
 ☐ Other _____
- Describe the reason for the proposed changes This application proposes to amend the places of use and to recognize alternate points of diversion for decreed water rights that feed a common, interconnected delivery system. After the transfer all of the included water rights will share a common, permissible place of use, and all of the ground water rights will share the same 14 points of diversion.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1.	Right Number	Priority	Amount (cfs/ac-ft)	Nature Of Use	Period of Use
	<u>Please see Exhibit A</u>				

2. Total amount of water being transferred 53.62 cubic feet per second and/or 14,123 acre-feet per annum.

3. Source of water Multiple - See Exhibit A tributary to _____

4. Point(s) of Diversion: Please see Exhibit A

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

5. Lands irrigated or place of use: See Exhibit A.

3. Lands irrigated or place of use. See Exhibit A.																			
Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total acres 6,536 w/i a 7,844 ppu

6. General Information:

- a. Description of diversion system An integrated, piped delivery system supplied by 14 ground water wells and surface water from Land Creek, Land Springs Creek and Willow Creek.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, please provide a notarized statement from the holder of the Lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
None.
- d. Remarks: This transfer application does not seek to increase the diversion rate, diversion volume or authorized irrigated acreage for any water rights.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 20 _____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
(Attach one copy for each right)

RECEIVED**OCT 17 2005**Department of Water Resources
Southern Region**A. DESCRIPTION OF RIGHT AS RECORDED** Please see Exhibit A

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other document which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.105 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? _____ If yes, describe _____

RECEIVED
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Department of Water Resources
Southern Region
a new place of use for

- See Exhibit B

[illegible]

SCALE: 2 inches equal 1 mile, Draw plan in ink.

PART 3

Transfer No. _____

B. CHANGES IN NATURE OF USE

1.

<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
No change requested			to _____ to _____
2. Quantity and quality of return flows and location of discharge: _____

3. Describe effects on other water uses resulting from the proposed change: _____

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.

Subscribed and sworn to before me this _____ day of _____, 2005.



My commission expires _____

(Signature of Applicant)

Amanda McCurdy
State, Idaho (Notary Public)

comm. expires 4/15/2011

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee 1,690⁰⁰ 5028084

Receipted by [Signature] Date 10/19/05

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

EXHIBIT A

PART 1.B.1: DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

Right Number	Priority	Amount (cfs)	Amount (ac-ft)	Nature of Use	Season of Use	Acres Irrigated	Point of Diversion (T12S R23E, Cassia County unless noted)	Source
45-168	11/23/1881	2.1	-	Irrigation	3/15-11/15	233	S26 SWNESE	Willow Creek
45-169	11/23/1881	1.06	-	Irrigation	3/15-11/15	154	S26 SWNESE	Willow Creek
45-695	4/1/1890	3.2	-	Irrigation	3/1-12/15	160	T13S, R23E, S09 NWNENW	Land Creek
45-696	4/1/1907	1.6	-	Irrigation	3/1-12/15	80	T13S, R23E, S09 NWNENW	Land Creek
45-2053	2/4/1909	3.2	-	Irrigation	3/15-11/15	160	S36 NENENE	Land Creek
45-4258A	1/1/1961	4.2	-	Irrigation	3/15-11/15	210	T13S, R23E, S09 NWNENW	Land Creek
45-701	4/1/1870	1.567	-	Irrigation	3/1-12/15	80	T13S, R23E, S07 SESENE	Land Ranch Spring
45-2519	3/28/1956	5.65	1140	Irrigation	3/15-11/15	285	See list below	Ground water
45-4048G	9/1/1961	1.24	800	Irrigation	3/15-11/15	200	See list below	Ground water
45-2254A	4/12/1948	2.6	880	Irrigation	3/15-11/15	220	See list below	Ground water
45-2520	3/28/1956	5.92	1920	Irrigation	3/15-11/15	480	See list below	Ground water
45-2526	10/15/1956	4.55	1280	Irrigation	3/15-11/15	320	See list below	Ground water
45-2579	5/20/1959	2.58	1148	Irrigation	3/15-11/15	287	See list below	Ground water
45-2630	10/7/1960	2.4	1280	Irrigation	3/15-11/15	320	See list below	Ground water
45-2657	6/14/1961	2.96	1476	Irrigation	3/15-11/15	369	See list below	Ground water
45-4009A	5/15/1955	3.16	1542	Irrigation	3/15-11/15	636	See list below	Ground water
45-4011A	5/15/1953	1	488	Irrigation	3/15-11/15	572	See list below	Ground water
45-4018A	4/10/1948	2.92	-	Irrigation	3/15-11/15	320	See list below	Ground water
45-4048F	9/1/1961	5.92	969	Irrigation	3/15-11/15	360	See list below	Ground water
45-13777	6/30/1985	11.22	-	Irrigation	3/15-11/15	1991	See list below	Ground water
45-2254B	4/12/1948	1.71	600	Irrigation	3/15-11/15	150	See list below	Ground water
45-11239	6/30/1985	1.46	-	Irrigation	3/15-11/15	918	See list below	Ground water

PART 1.B.4: Point(s) of Diversion

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local Name for diversion
SW	SW	NE	22	12S	23E	Cassia	Well # 1	
NE	NW	SE	26	12S	23E	Cassia	Feedlot Well	
SE	SE	SW	15	12S	23E	Cassia	Willow Creek Well	
SW	SW	NW	21	12S	23E	Cassia	Well 13	
SW	SW	NW	20	12S	23E	Cassia	Anderson # 1	
NW	NW	NW	20	12S	23E	Cassia	Anderson # 2	
SW	SW	SW	17	12S	23E	Cassia	Anderson # 3	
SW	SE	NW	20	12S	23E	Cassia	Mathews Pond Well	
NE	NE	NW	20	12S	23E	Cassia	Matthews Well	
SW	SW	NE	25	12S	22E	Cassia	Olive Tree Well	
NE	NE	NE	31	12S	23E	Cassia	Shenks Well	
SW	SW	SW	26	12S	22E	Cassia	West Well	
SW	SW	NW	35	12S	22E	Cassia	Far West Well	
NW	SE	SW	4	13S	23E	Cassia	Goat Ranch	

PART 1.B.5: Lands Irrigated or place of use

TOWNSHIP	RANGE	SEC	QQ	LOT	ACRES
12S	22E	24	NESE	0	41.0
12S	22E	24	NWSE	0	41.0
12S	22E	24	SESE	0	41.0
12S	22E	24	SWSE	0	41.0
12S	22E	25	NENE	0	41.0
12S	22E	25	NWNE	0	41.0
12S	22E	25	SENE	0	40.9
12S	22E	25	SWNE	0	40.9
12S	23E	14	NWSW	0	3.1
12S	23E	14	SWNW	0	3.1
12S	23E	14	SWSW	0	1.0
12S	23E	15	NENW	0	40.3
12S	23E	15	NESE	0	40.3
12S	23E	15	NESW	0	40.3
12S	23E	15	NWNE	0	40.3
12S	23E	15	NWSE	0	40.3
12S	23E	15	NWSW	0	40.3
12S	23E	15	SENE	0	40.3
12S	23E	15	SENW	0	40.3
12S	23E	15	SESE	0	40.3
12S	23E	15	SESW	0	40.3
12S	23E	15	SWNE	0	40.3
12S	23E	15	SWNW	0	3.1
12S	23E	15	SWSE	0	40.3
12S	23E	15	SWSW	0	40.3
12S	23E	16	NENE	0	40.4

12S	23E	16	NENW	0	40.6
12S	23E	16	NESE	0	40.4
12S	23E	16	NESW	0	40.6
12S	23E	16	NWNE	0	40.5
12S	23E	16	NWNW	0	40.6
12S	23E	16	NWSE	0	40.5
12S	23E	16	NWSW	0	40.6
12S	23E	16	SENE	0	40.4
12S	23E	16	SENW	0	40.5
12S	23E	16	SESE	0	40.4
12S	23E	16	SESW	0	40.6
12S	23E	16	SWNE	0	40.4
12S	23E	16	SWNW	0	40.7
12S	23E	16	SWSE	0	40.5
12S	23E	16	SWSW	0	40.7
12S	23E	17	NENE	0	40.9
12S	23E	17	NENW	0	41.2
12S	23E	17	NESE	0	40.8
12S	23E	17	NESW	0	41.3
12S	23E	17	NWNE	0	41.1
12S	23E	17	NWNW	0	41.4
12S	23E	17	NWSE	0	41.1
12S	23E	17	NWSW	0	41.5
12S	23E	17	SENE	0	40.8
12S	23E	17	SENW	0	41.2
12S	23E	17	SESE	0	40.9
12S	23E	17	SESW	0	41.3

12S	23E	17	SWNE	0	41.0
12S	23E	17	SWNW	0	41.5
12S	23E	17	SWSE	0	41.1
12S	23E	17	SWSW	0	41.5
12S	23E	19	NENE	0	39.5
12S	23E	19	NESE	0	39.6
12S	23E	19	NWNE	1	39.7
12S	23E	19	NWSE	3	39.8
12S	23E	19	SENE	0	39.5
12S	23E	19	SESE	0	39.7
12S	23E	19	SWNE	2	39.8
12S	23E	19	SWSE	4	39.8
12S	23E	20	NENE	0	40.2
12S	23E	20	NENW	0	40.0
12S	23E	20	NESE	0	40.2
12S	23E	20	NESW	0	40.0
12S	23E	20	NWNE	0	40.1
12S	23E	20	NWNW	0	39.9
12S	23E	20	NWSE	0	40.0
12S	23E	20	NWSW	0	39.9
12S	23E	20	SENE	0	40.2
12S	23E	20	SENW	0	40.0
12S	23E	20	SESE	0	40.1
12S	23E	20	SESW	0	39.9
12S	23E	20	SWNE	0	40.1
12S	23E	20	SWNW	0	39.9
12S	23E	20	SWSE	0	40.1
12S	23E	20	SWSW	0	39.8
12S	23E	21	NENE	0	40.3
12S	23E	21	NENW	0	40.3
12S	23E	21	NESE	0	40.4
12S	23E	21	NESW	0	40.3
12S	23E	21	NWNE	0	40.3
12S	23E	21	NWNW	0	40.3
12S	23E	21	NWSE	0	40.3
12S	23E	21	NWSW	0	40.3
12S	23E	21	SENE	0	40.3
12S	23E	21	SENW	0	40.3
12S	23E	21	SESE	0	40.3
12S	23E	21	SESW	0	40.3
12S	23E	21	SWNE	0	40.3
12S	23E	21	SWNW	0	40.3
12S	23E	21	SWSE	0	40.3
12S	23E	21	SWSW	0	40.3
12S	23E	22	NENE	0	40.2
12S	23E	22	NENW	0	40.2
12S	23E	22	NESE	0	40.1
12S	23E	22	NESW	0	40.1
12S	23E	22	NWNE	0	40.2
12S	23E	22	NWNW	0	40.2
12S	23E	22	NWSE	0	40.1

12S	23E	22	NWSW	0	40.2
12S	23E	22	SENE	0	40.2
12S	23E	22	SENW	0	40.2
12S	23E	22	SESE	0	40.1
12S	23E	22	SESW	0	40.1
12S	23E	22	SWNE	0	40.2
12S	23E	22	SWNW	0	40.2
12S	23E	22	SWSE	0	40.1
12S	23E	22	SWSW	0	40.1
12S	23E	23	NENW	0	40.0
12S	23E	23	NESW	0	40.0
12S	23E	23	NWNW	0	40.0
12S	23E	23	NWSE	0	0.6
12S	23E	23	NWSW	0	40.0
12S	23E	23	SENW	0	40.0
12S	23E	23	SESW	0	40.0
12S	23E	23	SWNW	0	40.0
12S	23E	23	SWSE	0	0.7
12S	23E	23	SWSW	0	40.0
12S	23E	26	NENW	0	0.4
12S	23E	26	NWNW	0	0.4
12S	23E	27	NENE	0	40.0
12S	23E	27	NENW	0	40.0
12S	23E	27	NESE	0	0.5
12S	23E	27	NESW	0	2.3
12S	23E	27	NWNE	0	40.0
12S	23E	27	NWNW	0	40.0
12S	23E	27	NWSE	0	0.5
12S	23E	27	NWSW	0	2.6
12S	23E	27	SENE	0	40.0
12S	23E	27	SENW	0	40.0
12S	23E	27	SWNE	0	40.0
12S	23E	27	SWNW	0	40.0
12S	23E	28	NENE	0	40.3
12S	23E	28	NENW	0	40.2
12S	23E	28	NESE	0	2.2
12S	23E	28	NESW	0	2.4
12S	23E	28	NWNE	0	40.3
12S	23E	28	NWNW	0	40.2
12S	23E	28	NWSE	0	2.5
12S	23E	28	NWSW	0	2.3
12S	23E	28	SENE	0	40.2
12S	23E	28	SENW	0	40.2
12S	23E	28	SWNE	0	40.2
12S	23E	28	SWNW	0	40.3
12S	23E	29	NENE	0	40.1
12S	23E	29	NENW	0	40.2
12S	23E	29	NESE	0	40.2
12S	23E	29	NESW	0	40.2
12S	23E	29	NWNE	0	40.2
12S	23E	29	NWNW	0	40.3

12S	23E	29	NWSE	0	40.2
12S	23E	29	NWSW	0	40.3
12S	23E	29	SENE	0	40.1
12S	23E	29	SENW	0	40.2
12S	23E	29	SESE	0	40.1
12S	23E	29	SESW	0	40.3
12S	23E	29	SWNE	0	40.2
12S	23E	29	SWNW	0	40.3
12S	23E	29	SWSE	0	40.2
12S	23E	29	SWSW	0	40.3
12S	23E	30	NENE	0	40.0
12S	23E	30	NWNE	1	40.0
12S	23E	30	SENE	0	40.0
12S	23E	30	SWNE	2	40.0
12S	23E	31	NENE	0	39.6
12S	23E	31	NESE	0	39.9
12S	23E	31	NWNE	1	39.7
12S	23E	31	SENE	0	39.8
12S	23E	31	SESE	0	3.1
12S	23E	31	SWNE	2	39.8
12S	23E	32	NENE	0	40.1
12S	23E	32	NENW	0	40.1
12S	23E	32	NESE	0	0.4
12S	23E	32	NWNE	0	40.1
12S	23E	32	NWNW	0	40.1
12S	23E	32	NWSE	0	0.4
12S	23E	32	SENE	0	40.1
12S	23E	32	SENW	0	40.0
12S	23E	32	SWNE	0	40.1
12S	23E	32	SWNW	0	40.1
12S	23E	8	NENE	0	40.7
12S	23E	8	NENW	0	40.8
12S	23E	8	NESE	0	40.7
12S	23E	8	NESW	0	40.8
12S	23E	8	NWNE	0	40.8
12S	23E	8	NWNW	0	40.9
12S	23E	8	NWSE	0	40.7
12S	23E	8	NWSW	0	40.8
12S	23E	8	SENE	0	40.7
12S	23E	8	SENW	0	40.8
12S	23E	8	SESE	0	40.6
12S	23E	8	SESW	0	40.8
12S	23E	8	SWNE	0	40.7
12S	23E	8	SWNW	0	40.9
12S	23E	8	SWSE	0	40.7
12S	23E	8	SWSW	0	40.9
12S	23E	9	NENW	0	40.5
12S	23E	9	NESW	0	40.5
12S	23E	9	NWNW	0	40.5
12S	23E	9	NWSW	0	40.5
12S	23E	9	SENW	0	40.5

12S	23E	9	SESW	0	40.5
12S	23E	9	SWNW	0	40.5
12S	23E	9	SWSW	0	40.5
13S	23E	4	NWSW	0	26.9
13S	23E	4	SWSW	0	28.5
13S	23E	5	NESE	0	38.2
13S	23E	5	NWSE	0	5.8
13S	23E	5	SENE	0	1.0
13S	23E	5	SESE	0	38.5
13S	23E	5	SWSE	0	6.1
13S	23E	8	NENE	0	2.0
13S	23E	9	NWNW	0	0.5
Total Acres:					7844.1

List of points of diversion for ground water rights in the 4,983-acre permissible place of use.

SWSWSW	Sec. 26	Township 12S	Range 22E	CASSIA County
SWSWNW	Sec. 35	Township 12S	Range 22E	CASSIA County
SWSWSW	Sec. 17	Township 12S	Range 23E	CASSIA County
NENENW	Sec. 20	Township 12S	Range 23E	CASSIA County
SWNWNW	Sec. 20	Township 12S	Range 23E	CASSIA County
SWSENW	Sec. 20	Township 12S	Range 23E	CASSIA County
SWNWSW	Sec. 20	Township 12S	Range 23E	CASSIA County
SWSWNE	Sec. 22	Township 12S	Range 23E	CASSIA County
SESWSW	Sec. 22	Township 12S	Range 23E	CASSIA County
NESW	Sec. 04	Township 13S	Range 23E	CASSIA County
SESENE	Sec. 05	Township 13S	Range 23E	CASSIA County
SESESW	Sec. 08	Township 13S	Range 23E	CASSIA County

The decree for water right 45-4048F includes these same 12 wells plus two additional wells in the SESENE of section 5 and the SESESW of Section 8, T13S, R23E.

PART 2.A.8: Lands Irrigated or Place of Use. The descriptions of the places of use below are grouped according to shared places of use, which match the color coded map attached as Exhibit C

Green – 4,983-acre permissible place of use

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
12S	22E	24	NESE	40	NWSE	32	SWSE	39	SESE	41				
		25	NENE	41	NWNE	39	SWNE	36	SENE	31				
	23E	15	NWNE	32	SWNE	40	SENE	3						
			NENW	34	SWNW	4	SENE	34						
			NESW	3	NWSW	35	SWSW	30	SESW	2				
			NESE	36	NWSE	38	SWSE	34	SESE	32				
		16	NENE	32	NWNE	34	SWNE	32	SENE	38				
			NENW	41	NWNW	41	SWNW	41	SENE	40				
			NESW	41	NWSW	41	SWSW	41	SESW	41				
			NESE	40	NWSE	22	SWSE	18	SESE	37				
		17	NENE	41	NWNE	41	SWNE	41	SENE	41				
			NENW	41	NWNW	41	SWNW	41	SENE	41				
			NESW	41	NWSW	41	SWSW	31	SESW	41				
			NESE	41	NWSE	41	SWSE	41	SESE	41				
		19	NENE	39	1 NWNE	39	2 SWNE	40	SENE	39				
			NESE	40	3 NWSE	40	4 SWSE	40	SESE	40				
		20	NENE	40	NWNE	40	SWNE	40	SENE	40				
			NENW	40	NWNW	40	SWNW	40	SENE	35				
			NESW	40	NWSW	40	SWSW	40	SESW	40				
			NESE	40	NWSE	40	SWSE	40	SESE	40				
		21	NENE	40	NWNE	40	SWNE	40	SENE	40				
			NENW	40	NWNW	40	SWNW	40	SENE	40				
			NESW	40	NWSW	40	SWSW	40	SESW	40				
			NESE	40	NWSE	40	SWSE	40	SESE	40				
		22	NENE	32	NWNE	34	SWNE	31	SENE	32				
			NENW	30	NWNW	39	SWNW	33	SENE	39				
			NESW	32	NWSW	40	SWSW	40	SESW	33				
		28	NENE	40	NWNE	40	SWNE	40	SENE	40				

			NENW	40	NWNW	40	SWNW	40	SENE	40
		29	NENE	40	NWNE	40	SWNE	40	SENE	40
			NENW	40	NWNW	40	SWNW	40	SENE	40
			NESW	40	NWSW	40	SWSW	35	SESW	38
			NESE	40	NWSE	40	SWSE	38	SESE	38
		30	NENE	40	1 NWNE	40	2 SWNE	33	SENE	32
12S	23E	8	NENE	36	NWNE	39	SWNE	41	SENE	39
			NENW	40	NWNW	38	SWNW	40	SENE	41
12S	23E	8	NESW	41	NWSW	33	SWSW	39	SESW	40
			NESE	39	NWSE	41	SWSE	40	SESE	37
		9	NENW	39	NWNW	40	SWNW	40	SENE	40
			NESW	39	NWSW	40	SWSW	39	SESW	38
										Total Acres: 4,983

Blue – 285-acre place of use

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
12S	23E	8	NENE	36	NWNE	39	SWNE	41	SENE	39				
			NENW	40	NWNW	38	SWNW	40	SENE	41				
										Total Acres: 314				

Pink – 625- permissible place of use

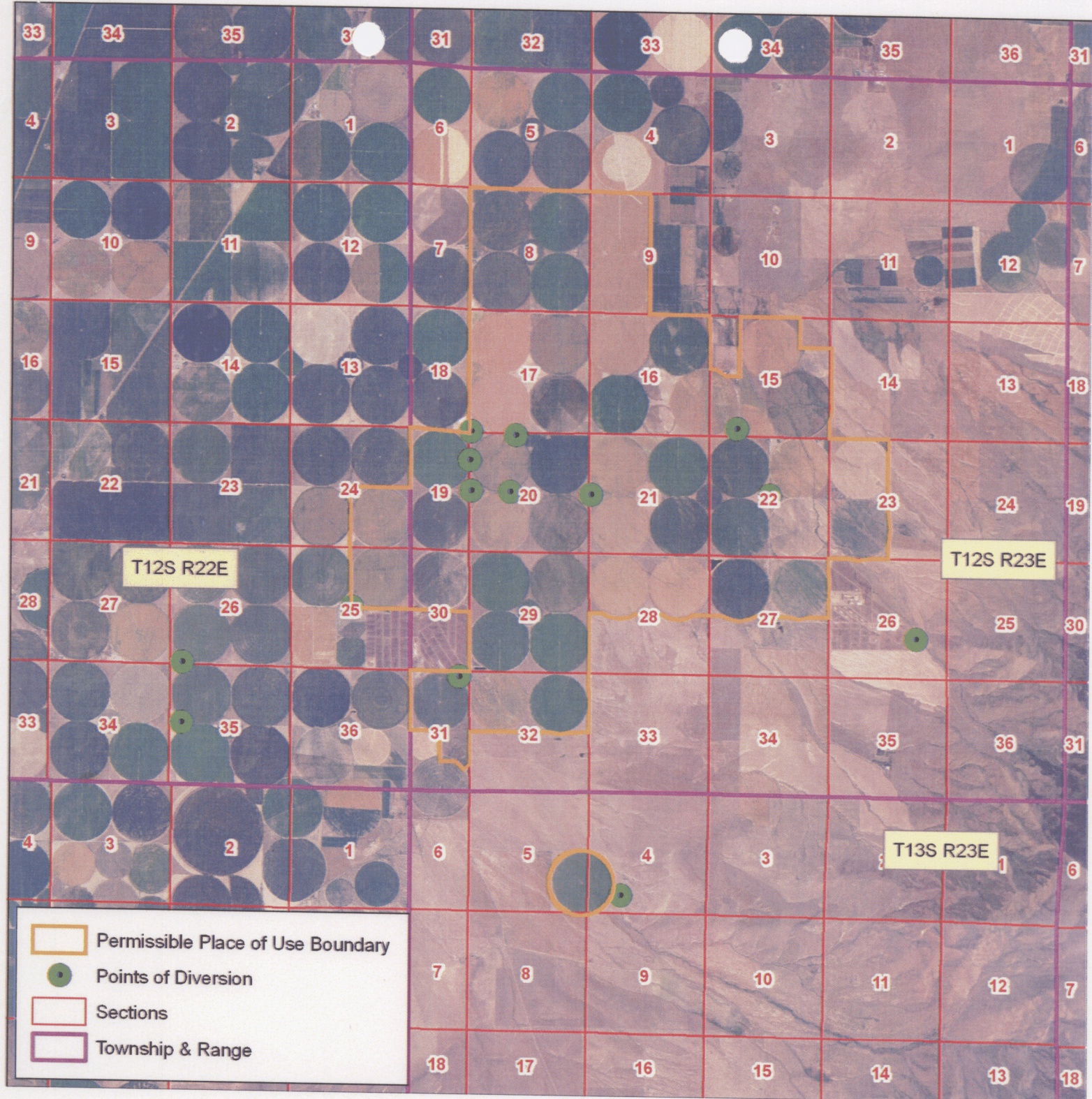
Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
12S	23E	8	NESW	41	NWSW	33	SWSW	39	SESW	40				
			NESE	39	NWSE	41	SWSE	40	SESE	37				
		9	NENW	39	NWNW	40	SWNW	40	SENE	40				
			NESW	39	NWSW	40	SWSW	39	SESW	38				
										Total Acres: 625				

Purple – 1068-acre permissible place of use

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
12S	23E	22	NESE	32	NWSE	39	SWSE	40	SESE	35				
		23	NENW	35	NWNW	39	SWNW	32	SENE	40				
			NESW	40	NWSW	40	SWSW	39	SESW	40				
		26	SWNW	32										
			NESW	40	NWSW	40								
			NWSE	31										
		27	NENE	34	NWNE	40	SWNE	40	SENE	40				
			NENW	40	NWNW	40	SWNW	40	SENE	40				
			NESW	40	NWSW	40								
			NESE	40	NWSE	40								
										Total Acres: 1068				

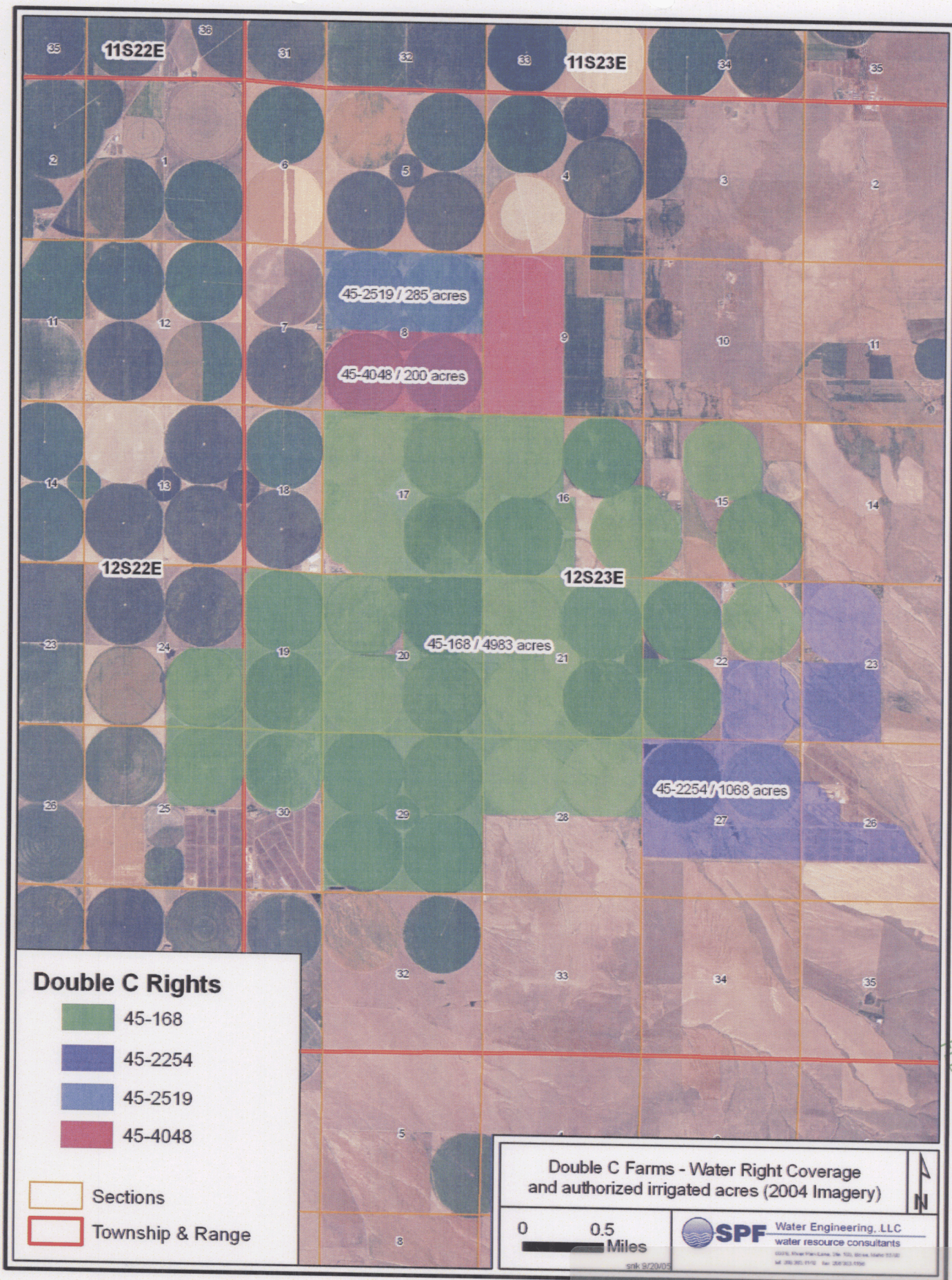
PART 2.A.9: Describe any other water rights used for the same purpose as described above. See Part 2.A.3-7 for list of all water rights used for irrigation on the farm.

PART 2.A.10: Forfeiture. All water rights included in the transfer were decreed in May 2005.



SCANNED
FEB 10 2006

Exhibit B



SCANNED
FEB 10 2006

Exhibit C

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

POWER OF ATTORNEY

The undersigned hereby nominate John M. Marshall of the law firm of Givens Pursley LLP whose address is 601 W. Bannock, Boise, Idaho 83702 as attorney-in-fact, with full authority to act for and on behalf of the undersigned in all matters related to water right applications pertaining to a farming operation and feedlot located in Cassia County, Idaho, the boundaries of which are identified in black on the attached map. Such acts shall include, but not be limited to, the filing of applications, receiving of all notices, the signing and filing of applications for extension of time and for amendments of said applications.

Dated this 8-18-05 day of August 2005

Chris Drakes

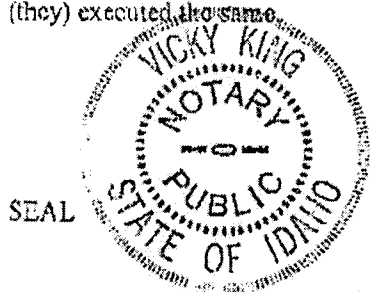
Chris Drakes, on behalf of himself, Lambert Produce Co. Inc., Montana Brand Produce Co. Inc. and Double C Farms

Cory King

Cory King, on behalf of himself and Double C Farms

STATE OF IDAHO)
County of Cassia) ss

On this 18 day of August, 20 05, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



Vicky King
Notary Public residing at

237 E. 1100 S. Burley, ID 83318

My commission expires: 11/12/2011

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**STATEMENT OF PARTNERSHIP
AUTHORITY**

(Instructions on back of application)

2009 DEC -7 PM 3:30

SECRETARY OF STATE
STATE OF IDAHO

The undersigned partnership hereby files a statement of partnership authority, and submits the following information to the Secretary of State pursuant to Idaho Code § 53-3-303.

1. The name of the partnership is: Double C Farms
2. The street address of its chief executive office is: _____
405 NE Main, Blackfoot, ID 83221
3. The street address of one (1) office in Idaho: 405 NE Main, Blackfoot, ID 83221

4. The names and mailing addresses of all partners (attached sheets may be added):

Name	Address
_____	_____
_____	_____
_____	_____

OR the name and address of the agent in Idaho who maintains a list of all partners:

Chris Drakos 405 NE Main Blackfoot ID 83221

5. The names of the partners authorized to execute an instrument transferring real property held in the name of the partnership:

<u>Chris Drakos</u>	_____	_____
_____	_____	_____
_____	_____	_____

6. Signature of at least 2 partners:

1) Chris Drakos

Typed Name Chris Drakos

2)

Typed Name Cory King

3)

Typed Name _____

Secretary of State use only

g:\documents\cpi\forms\partnership\ps01.p05
Revised 06/2002
Web Form

IDAHO SECRETARY OF STATE
12/08/2009 05:00
CK: 355928 CT: 172099 BH: 1198219
1 @ 100.00 = 100.00 PARTN AUT # 2

K785