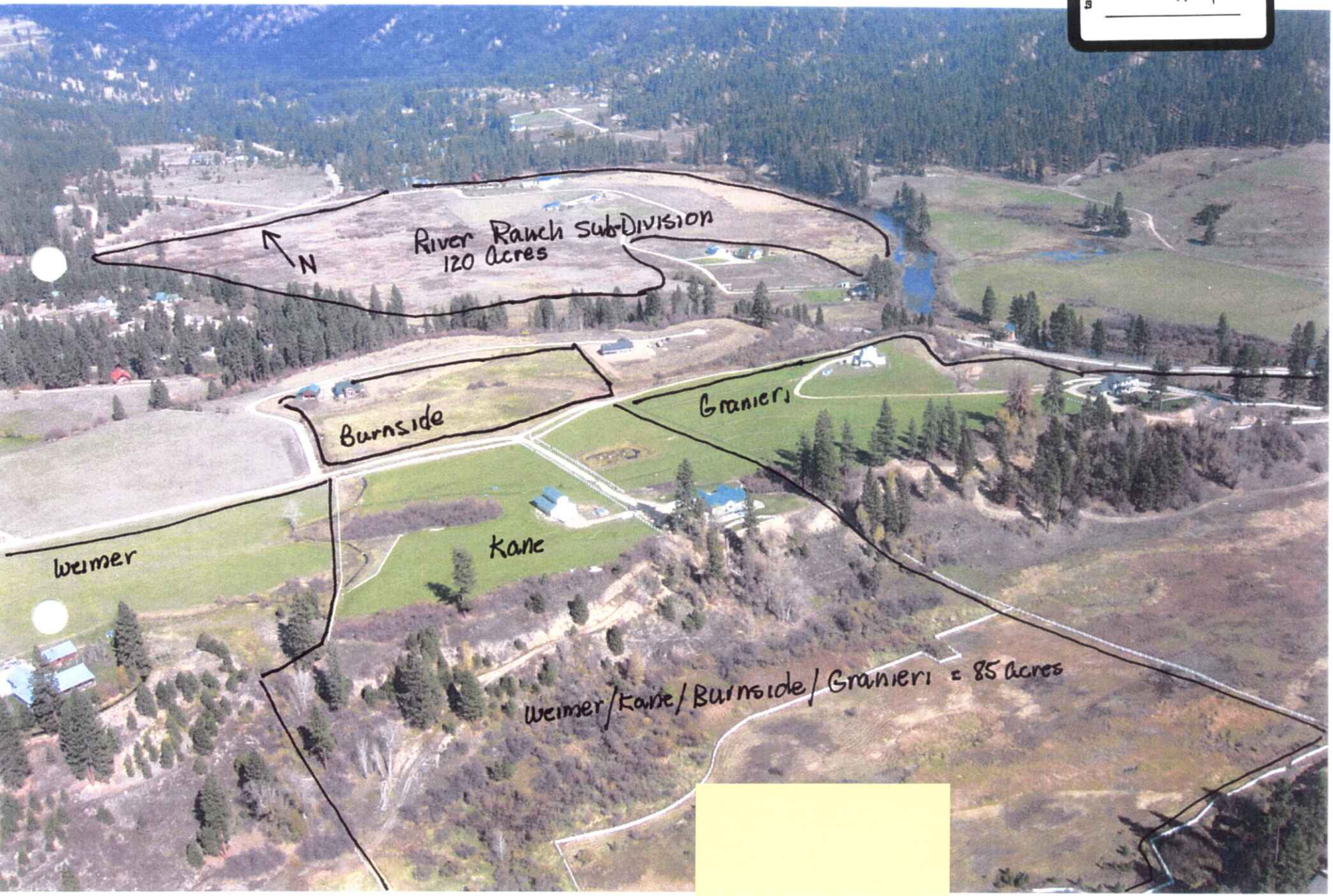
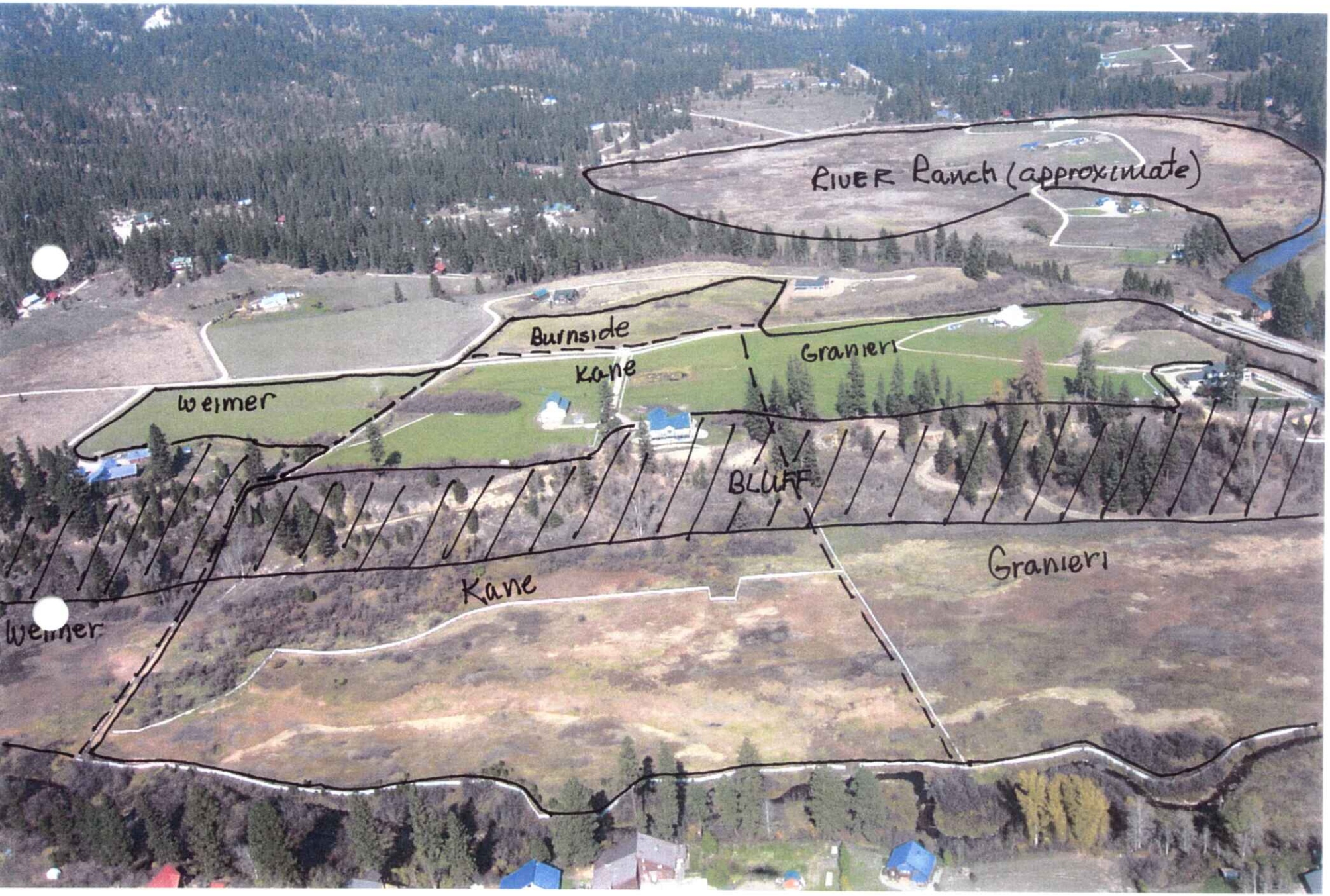
HEARING EXHIBIT LIST

IN THE MATTER OF APPLICATIONS FOR EXCHANGE OF WATER FOR WATER RIGHT NOS. 65-3222 AND 65-8290, IN THE NAME OF PTR RANCH, INC.

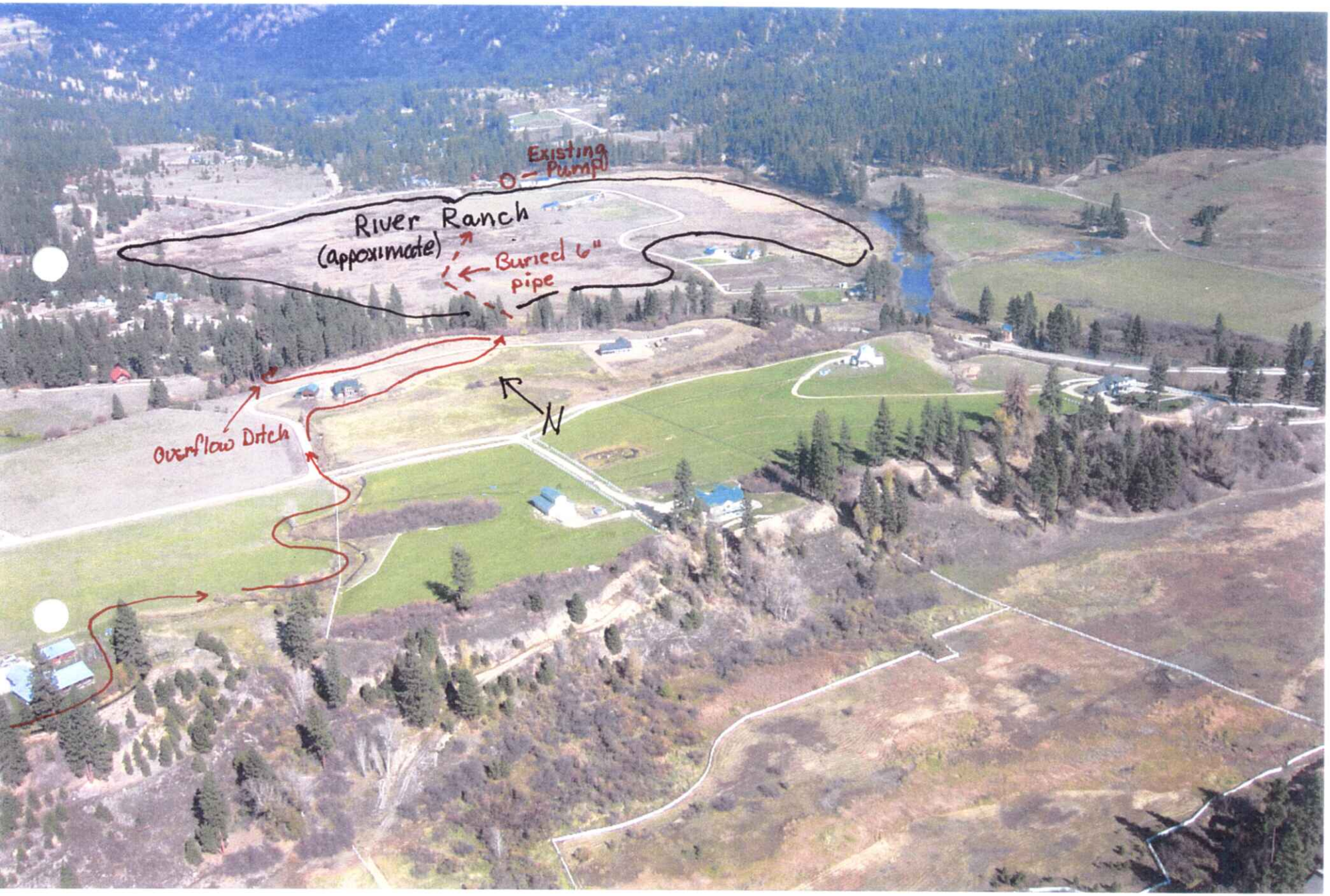
January 25, 2005
Beginning at 9:00 a.m.
Conducted by Gary Spackman, Hearing Officer

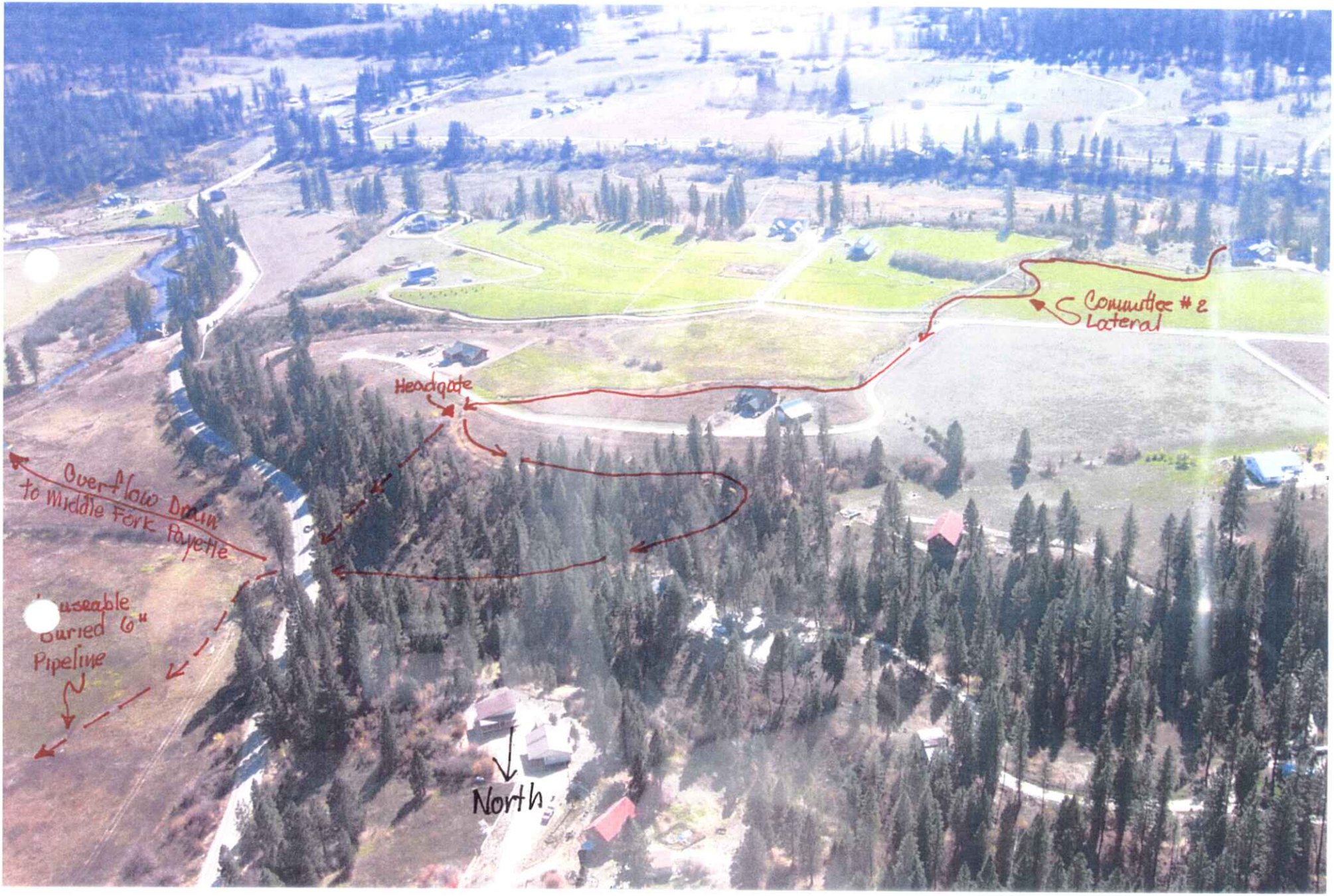
	EXHIBIT NUMBER	EXHIBIT DESCRIPTION	STATUS OF EVIDENCE INTRODUCED	ADMITTED
APPL. PTR →	7	PTR Inc. meeting minutes	✓	✓
"	1	Aerial Photos & P/L	✓	✓
"	2	Topo map of system	✓	✓
"	4	Partial Decrees 3 WRs	✓	✓
PROT. →	A	Timeline PTR Inc Water Rights	✓	✓
"	B	Weimer diary data/graph	✓	✓
"	C	2 photographs @ Weir	✓	✓
"	D	Ditch photos	✓	✓
"	E	Weimer own. Change Form	✓	✓
APPL.	5	IDWR 7/19/04 Letter to Weimer	✓	✓


EXHIBIT
PTR's #1
River Ranch Sub-Division
120 Acres
N
Burnside
Granieri
Weimer
Kane
Weimer/Kane/Burnside/Granieri = 85 Acres
Applicant's Exhibits


River Ranch (approximate)
Burnside
Granieri
Kane
Weimer
BLUFF
Granieri
Kane
Weimer


Granieri
Granieri Prop. Flood Irrigate
Burnside Property Flood Irrigate
Kane Property (flood Irrigate)
Kane
Weimer Property (Sprinkled)
Weimer
Commffee #2 Lateral
Abandoned buried feed pipe to River Ranch
Feed ditches to Kane/Granieri property


Existing Pump
River Ranch (approximate)
Buried 6" pipe
N
Overflow Ditch


Committee #2
Lateral
Headgate
Overflow Drain
to Middle Fork Payette
Useable
Buried 6"
Pipeline
North

Spring Gulch

74 Acres

Weimer	6.2
Bumside	5
Kane	22.5
Graniere	40.3

74 acres net

River Ranch

121 Acres
-4 Acres N. of MF rd
117 Acres Net

Diversion Point
PROPOSED TO DIVERT 1.6 CFS

Pump (EXISTING) PROPOSED TO PUMP 2.17 CFS OR LESS

BURIED PIPE (ABANDONED)

COMMITTEE #2 Lateral

Scriver

MIDDLE FORK

Creek

Koppes

Easle

EXHIBIT
PTR's
2

2003 MAR 07 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA	)	PARTIAL DECREE PURSUANT TO
	)	I.R.C.P. 54(b) FOR
Case No. 39576	)	
	)	Water Right 65-03222

NAME AND ADDRESS: PINE TREE RANCH INC
GARDEN VALLEY, ID 83622

SOURCE: SCRIVER CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 2.90 CFS

PRIORITY DATE: 09/26/1881

POINT OF DIVERSION: T10N R04E S22 NWSW Within Boise County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 11-01	2.90 CFS

PLACE OF USE: Irrigation Within Boise County

T10N R04E S22	LOT 2	(SWSE) 1.0	LOT 1	(SESE) 12.0
S23		SWNW 3.0		SENW 1.0
		NESW 33.0		NWSW 39.0
		SWSW 29.0		SESW 16.0
S26		NWNW 2.0		SWNW 1.0
S27		NENE 22.0		NWNE 2.0

161.0 Acres Total

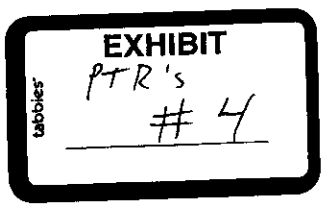
USE OF THIS RIGHT WITH RIGHT NO. 65-08290 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 161.0 ACRES IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

BASIN 65 GENERAL PROVISIONS NO 3, THE SEPARATE STREAMS GENERAL PROVISION, DOES NOT APPLY TO APPROPRIATIONS OF WATER AFTER OCTOBER 18, 1977.

THIS WATER RIGHT SHALL BE ADMINISTERED AS BEING FROM A SEPARATE SOURCE PURSUANT TO BASIN 65 GENERAL PROVISIONS NO 3. IF THE HOLDER OF THIS RIGHT SEEKS TO CHANGE THE RIGHT PURSUANT TO IDAHO CODE SEC 42-222 OR SUCCESSOR STATUTE, NOTHING IN THIS GENERAL PROVISION SHALL PRECLUDE ANY OTHER PERSON OR ENTITY FROM DEMONSTRATING THAT SUCH CHANGE IN USE WOULD CAUSE INJURY TO ITS WATER RIGHT OR FROM RECEIVING ANY RELIEF PROVIDED BY LAW IN THE EVENT OF INJURY.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).



RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2003 MAR 07 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA)
Case No. 39576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 65-03223

NAME AND ADDRESS: PINE TREE RANCH INC
GARDEN VALLEY, ID 83622

SOURCE: SCRIVER CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 0.54 CFS

PRIORITY DATE: 04/01/1882

POINT OF DIVERSION: T10N R04E S22 NWSW Within Boise County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 11-01	0.54 CFS

PLACE OF USE: Irrigation Within Boise County

T10N R04E S26	SWNW 4.0	
S27	NENE 8.0	NWNE 10.0
	SENE 12.0	

34.0 Acres Total

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

BASIN 65 GENERAL PROVISIONS NO 3, THE SEPARATE STREAMS GENERAL PROVISION, DOES NOT APPLY TO APPROPRIATIONS OF WATER AFTER OCTOBER 18, 1977.

THIS WATER RIGHT SHALL BE ADMINISTERED AS BEING FROM A SEPARATE SOURCE PURSUANT TO BASIN 65 GENERAL PROVISIONS NO 3. IF THE HOLDER OF THIS RIGHT SEEKS TO CHANGE THE RIGHT PURSUANT TO IDAHO CODE SEC 42-222 OR SUCCESSOR STATUTE, NOTHING IN THIS GENERAL PROVISION SHALL PRECLUDE ANY OTHER PERSON OR ENTITY FROM DEMONSTRATING THAT SUCH CHANGE IN USE WOULD CAUSE INJURY TO ITS WATER RIGHT OR FROM RECEIVING ANY RELIEF PROVIDED BY LAW IN THE EVENT OF INJURY.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2003 MAR 07 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b) FOR

Water Right 65-08290

NAME AND ADDRESS: PINE TREE RANCH INC
GARDEN VALLEY, ID 83622

SOURCE: SCRIVER CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 0.32 CFS

PRIORITY DATE: 02/04/1928

POINT OF DIVERSION: T10N R04E S22 NWSW Within Boise County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 11-01	0.32 CFS

PLACE OF USE: Irrigation — Within Boise County

T10N R04E S22 LOT 2	(SWSE) 1.0	LOT 1	(SESE) 12.0
S23	SWNW 3.0		SENW 1.0
	NESW 33.0		NWSW 39.0
	SWSW 29.0		SESW 16.0
S26	NWNW 2.0		SWNW 1.0
S27	NENE 22.0		NWNE 2.0

161.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 65-03222 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 161.0 ACRES IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

BASIN 65 GENERAL PROVISIONS NO 3, THE SEPARATE STREAMS GENERAL PROVISION, DOES NOT APPLY TO APPROPRIATIONS OF WATER AFTER OCTOBER 18, 1977.

THIS WATER RIGHT SHALL BE ADMINISTERED AS BEING FROM A SEPARATE SOURCE PURSUANT TO BASIN 65 GENERAL PROVISIONS NO 3. IF THE HOLDER OF THIS RIGHT SEEKS TO CHANGE THE RIGHT PURSUANT TO IDAHO CODE SEC 42-222 OR SUCCESSOR STATUTE, NOTHING IN THIS GENERAL PROVISION SHALL PRECLUDE ANY OTHER PERSON OR ENTITY FROM DEMONSTRATING THAT SUCH CHANGE IN USE WOULD CAUSE INJURY TO ITS WATER RIGHT OR FROM RECEIVING ANY RELIEF PROVIDED BY LAW IN THE EVENT OF INJURY.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 19, 2004

RECEIVED
JUL 20 2004
RINGERT CLARK

STUART & RHONDA WEIMER
19 SPRING GULCH RD
GARDEN VALLEY ID 83622

RE: Notice of Change in Water Right Ownership for Water Right Nos. 65-3222, 65-3223 and 65-8290

Dear Mr. and Mrs. Weimer:

You filed a notice of ownership change for a portion of the above referenced Scriver Creek irrigation water rights on March 15, 2004. At that time, the Idaho Department of Water Resources (IDWR) already had different ownership information regarding those rights and other water rights from Scriver Creek for the irrigation system operated by PTR Inc. ("PTR").

Your filing occurred within the context of your protest against PTR's Application for Exchange of Water Right Nos. 65-3222 and 65-8290. The anticipated settlement of the protest did not take place earlier this year. Additionally, your attorney withdrew from this protested matter on May 21, 2004.

IDWR reviewed the competing ownership information submitted by you and by PTR and reached the following conclusions:

1. The water rights were previously owned by Pine Tree Ranch Inc. based on decrees issued in the Payette River Basin Adjudication and later in the Snake River Basin Adjudication.

2. Pine Tree Ranch Inc. conveyed ownership of the Scriver Creek irrigation rights to PTR.

3. PTR owns and operates the irrigation system for the benefit of individual irrigators within that system. PTR conducts this business under its articles of incorporation and/or bylaws.

4. Individual irrigators are entitled to beneficial use of the water rights but do not own or control those rights.

EXHIBIT
PTR's
5

Therefore your notice of change in water right ownership for a portion of water right nos. 65-3222, 65-3223 and 65-8290 is returned. A refund for the $300 filing fee you paid will be issued to you as soon as possible.

Your protest against the PTR exchange application remains unresolved. IDWR will schedule a hearing on this contested case by contacting the parties under separate notice. You are welcome to pursue the issue of water right ownership with the hearing officer once a hearing has been scheduled.

Please contact me at 208-334-2190 if you have any questions.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure

CC: PTR Inc.
Bryce Farris, Attorney for PTR Inc.

Special Meeting of PTR, Inc. Board of Directors

July 7, 2002 Rod Murchison's Home

Officer's Present:

Kurt Breish
Rod Murchison
John Hedges
Stuart Weimer
John Kane
Sandra Kane

Jack Kane gave a review of history of the development of the irrigation system and recommends that we petition the Department of Water Resources to move the applicable water rights from River Ranch and Stone's property from Scriver Creek to the Middlefork of the Payette River.

The Developers, through their engineering firm combined three water diversions into one for a total of 124" of water to run through the current ditch...which will only carry approximately 29" of water.

Jack Kane made a motion to petition for movement of those applicable water rights.

The following voted in favor: (See attached sheet for signatures)

John S. Hedges
Kurt Breish
Rob Murchison III
Stuart R. Weimer
John F. Kane
Sandra L. Kane

Meeting adjourned.

Signed:

Sandra L. Kane
PTR, Inc. Secretary/Treasurer

EXHIBIT
PTR's
7

July 1, 2002

Officers Present
Kurt Bausch
Rod Murchison
John Hodges
Stuart Weimer
Sandra Kane
John Kane

Review of history of development of system -
Jack Kane recommends to petition to move
water right to Payette for following reasons -
Engineering calls for combination of 3 water
diversions into one for a total of 124".
No improvements on ditch - total ditch will carry
is 39".

Motion to petition for movement.

July 7th 2002

Meeting of Board of Directors:

subject: Move of diversion joint to Payette (Middlefork) for Kristi Kaun & Stone property.

We are in favor:

John S Hodges

R.L. Murdison III

Sandra L. Kaun

RECEIVED
AUG 14 2003
WATER RESOURCES
WESTERN REGION

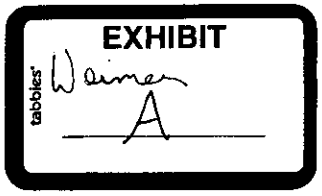
Protestant's Exhibits

TIMELINE FOR P.T.R. INC. WATER RIGHTS

1. The original "Articles of Incorporation of Pine Tree Ranch, Inc.", were filed in Blaine County, Idaho on the 21st day of June, 1973.
2. Section II of the "Articles of Incorporation of Pine Tree Ranch, Inc." stated "That the purposes for which said corporation is formed are as follows:

   > To engage in and conduct and conduct a general real estate and land development business; .....to acquire, hold, manage and operate irrigation ditches, canals, reservoirs, dams, flumes, aqueduct pipes, water or water rights and all machinery and other property necessary for the purposes of watering and irrigation, including irrigation pumping plants and sprinkling systems."

3. The original of the "Articles of Incorporation of Pine Tree Ranch, Inc.", was filed with the Secretary of State on the 22nd day of June1973.
4. A WARRANTY DEED was filed with Boise County on the 30th of June 1973 that conveyed the BECK RANCH to PINE TREE RANCH, INC. TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever.
5. A DEED was filed with Boise County on the 14th day of March 1978, from Pine Tree Ranch, Inc., that conveys unto THOMAS D. ELAM and SHARON ELAM ....the following described real estate, to wit: SEE ATTACHED EXHIBIT "I". Subject to Conditions, Restrictions, Reservations of record.
   TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee and their heirs and assigns forever.
6. The original of the "Articles of Incorporation of P.T.R., INC.", was filed in the office of the Secretary of State on the 28th day of February 1978.
7. A WARRANTY DEED was filed with Boise County on the 18th of November 1991, from THOMAS D. ELAM and SHARON ELAM conveys unto STUART R. WEIMER and RHONDA J. WEIMER. See Attached Exhibit "A". (Same legal description as No. 5 above.) TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees.....subject to reservations, restrictions, dedications, easements, rights of way and agreements.
8. A DEED, FOR VALUE RECEIVED, PINE TREE RANCH, INC., an Idaho corporation, the Grantor, does hereby convey, release, remise, and forever quitclaim unto P.T.R., INC., an Idaho nonprofit corporation, the Grantee, whose current address is Garden Valley, Idaho 83622, without warranty or representation whatsoever, for irrigation purposes only, by the members thereof for the use and



benefit of the parcels hereinafter described, all of the surface water rights appurtenant to the following described real property which Grantor may own or ever have owned, together with rights-of-way and easements related thereto, in Boise County, Idaho to wit: Filed with Boise County on the 11th of November, 1994.

State of Idaho

Department of State.

CERTIFICATE OF INCORPORATION

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, and legal custodian of the corporation records of the State of Idaho, do hereby certify that the original of the articles of incorporation of

PINE TREE RANCH, INC.

was filed in the office of the Secretary of State on the twenty-second day of June A.D., One Thousand Nine Hundred seventy-three and will be duly recorded on Film No. microfilm of Record of Domestic Corporations, of the State of Idaho, and that the said articles contain the statement of facts required by Section 30-103, Idaho Code.

I FURTHER CERTIFY, That the persons executing the articles and their associates and successors are hereby constituted a corporation, by the name hereinbefore stated, for Perpetual Existence from the date hereof, with its registered office in this State located at Sun Valley, Idaho in the County of Blaine

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State. Done at Boise City, the Capital of Idaho, this 22nd day of June, A.D., 19 73.

Pete T. Cenarrusa
Secretary of State.

Corporation Clerk.

ARTICLES OF INCORPORATION

OF

PINE TREE RANCH, INC.

KNOW ALL MEN BY THESE PRESENTS:

That we, PETER B. ALLEN, of Sun Valley, Blaine County, Idaho, JAMES PHILIP CONGER, of Sun Valley, Blaine County, Idaho, FREDERICK W. McCOLLUM, of Ketchum, Blaine County, Idaho, L. J. BROCKMEIER, of Manhattan Beach, Los Angeles County, California and RICHARD L. STONE of Santa Barbara, Santa Barbara County, California, all being persons of full age and citizens of the United States of America, do hereby, as incorporators hereof, form a corporation under the provisions of the laws of the State of Idaho, and we do hereby adopt Articles of Incorporation of such corporation, as follows:

I.

That the name of said corporation is:

PINE TREE RANCH, INC.

II.

That the purposes for which said corporation is formed are as follows:

To engage in and conduct a general real estate and land development business; to purchase, own, lease, acquire, cultivate and develop farms and farm lands, fruit orchards and fruit lands, stock farms and grazing lands and all other kinds of real property and all rights, interests and easements therein; to buy, sell import, export, cultivate, grow and produce all kinds of fruits, foods, and food products, vegetables and farm products and kindred products of every nature and description; and to engage in and conduct a general farm business on behalf of the corporation or for other persons, firms or corporations; to buy, manufacture and deal in milk, cream, butter, cheese and all other dairy products and

to pasturize and treat such milk, and to pack, store, handle and sell such products when pasturized and treated, and to acquire, hold, use and lease all machinery, patents and apparatus pertaining to and used in such business and to generally conduct other lines of business as may be necessary or incidental to such business; to engage in and conduct a general livestock business including the breeding, raising, buying, selling, importing, exporting, or otherwise dealing in horses, hogs, sheep, cattle and livestock of all classes and descriptions; to acquire, hold, manage and operate irrigation ditches, canals, reservoirs, dams, flumes, aqueduct pipes, water or water rights and all machinery and other property necessary for the purposes of watering and irrigation, including irrigation pumping plants and sprinkling systems.

To engage in and carry on and conduct a general construction business including the designing, constructing, enlarging, extending, repairing, completing, removing, or otherwise engaging in any work in connection with commercial buildings and other structures, shopping centers and other systems and works of every description, buildings, structures, manufacturing plants, and all kinds of excavation, and iron, steel, wood, masonry, mechanical, electrical and earth construction and installations, to make, execute, and take or receive any contracts or assignments of contracts therefor or relating thereto or connected therewith; and to manufacture or otherwise acquire and furnish all buildings and other materials and supplies connected therewith or required therefor; to manufacture, produce, adapt, and prepare, deal in and deal with any materials, articles, or things incidental to or required for, or useful in connection with any of its businesses, and generally to carry on any other business which can be advantageously carried on in conjunction with and incidental to any of the matters aforesaid.

To enter into and become a general or limited partner in any partnership, to manage partnership business; and to do any and all things necessary, convenient or expedient in connection with

managing, operating, and/or conducting the business and affairs of partnerships and other unincorporated associations.

To carry on any activity or activities that might be related to any of the above described powers of the said corporation.

To acquire, hold, possess, and own patents, improvements and franchises, or to acquire licenses under such patents for the manufacture and sale of any and all machinery or improvements thereon or articles of any nature, and to beneficially use rights under such patents by vending said patents or rights to licenses thereunder;

To borrow money and to issue bonds, debentures and other obligations of the corporation and to mortgage or pledge its property to secure such borrowed money or other obligations;

To acquire, own, hold, lease, build and/or erect any and all buildings, structures and plants that may be deemed suitable to the furtherance of the foregoing or for any purposes for which the corporation is formed, and to operate, manage, control, rent, sell or otherwise dispose of the same;

To receive, acquire, own, hold, purchase, dispose of, convey, mortgage, pledge, and/or lease real and personal property of every kind, nature and description whether or not the same is used in connection with any of the purposes of said corporation; to subdivide real property and to sell and deal in subdivisions and lots; to dispose of, sell, lease, assign, transfer, mortgage, pledge, and/or convey any rights, privileges, franchises, real or personal property of the corporation, other than its franchise of being a corporation, and to acquire, purchase, guarantee, hold, mortgage, own, vote, sell, assign, pledge, and/or otherwise dispose of and deal in shares, bonds, securities and debentures and other evidence of indebtedness of other corporations, domestic or foreign; to acquire, invest in, own and dispose of the capital stock of this corporation; and also to have all of the powers and authority authorized or provided for by Section 30-114 of Idaho Code Annotated for 1947; and

To exercise and perform any and all of the hereinbefore mentioned and described powers, objects and matters, within and/or without the State of Idaho.

III

That the duration of said corporation shall be perpetual.

IV

That the location and post office address of the registered office of said corporation in Idaho shall be: P.O. Box 630, Sun Valley, Blaine County, Idaho. Branch offices or places of business of said corporation may be hereafter established at any other place either within or without the State of Idaho whenever necessary in the judgment of the Board of Directors for the proper prosecution of the objects and purposes of said corporation.

V.

That the shares of stock of said corporation are not to be classified and shall all be common stock, and that the authorized shares of said corporation shall be one thousand (1,000) in number, of the par value of One Hundred and no/100 ($100.00) Dollars each, and of the aggregate par value of One Hundred Thousand and no/100 ($100,000.00) Dollars. Each issued share of common stock shall be entitled to one (1) vote.

The said shares of stock shall be fully paid up before being issued and after issuance shall be assessable.

VI

That the number of Directors of said corporation shall be fixed by the By-Laws of the corporation; provided, however, said corporation shall have not less than three (3) nor more than nine (9) Directors. The first Board of Directors shall be nine (9) in number, consisting of PETER B. ALLEN, JAMES PHILIP CONGER, FREDERICK W. McCOLLUM, L. J. BROCKEMEIER, AND RICHARD L. STONE, BRYSON S. RANDOLPH, JAMES CLOUD, WILLIAM E. HARTMAN, JR., AND DAVID HARSHBARGER, who shall serve until the annual election of Directors in the year 1974.

VII

That the qualifications, term of office, manner of election, time and place of meeting and the powers and duties of the Directors of this corporation shall be prescribed by the By-Laws;

That the Directors of the corporation shall have the power and authority to alter, repeal and amend the By-Laws, and adopt new By-Laws, of the corporation, in the manner fixed by the By-Laws of the corporation.

VIII.

That the names and Post Office addresses of the incorporators of said corporation and the number of shares therein subscribed by each of said incorporators are as follows:

NAME	POST OFFICE ADDRESS	NO. OF SHARES SUBSCRIBED
Peter B. Allen	P. O. Box 630 Sun Valley, Idaho 83353	100
James Philip Conger	P. O. Box 62 Sun Valley, Idaho 83353	150
Frederick W. McCollum	P. O. Box 1146 Ketchum, Idaho 83340	150
L. J. Brockemeier	120 33rd Street Manhattan Beach, Calif. 90266	100
Richard L. Stone	4324 Marina Drive Santa Barbara, Calif. 93110	100

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 21st day of June, 1973. (In triplicate original)

Peter B. Allen (SEAL)
Peter B. Allen

James Philip Conger (SEAL)
James Philip Conger

(SEAL) Richard L. Stone
Richard L. Stone

Frederick W. McCollum (SEAL)
Frederick W. McCollum

L. J. Brockemeier (SEAL)
L. J. Brockemeier

STATE OF IDAHO)
) ss.
County of Blaine)

On this 21st day of June, 1973, before me, the undersigned, a Notary Public in and for said State, personally appeared PETER B. ALLEN, JAMES PHILIP CONGER, FREDERICK W. McCOLLUM, L.J. BROCKEMEIER and RICHARD L. STONE, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and acknowledged to me that they 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.

Glenna L. Glover
Notary Public for Idaho
Residing at Ketchum, Idaho
My Commission Expires: 3/4/76

RUMSEY NO. 85665

WARRANTY DEED

For Value Received THELMA BECK, a married woman, dealing with her sole and separate property, BRUCE C. BECK and BETH L. BECK husband and wife, and ROBERT F. BECK and SHARON L. BECK husband and wife,

Hereinafter called the grantor, hereby grants, bargains, sells and conveys unto

PINE TREE RANCH, INC.

whose address is:

P.O. Box 43, Sun Valley, Idaho 83353

Hereinafter called the grantee, the following described premises, in Boise County, Idaho, to-wit:

See Exhibit "A" Consisting of five (5) Sheets Attached hereto and made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: This 20th day of June, 1973.

Robert F. Beck — Bruce C. Beck

Sharon L. Beck — Beth L. Beck

Thelma Beck

Inst # 85665

STATE OF Idaho, COUNTY OF Boise

On this 20th day of June, 1973, before me, a notary public in and for said State, personally appeared THELMA BECK, a married woman, BRUCE C. BECK and BETH L. BECK, husband and wife and ROBERT F. BECK and SHARON L. BECK, husband and wife

known to me to be the person s whose name s subscribed to the within instrument, and acknowledged to me that they executed the same.

Carl W. Boucher
Notary Public

Residing at Notary Public residing at Boise, Idaho, Idaho
Comm. Expires My Commission Expires August 29, 1974.

STATE OF IDAHO, COUNTY OF Boise

I hereby certify that this instrument was filed for record at the request of Intermtn State Bank

at 30 minutes past 11 o'clock a.m.
this 1st day of Feb,
1977, in my office, and duly recorded in Book 73
of Deeds at page 94

Robert J. Tuffield
Ex-Officio Recorder

By Ruth M Sheridan
Deputy.

Fees $ 6.00
Mail to: Cascade, Idaho 83611

EXHIBIT A

PROPERTY DESCRIPTION

Pine Tree Ranch

FOR Larry Throngard TRACT NO. Subdivision #2 JOB NO.

PREPARED BY R.R. Gabriel R.E. L.S. NO. 911 DATE 1/10/77

PURPOSE

DESCRIPTION

That portion of the south one-half of Section 22, Township 10 North, Range 4 East, in the County of Boise, State of Idaho, described as follows:

PARCEL "A"

Beginning at a 2" iron pipe set at the northeast corner of the southeast one-quarter of said Section 22; thence

1. South 64° 47' 56" West 631.30 feet; thence
2. South 83°54' 34" West 557.11 feet; thence
3. South 44° 19' 44" West 157.39 feet; thence
4. North 84° 23' 48" West 1211.60 feet; thence
5. South 02° 14' 24" West 404.40 feet; thence
6. South 26° 07' 04" East 294.51 feet; thence
7. South 15° 06' 12" ~~West~~ East 131.52 feet; thence
8. South 13° 11' 36" West 359.82 feet; thence
9. South 13° 10' 12" West 239.04 feet; thence
10. South 11° 40' 58" East 196.92 feet; thence
11. South 10° 27' 33" East 194.75 feet; thence
12. South 00° 54' 48" West 60.44 feet; thence
13. South 09° 21' 11" West 150.24 feet; thence
14. South 10° 55' 03" East 133.33 feet; thence
15. South 71° 34' 08" East 114.52 feet; thence
16. South 83° 22' 23" East 152.27 feet; thence
17. North 00° 58' 58" West 175.63 feet; thence

SHEET 1 OF 5

Pine Tree Ranch, by

PROPERTY DESCRIPTION

Pine Tree Ranch

FOR Larry Throngard TRACT NO. Subdivision #2 JOB NO.

PREPARED BY R.R. Gabriel R.E. L.S. NO. 911 DATE 1/10/77

PURPOSE

DESCRIPTION

18. South 70° 59' 43" East 89.12 feet; thence

19. South 04° 22' 03" East 329.58 feet; thence

20. South 33° 09' 01" West 475.98 feet; thence

21. North 45° 26' 37" West 614.83 feet; thence

22. North 32° 43' 44" West 335.45 feet; thence

23. North 70° 42' 57" West 263.28 feet; thence

24. North 49° 57' 09" West 361.60 feet; thence

25. North 45° 59' 00" West 187.90 feet; thence

26. North 50° 45' 41" West 111.10 feet; thence

27. North 55° 30' 15" West 152.59 feet; thence

28. North 47° 21' 02" West 155.46 feet; thence

29. North 47° 02' 10" West 583.96 feet; thence

30. North 01° 28' 48" East 24.92 feet to a point in the southerly line of the northwest one-quarter of said south one-half of Section 22; thence along same

31. South 88° 31' 12" East 1644.53 feet to the southeast corner of said northwest one-quarter; thence along the easterly line thereof

32. North 01° 07' 31" East 954.13 feet; thence leaving said easterly line

33. EAST 154.42 feet; thence

34. North 45° 00' 00" East 31.29 feet; thence

35. South 73° 49' 30" East 142.05 feet; thence

36. North 44° 55' 19" East 146.49 feet; thence

Pine Tree Ranch: by

PROPERTY DESCRIPTION

FOR Larry Throngard TRACT NO. Pine Tree Ranch Subdivision #2 JOB NO.

PREPARED BY R.R. Gabriel R.E. L.S. NO. 911 DATE 1/10/77

PURPOSE

DESCRIPTION

37. North 45° 03' 19" East 244.40 feet; thence

38. South 32° 52' 45" East 136.08 feet; thence

39. South 86° 29' 45" East 71.71 feet; thence

40. South 77° 28' 49" East 126.95 feet; thence

41. South 59° 03' 59" East 105.10 feet; thence

42. South 68° 06' 39" East 163.55 feet; thence

43. North 73° 18' 48" East 286.92 feet; thence

44. North 05° 35' 26" West 160.86 feet; thence

45. North 26° 32' 39" West 105.19 feet to a point in the northerly line of the said south one-half of Section 22; thence along same

46. South 88° 26' 44" East 1306.06 feet to the point of beginning.

Excepting therefrom that portion of said land locally known as and called Scriver Creek Road being 66.00 feet wide and lying equally 33.00 feet on each side of the following described center-line as shown on United States Forest Service Right-of-Way Map #10593.

Delete

PARCEL "B"

Beginning at a point in course number seven (7) of the above described Parcel "A" distant thereon North 15° 06' 12" West 37.07 feet from the southeasterly terminus thereof; thence leaving said course number seven (7).

1. North 54° 21' 12" West 42.13 feet to a curve to the left having a radius of 150.00 feet; thence

2. Westerly along said curve through a central angle of 101° 49' 00" an arc distance of 266.56 feet; thence tangent from said curve

3. South 23° 49' 28" West 191.18 feet to a curve to the right having a radius of 1000.00 feet; thence

SHEET 1 OF 5

Pine Tree Ranch, by

PROPERTY DESCRIPTION

FOR Larry Throngard TRACT NO. Pine Tree Ranch Subdivision #2 JOB NO.

PREPARED BY R.R. Gabriel R.E., L.S. No. 911 DATE 1/10/77

PURPOSE

DESCRIPTION

4. Westerly along said curve through a central angle of 05° 25' 00" an arc distance of 94.54 feet; thence tangent from said curve

5. South 29° 14' 48" West 265.30 feet to a curve to the right having a radius of 110.00 feet; thence

6. Westerly along said curve through a central angle of 98°25' 00" an arc distance of 188.99 feet; thence tangent from said curve

7. North 52° 20' 12" West 133.40 feet to a curve to the right having a radius of 80.00 feet; thence

8. Westerly and northerly along said curve through a central angle of 62° 36' 00" an arc distance of 87.41 feet; thence tangent from said curve

9. North 10° 15' 48" East 46.80 feet to a curve to the left having a radius of 50.00 feet; thence

10. Northerly and westerly along said curve through a central angle of 74° 18' 00" an arc distance of 64.84 feet; thence tangent to said curve

11. North 64° 02' 12" West 57.70 feet to a curve to the right having a radius of 150.00 feet; thence

12. Westerly along said curve through a central angle of 21° 25' 00" an arc distance of 56.07 feet; thence tangent from said curve

13. North 42° 37' 12" West 48.50 feet to a curve to the left having a radius of 50.00 feet; thence

14. Westerly along said curve through a central angle of 70° 38' 00" an arc distance of 61.64 feet; thence tangent from said curve

15. South 66° 44' 48" West 74.90 feet to a curve to the right having a radius of 300.00 feet; thence

16. Westerly along said curve through a central angle of 21° 17' 00" an arc distance of 111.44 feet; thence tangent from said curve

SHEET 4 OF 5

Pine Tree Ranch by

PROPERTY DESCRIPTION

FOR Larry Throngard TRACT No. Pine Tree Ranch Subdivision # 2 JOB No.

PREPARED BY R.R. Gabriel R.E. L.S. No. 911 DATE 1/10/77

PURPOSE

DESCRIPTION

17. South 88° 01' 48" West 194.30 feet to a curve to the right having a radius of 100.00 feet; thence

18. Westerly along said curve through a central angle of 47° 15' 00" an arc distance of 82.47 feet; thence tangent from said curve

19. North 44° 43' 12" West 63.80 feet to a curve to the left having a radius of 50.00 feet; thence

20. Westerly along said curve through a central angle of 74° 55' 00" an arc distance of 65.23 feet; thence tangent from said curve

21. South 60° 31' 48" West 47.50 feet to a curve to the right having a radius of 250.00 feet; thence

22. Westerly along said curve through a central angle of 49° 14' 00" an arc distance of 214.82 feet; thence tangent from said curve

23. North 70° 14' 12" West 178.75 feet to the northwesterly terminus of course number twenty-nine (29) of Parcel "A" hereinabove described.

The sidelines of the above described Parcel "B" to be lengthened or foreshortened so as to terminate in the exterior boundary line of above described Parcel "A".

SHEET 5 OF 5

Pine Tree Ranch Inc. by

Bruce A. Beck

Courtesy of SAWTOOTH TITLE CO., Inc.

WARRANTY DEED

For Value Received THELMA BECK, a married woman, dealing with her sole and separate property, BRUCE C. BECK and BETH L. BECK husband and wife, and ROBERT F. BECK and SHARON L. BECK husband and wife,

Hereinafter called the grantor, hereby grants, bargains, sells and conveys unto

PINE TREE RANCH, INC.

whose address is: Garden Valley, Idaho 83622

Hereinafter called the grantee, the following described premises, in Boise County, Idaho, to-wit.

Beginning at the 2" I.P. at the Northeast corner of the Northeast quarter of the southeast quarter of section 22 T. 10 N., R. 4E. B.M.; Thence along the northerly line of Lot 47 of Pine Tree Ranch Subdivision Number One as recorded in the office of the Boise County recorder S. 64°47'56" W. 631.30 feet to a ½" diameter steel pin; Thence along the northerly line of lot 49 of said subdivision S. 83°54'34" W. 557.11 feet; Thence N. 56°59'56" W. 447.02 feet to a ½" diameter steel pin; Thence N. 26°21"17" W. 105.06 feet more or less to a 5 foot T bar 54" in the ground at the Northwest corner of the Northeast quarter of the southeast quarter of said section 22; Thence along the Northerly line of said Northeast quarter S.88° 26'44" E. 1306.05 more or less to the point of beginning.

Containing 5.906 acres.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: This 30th day of June, 1973.

Robert F. Beck — Bruce C. Beck

Sharon L. Beck — Beth L. Beck

Thelma Beck

Inst # 85519

STATE OF Idaho, COUNTY OF Boise

On this 30th day of June, 1973, before me, a notary public in and for said State, personally appeared THELMA BECK, a married woman, BRUCE C. BECK and BETH L. BECK, husband and wife and ROBERT F. BECK and SHARON L. BECK, husband and wife.

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

Notary Public

Residing at Notary Public Residing at Boise, Idaho, Idaho

Comm. Expires My Commission Expires August 29, 1974.

STATE OF IDAHO, COUNTY OF Boise

I hereby certify that this instrument was filed for record at the request of Intermountain State Bank

at 30 minutes past 11 o'clock a m. this 29 day of Dec 1976, in my office, and duly recorded in Book 73 of Deeds at page 47

Robert J Tuffree
Ex-Officio Recorder

By Ruth M. Shanahan
Deputy.

Fees $ 1.00

Mail to:

7

84409

DEED

FOR VALUE RECEIVED, PINE TREE RANCH, INC.

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto THOMAS D. ELAM and SHARON ELAM, husband and wife

grantee whose current address is 13220 Fern Ave., Boulder Creek, Calif. 95006

the following described real estate, to-wit: SEE ATTACHED EXHIBIT I

Subject to Conditions, Restrictions, Reservations of record.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee s their heirs and assigns forever

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this 1st day of Febru 7, 1978

PINE TREE RANCH, INC.

By

PRESIDENT.

James Phillip Conger

SECRETARY.

STATE OF IDAHO,

On this 8 day of February, 19 78, before me, a Notary Public in and for said State, personally appeared James PhillipConger and known to me to be the President and Secretary of the corporation that executed this instrument or the persons 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.

Karen L Barnes Notary Public

Residing at Ketchum, Idaho

Comm. Expires 10-25-81

STATE OF IDAHO, COUNTY OF Boise

I hereby certify that this instrument was filed for record at the request of Stewart

at 3:5 minute past 1 o'clock P.M., this 14th day of March, 1978, in my office, and duly recorded in Book 75 of Deeds at Page 175

Robert D. Sutton
Ex-Officio Recorder

By Linda L. Barrenger Deputy.

Fees $3.00

Mail to:

INSTRUMENT No. 84409

Order No. 28-89582

EXHIBIT I

That portions of the Southeast one-quarter of Section 22 and the Northeast one-quarter of Section 27, Township 10 North, Range 4 East, in the County of Boise, State of Idaho, described as follows:

Beginning at a 1/2 inch iron rod at the Easterly corner common to Lots 9 and 10, Pine Tree Ranch Subdivision No. 1 recorded as Instrument No. 80068, thence South 60°02'23" East 456.65 feet to a 1/2 inch iron rod, the true point of beginning; thence South 58°36'20" East 653.76 feet; thence South 45°58' West 400.98 feet; thence South 52°27'25" West 178.14 feet; thence North 67°32'35" West 90.00 feet; thence South 28°12'31" West 681.12 feet to the approximate centerline of Scriver Creek; thence along the approximate centerline of Scriver Creek the following five courses North 39°34'06" West 56.01 feet; thence North 47°35'48" West 171.66 feet; thence North 85°50'52" West 93.38 feet; thence North 35°44'27" West 100.72 feet; thence North 9°03'55" West 136.39 feet; thence North 33°09'01" East 475.90 feet; thence North 24°29'31" East 622.41 feet to the true point of beginning.

Reserving therefrom, an easement for ingress and egress for public utilities over, under, across and 25 feet wide, Southerly of, and adjacent to and parallel with the last course above.

Together with a non-exclusive easement for ingress and egress, 50 feet wide, the centerline of which is described as follows:

Beginning at the Easterly corner common to Lots 9 and 10, PINE TREE RANCH SUBDIVISION NO. 1; thence

South 61°22'20" East 236.78 feet; thence
South 58°36'20" East 385.00 feet except that portion thereof lying Southerly of the last 165.00 feet of said line.

The side lines of said strip to be shortened or lengthened to terminate at the Easterly and Westerly property lines.

Also a non-exclusive easement for ingress and egress over the road in PINE TREE RANCH SUBDIVISION NO. 1, according to the plat recorded as Instrument No. 80068, described as follows:

"Thirty-three (33) feet in width, located adjacent to the lot lines, as shown on the plat map of PINE TREE RANCH SUBDIVISON NO. 1 (recorded as Instrument No. 80068, records of Boise County, Idaho) for roads, and further subject to a reservation of perpetual easement five (5) feet in width to and in favor of PINE TREE RANCH, INC., its successors and assigns, along all rear and side lot lines for the installation, operation and maintenance of utility lines.

Over Lots 1, 2, 3, 4, 5, 9, 10, 11, 12 and 13.

14890

PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street • Boise, Idaho 83702
(208) 336-6700

888 North Cole Road • Boise, Idaho 83704
(208) 377-2700

Boise County Idaho ss
Request of
Pioneer
Time 14:00 M.T
Date 11/15/91
1:11590
Arlene C. Kolar
By Darla Wyatt Deputy
Fee $9.00

P-109017 NGA/SO

SPACE ABOVE FOR RECORDING DATA

WARRANTY DEED

(INDIVIDUAL)

FOR VALUE RECEIVED SHARON ELAM, an Unmarried Person

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto STUART R. WEIMER and RHONDA J. WEIMER, Husband and Wife

GRANTEE(S), whose current address is: 6333 Gary Lane, Boise, ID 83703
the following described real property in BOISE County, State of Idaho,
more particularly described as follows, to wit:

SEE ATTACHED EXHIBIT "A", WHICH BY THIS REFERENCE BECOMES A PART HEREOF, AND WHICH IS COMPRISED OF TWO (2) PAGES.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances. EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (includes irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: November 7, 1991

Sharon Elam
SHARON ELAM

STATE OF California, County of San Luis Obispo, ss.

On this 13th day of November, in the year of 1991, before me the undersigned, a notary public, personally appeared Sharon Elam, known or identified to me to be the person (s) whose name (s) is subscribed to the within instrument, and acknowledged to me that she executed the same.

Notary Public: Bonnie E. Brunson
Residing at: 312 Highland Dr, Ste 3 Ellyn Ca
My Commission Expires: May, 1991

OFFICIAL SEAL
BONNIE E. BRUNSON
NOTARY PUBLIC - CALIFORNIA
SAN LUIS OBISPO COUNTY
My Comm. Expires May 31, 1991

141890

EXHIBIT "A"

THAT PORTIONS OF THE SOUTHEAST ONE-QUARTER OF SECTION 22 AND THE NORTHEAST ONE-QUARTER OF SECTION 27, TOWNSHIP 10, NORTH, RANGE 4 EAST, IN THE COUNTY OF BOISE, STATE OF IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT A 1/2 INCH IRON ROD AT THE EASTERLY CORNER COMMON TO LOTS 9 AND 10, PINE TREE RANCH SUBDIVISION NO. 1 RECORDED AS INSTRUMENT NO. 80068, THENCE
SOUTH 60 02'23" EAST A DISTANCE OF 456.65 FEET TO A 1/2 INCH IRON ROD, THE TRUE POINT OF BEGINNING; THENCE
SOUTH 58 36'20" EAST A DISTANCE OF 553.76 FEET; THENCE
SOUTH 45 58'50" WEST A DISTANCE OF 400.98 FEET; THENCE
SOUTH 52 27'25" WEST A DISTANCE OF 178.14 FEET; THENCE
NORTH 67 32'35" WEST 90.00 FEET; THENCE
SOUTH 28 12'31" WEST A DISTANCE OF 681.12 FEET TO THE APPROXIMATE CENTERLINE OF SCRIVER CREEK; THENCE ALONG THE APPROXIMATE CENTERLINE OF SCRIVER CREEK THE FOLLOWING FIVE COURSES
NORTH 39 34'06" WEST A DISTANCE OF 56.01 FEET; THENCE
NORTH 47 35'48" WEST A DISTANCE OF 171.66 FEET; THENCE
NORTH 65 50'52" WEST A DISTANCE OF 93.38 FEET; THENCE
NORTH 35 44'27" WEST A DISTANCE OF 100.72 FEET; THENCE
NORTH 9 08'55" WEST A DISTANCE OF 136.29 FEET; THENCE
NORTH 33 09'01" EAST A DISTANCE OF 475.98 FEET; THENCE
NORTH 34 29'31" EAST A DISTANCE OF 622.41 FEET TO THE TRUE POINT OF BEGINNING.

TOGETHER WITH A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS, 50 FEET WIDE, THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:

BEGINNING AT THE EASTERLY CORNER COMMON TO LOTS 9 AND 10, PINE TREE RANCH SUBDIVISION NO. 1; THENCE
SOUTH 61 22'20" EAST A DISTANCE OF 236.78 FEET; THENCE
SOUTH 58 36'20" EAST A DISTANCE OF 365.00 FEET EXCEPT THAT PORTION THEREOF LYING SOUTHERLY OF THE LAST 165.00 FEET OF SAID LINE.

THE SIDE LINES OF SAID STRIP TO BE SHORTENED OR LENGTHENED TO TERMINATE AT THE EASTERLY AND WESTERLY PROPERTY LINE.

ALSO A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS OVER THE ROAD IN PINE TREE RANCH SUBDIVISION NO. 1, ACCORDING TO THE PLAT RECORDED AS INSTRUMENT NO. 80068, DESCRIBED AS FOLLOWS:

THIRTY-THREE (33) FEET IN WIDTH, LOCATED ADJACENT TO THE LOT LINES, AS SHOWN ON THE PLAT MAP OF PINE TREE RANCH SUBDIVISION NO. 1, (RECORDED AS INSTRUMENT NO. 80068, RECORDS OF BOISE COUNTY, IDAHO) FOR ROADS, AS FURTHER SUBJECT TO A RESERVATION OF PERPETUAL EASEMENT FIVE (5) FEET IN WIDTH TO AND IN FAVOR OF PINE TREE RANCH, INC., ITS SUCCESSORS AND ASSIGNS, ALONG ALL REAR AND SIDE LOT LINES FOR THE INSTALLATION, OPERATION AND MAINTENANCE OF UTILITY LINES.

OVER LOTS 1, 2, 3, 4, 5, 9, 10, 11, 12 AND 13.

LEGAL CONTINUED

141890

ALSO A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS OVER THE ROAD IN PINE TREE RANCH SUBDIVISION NO. 1, ACCORDING TO THE PLAT RECORDED AS INSTRUMENT NO. 80068, DESCRIBED AS FOLLOWS:

"THIRTY-THREE (33) FEET IN WIDTH, LOCATED ADJACENT TO THE LOT LINES, AS SHOWN ON THE PLAT MAP OF PINE TREE RANCH SUBDIVISION NO. 1 (RECORDED AS INSTRUMENT NO. 80068, RECORDS OF BOISE COUNTY, IDAHO) FOR ROADS, AND FURTHER SUBJECT TO A RESERVATION OF PERPETUAL EASEMENT FIVE (5) FEET IN WIDTH TO AND IN FAVOR OF PINE TREE RANCH, INC., ITS SUCCESSORS AND ASSIGNS, ALONG ALL REAR AND SIDE LOT LINES FOR THE INSTALLATION, OPERATION AND MAINTENANCE OF UTILITY LINES.

OVER LOTS 1, 2, 3, 4, 5, 9, 10, 11, 12 AND 13.

END OF LEGAL DESCRIPTION

PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street • Boise, Idaho 83702
(208) 336-6700

888 North Cole Road • Boise, Idaho 83704
(208) 377-2700

Boise County Idaho ss.
Request of
Time 1:4:00 M.T
Date 11/18/91
144891
Arlene C. Keller
By Deputy
Fee $9.00

P-109017 NGA/SO

SPACE ABOVE FOR RECORDING DATA

WARRANTY DEED

(INDIVIDUAL)

FOR VALUE RECEIVED THOMAS D. ELAM, an Unmarried Person

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto STUART R. WEIMER and RHONDA J. WEIMER, Husband and Wife

GRANTEE(S), whose current address is: 6333 Gary Lane, Boise, ID 83703
the following described real property in BOISE County, State of Idaho,
more particularly described as follows, to wit:

SEE ATTACHED EXHIBIT "A", WHICH BY THIS REFERENCE BECOMES A PART HEREOF, AND WHICH IS COMPRISED OF TWO (2) PAGES.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (includes irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: November 7, 1991

Thomas D. Elam

THOMAS D. ELAM

STATE OF Oregon, County of Jackson, ss.

On this 14th day of November, in the year of 1991, before me the undersigned, a notary public, personally appeared Thomas D. Elam known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that he executed the same.

Residing at 489 Hamilton Road
Phoenix, OR 97530

Notary Public
Residing at
My Commission Expires 3-15-93

JAMES W. CHRISTOPHERSON
NOTARY PUBLIC — OREGON
My Commission Expires

13

141881

EXHIBIT "A"

THAT PORTIONS OF THE SOUTHEAST ONE-QUARTER OF SECTION 22 AND THE NORTHEAST ONE-QUARTER OF SECTION 27, TOWNSHIP 10, NORTH, RANGE 4 EAST, IN THE COUNTY OF BOISE, STATE OF IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT A 1/2 INCH IRON ROD AT THE EASTERLY CORNER COMMON TO LOTS 9 AND 10, PINE TREE RANCH SUBDIVISION NO. 1 RECORDED AS INSTRUMENT NO. 80068, THENCE
SOUTH 60 02'23" EAST A DISTANCE OF 456.65 FEET TO A 1/2 INCH IRON ROD, THE TRUE POINT OF BEGINNING; THENCE
SOUTH 58 36'20" EAST A DISTANCE OF 653.76 FEET; THENCE
SOUTH 45 58'50" WEST A DISTANCE OF 400.98 FEET; THENCE
SOUTH 52 27'25" WEST A DISTANCE OF 178.14 FEET; THENCE
NORTH 67 32'35" WEST 90.00 FEET; THENCE
SOUTH 28 12'31" WEST A DISTANCE OF 681.12 FEET TO THE APPROXIMATE CENTERLINE OF SCRIVER CREEK; THENCE ALONG THE APPROXIMATE CENTERLINE OF SCRIVER CREEK THE FOLLOWING FIVE COURSES
NORTH 39 34'06" WEST A DISTANCE OF 56.01 FEET; THENCE
NORTH 47 35'48" WEST A DISTANCE OF 171.66 FEET; THENCE
NORTH 65 50'52" WEST A DISTANCE OF 93.38 FEET; THENCE
NORTH 35 44'27" WEST A DISTANCE OF 100.72 FEET; THENCE
NORTH 9 08'55" WEST A DISTANCE OF 136.39 FEET; THENCE
NORTH 33 09'01" EAST A DISTANCE OF 475.98 FEET; THENCE
NORTH 34 29'31" EAST A DISTANCE OF 622.41 FEET TO THE TRUE POINT OF BEGINNING.

TOGETHER WITH A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS, 50 FEET WIDE, THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:

BEGINNING AT THE EASTERLY CORNER COMMON TO LOTS 9 AND 10, PINE TREE RANCH SUBDIVISION NO. 1; THENCE
SOUTH 61 22'20" EAST A DISTANCE OF 236.78 FEET; THENCE
SOUTH 58 36'20" EAST A DISTANCE OF 385.00 FEET EXCEPT THAT PORTION THEREOF LYING SOUTHERLY OF THE LAST 165.00 FEET OF SAID LINE.

THE SIDE LINES OF SAID STRIP TO BE SHORTENED OR LENGTHENED TO TERMINATE AT THE EASTERLY AND WESTERLY PROPERTY LINE.

ALSO A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS OVER THE ROAD IN PINE TREE RANCH SUBDIVISION NO. 1, ACCORDING TO THE PLAT RECORDED AS INSTRUMENT NO. 80068, DESCRIBED AS FOLLOWS:

"THIRTY-THREE (33) FEET IN WIDTH, LOCATED ADJACENT TO THE LOT LINES, AS SHOWN ON THE PLAT MAP OF PINE TREE RANCH SUBDIVISION NO. 1, (RECORDED AS INSTRUMENT NO. 80068, RECORDS OF BOISE COUNTY, IDAHO) FOR ROADS, AS FURTHER SUBJECT TO A RESERVATION OF PERPETUAL EASEMENT FIVE (5) FEET IN WIDTH TO AND IN FAVOR OF PINE TREE RANCH, INC., ITS SUCCESSORS AND ASSIGNS, ALONG ALL REAR AND SIDE LOT LINES FOR THE INSTALLATION, OPERATION AND MAINTENANCE OF UTILITY LINES.

OVER LOTS 1, 2, 3, 4, 5, 9, 10, 11, 12 AND 13.

LEGAL CONTINUED

SCHEDULE C
Commitment

ALSO A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS OVER THE ROAD IN PINE TREE RANCH SUBDIVISION NO. 1, ACCORDING TO THE PLAT RECORDED AS INSTRUMENT NO. 80068, DESCRIBED AS FOLLOWS:

"THIRTY-THREE (33) FEET IN WIDTH, LOCATED ADJACENT TO THE LOT LINES, AS SHOWN ON THE PLAT MAP OF PINE TREE RANCH SUBDIVISION NO. 1 (RECORDED AS INSTRUMENT NO. 80068, RECORDS OF BOISE COUNTY, IDAHO) FOR ROADS, AND FURTHER SUBJECT TO A RESERVATION OF PERPETUAL EASEMENT FIVE (5) FEET IN WIDTH TO AND IN FAVOR OF PINE TREE RANCH, INC., ITS SUCCESSORS AND ASSIGNS, ALONG ALL REAR AND SIDE LOT LINES FOR THE INSTALLATION, OPERATION AND MAINTENANCE OF UTILITY LINES.

OVER LOTS 1, 2, 3, 4, 5, 9, 10, 11, 12 AND 13.

END OF LEGAL DESCRIPTION

PTR Inc.

DEED

FOR VALUE RECEIVED, PINE TREE RANCH, INC., an Idaho corporation, the Grantor, does hereby convey, release, remise, and forever quitclaim unto P.T.R., INC., an Idaho nonprofit corporation, the Grantee, whose current address is Garden Valley, Idaho 83622, without warranty or representation whatsoever, for irrigation purposes only, by the members thereof for the use and benefit of the parcels hereinafter described, all of the surface water rights appurtenant to the following described real property which Grantor may own or ever have owned, together with rights-of-way and easements related thereto, in Boise County, Idaho, to wit:

Lots 1 through 16 inclusive, and Lots 44 and 45, all in Pine Tree Ranch No. 9, according to the official plat thereof on file in the office of the Recorder of Boise County, Idaho;

That portion of Lots 8 and 9, Pine Tree Ranch Subdivision No. 6, according to the official plat thereof on file in the office of the Recorder of Boise County, Idaho, lying below the existing irrigation ditch;

All of the five acre, more or less, parcel conveyed to Alva and Pat Prow according to Instrument No. 94863, on file in the office of the Recorder of Boise County, Idaho;

That portion of the following described parcels lying below the existing irrigation ditch:

Property conveyed to Jean Sorensen according to Instrument No. 86228, official records of Boise County, Idaho;

Property conveyed to Tom and Sharon Elam according to Instrument No. 88409, official records of Boise County, Idaho;

Property conveyed to Max and Nellie Larsen according to Instrument No. 89269, official records of Boise County, Idaho;

All of the property conveyed to Allerton Cushman by Instrument No. 88192, official records of Boise County, Idaho;

All of the property conveyed to Thomas P. McGrath by Instrument No. 141514, official records of Boise County, Idaho;

All of land lying west of River Ranch Subdivision, according to the official plat thereof on file in the office of the Boise County Recorder, State of Idaho, and east of and south of the Boise County Middle Fork Road, in Boise County, Idaho, containing 67 acres more or less;

BOISE COUNTY IDAHO SS
REQUEST OF Pine Tree Ranch
DATE TIME M.

154064

94 NOV 14 PM 1:24

ARLENE G. KOLARY
BY Julie Yonke
DEPUTY

That portion of Lot 13, Pine Tree Ranch Subdivision No. 8, according to the official plat thereof on file in the office of the Recorder of Boise County, Idaho, lying below the existing irrigation ditch; and

All of Lots 1 through 10 inclusive, and Lots 17, 18 and 19, all in River Ranch Subdivision, according to the official plat thereof on file in the office of the Recorder of Boise County, Idaho;

Included among the water rights hereby conveyed are the Grantor's right, claim and interest, if any, in and to the surface water rights described in the claims filed with the Idaho Department of Water Resources as WR Numbers 65-03221, 65-03222, 65-03223, 65-03224, 65-03225 and 65-08290.

All of the property hereby conveyed shall be subject to the recorded covenants, conditions and restrictions affecting any of the properties hereinabove described, and any amendments thereof and supplements thereto from time to time.

DATED this 11th day of November, 1994.

PINE TREE RANCH, INC.

L. G. Throngard, President

STATE OF IDAHO)
ss.
County of Boise)

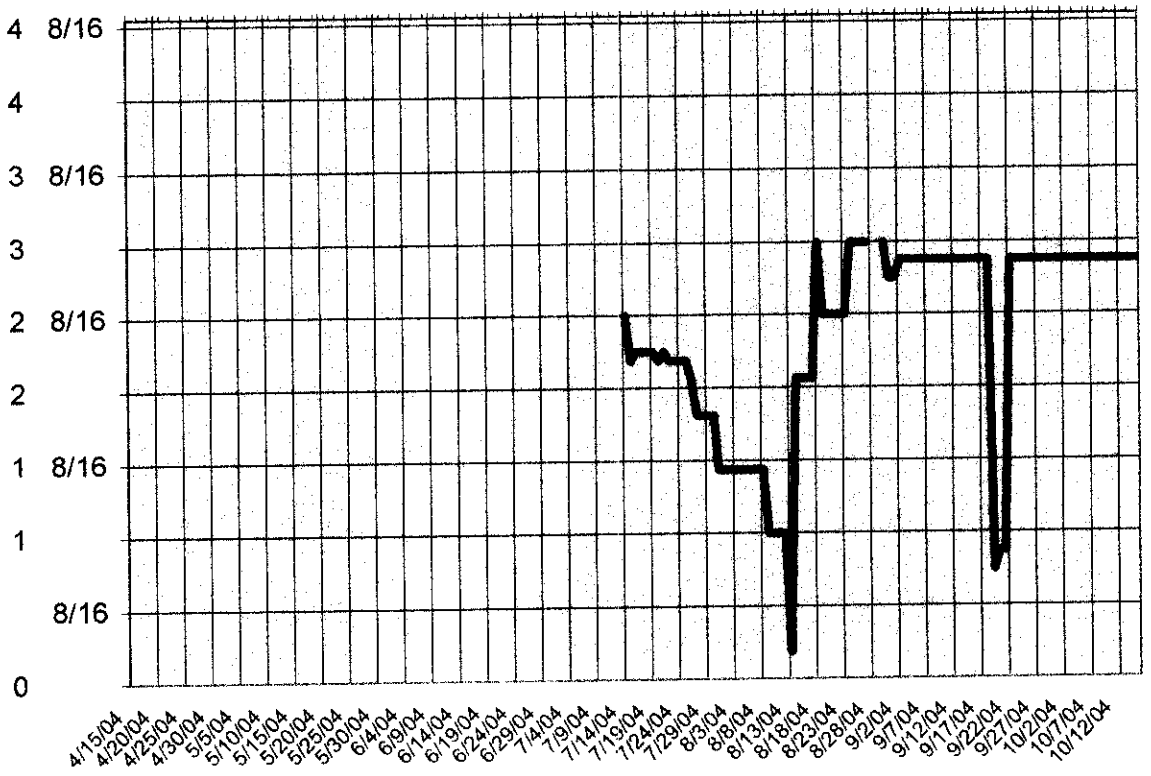
On this 11 day of November, 1994, before me, _____, the undersigned, a notary public in and for said state, personally appeared L. G. Throngard, known or identified to me to be the President of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

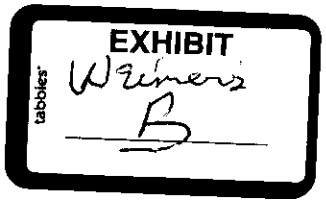
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

LYDIA CALLAWAY (SEAL) NOTARY PUBLIC STATE OF

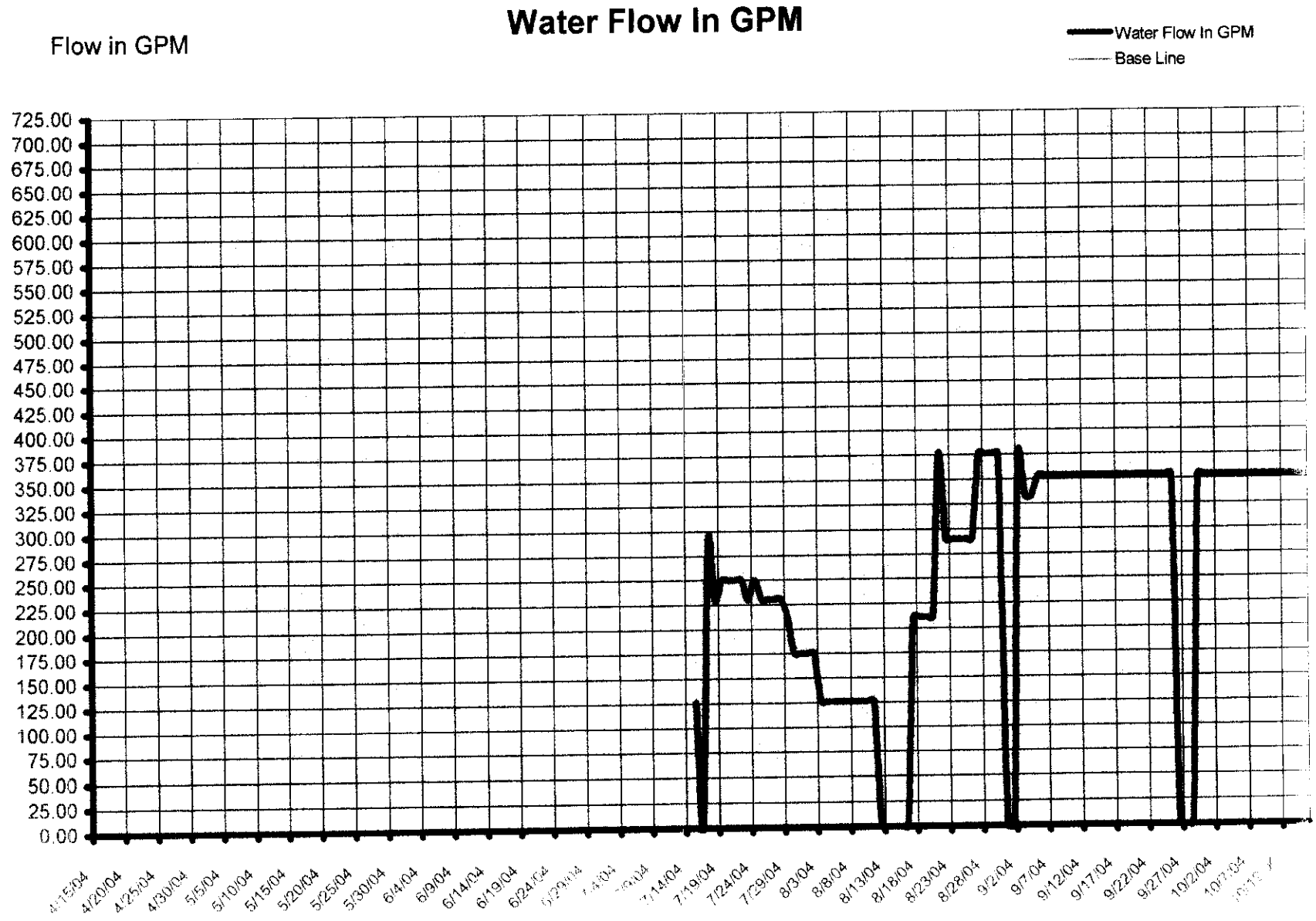
Lydia Callaway
Notary Public for Idaho
Residing at Garden Valley
My Commission Expires 11-22-98

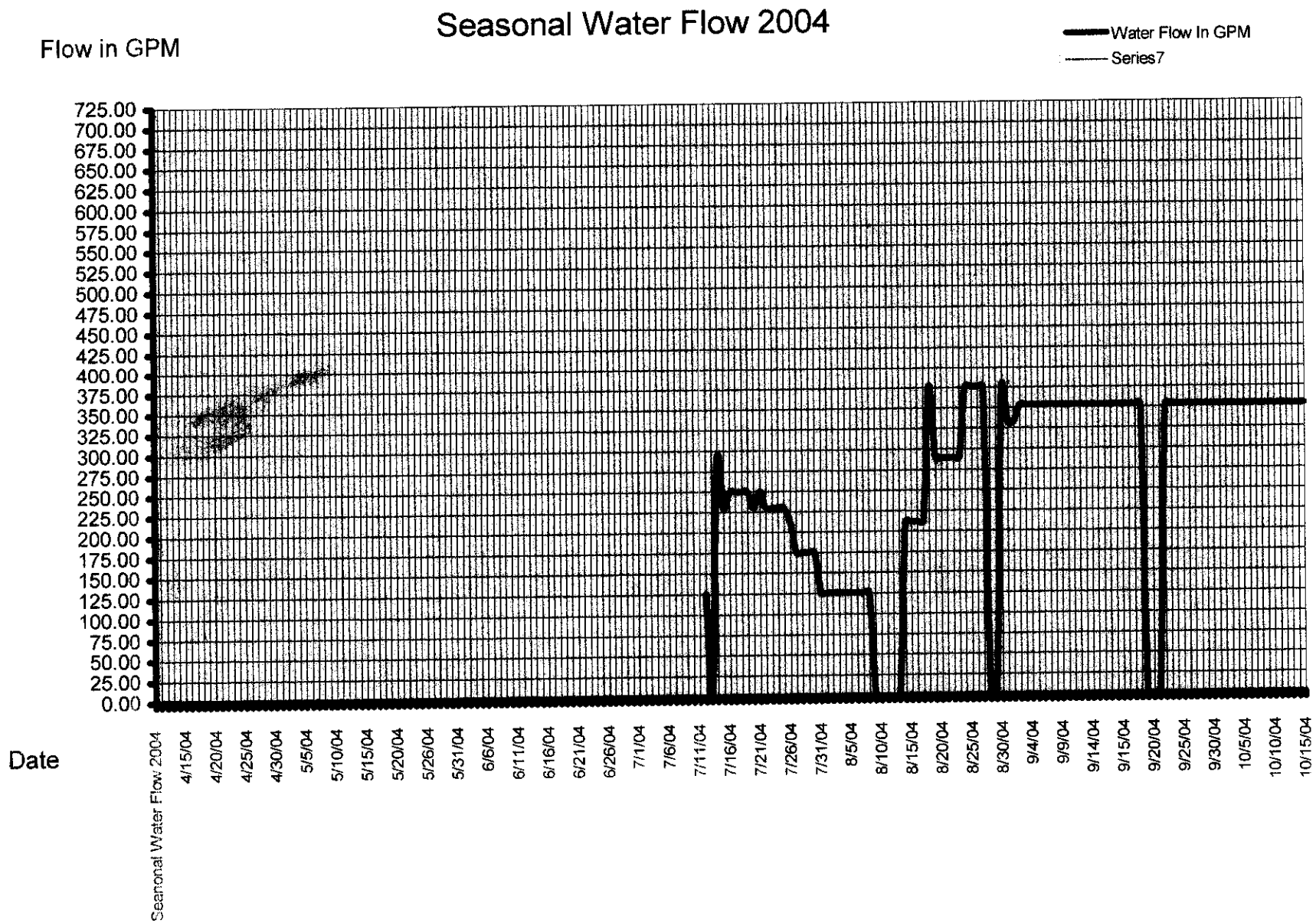
Approximately daily water flow in Inches over Cipolletti Weir
4 9/16 inches flow over weir represents 1.59 C.F.S. or 716 G.P.M. flow
3 3/8 to 3 1/2 inches flow over weir represents approximately 1 C.F.S. or 450 G.P.M.
180 day average = 145 G.P.M





Water Flow In GPM




Seasonal Water Flow 2004
Water Flow In GPM
Series7
Flow in GPM
725.00
700.00
675.00
650.00
625.00
600.00
575.00
550.00
525.00
500.00
475.00
450.00
425.00
400.00
375.00
350.00
325.00
300.00
275.00
250.00
225.00
200.00
175.00
150.00
125.00
100.00
75.00
50.00
25.00
0.00
Date
Seasonal Water Flow 2004
4/15/04
4/20/04
4/25/04
4/30/04
5/5/04
5/10/04
5/15/04
5/20/04
5/26/04
5/31/04
6/6/04
6/11/04
6/16/04
6/21/04
6/26/04
7/1/04
7/6/04
7/11/04
7/16/04
7/21/04
7/26/04
7/31/04
8/5/04
8/10/04
8/15/04
8/20/04
8/25/04
8/30/04
9/4/04
9/9/04
9/14/04
9/15/04
9/20/04
9/25/04
9/30/04
10/5/04
10/10/04
10/15/04

Seanonal Water Flow 2004

April 15th through October 15th

Date	Inches	CFS	GPM	Note
4/15/04		0.00	0.00	Water to be turned into ditch
4/16/04		0.00	0.00	
4/17/04		0.00	0.00	
4/18/04		0.00	0.00	
4/19/04		0.00	0.00	
4/20/04		0.00	0.00	
4/21/04		0.00	0.00	
4/22/04		0.00	0.00	
4/23/04		0.00	0.00	
4/24/04		0.00	0.00	
4/25/04		0.00	0.00	
4/26/04		0.00	0.00	
4/27/04		0.00	0.00	
4/28/04		0.00	0.00	
4/29/04		0.00	0.00	
4/30/04		0.00	0.00	
5/1/04		0.00	0.00	
5/2/04		0.00	0.00	
5/3/04		0.00	0.00	
5/4/04		0.00	0.00	
5/5/04		0.00	0.00	
5/6/04		0.00	0.00	
5/7/04		0.00	0.00	
5/8/04		0.00	0.00	
5/9/04		0.00	0.00	
5/10/04		0.00	0.00	
5/11/04		0.00	0.00	
5/12/04		0.00	0.00	
5/13/04		0.00	0.00	
5/14/04		0.00	0.00	
5/15/04		0.00	0.00	
5/16/04		0.00	0.00	
5/17/04		0.00	0.00	
5/18/04		0.00	0.00	
5/19/04		0.00	0.00	
5/20/04		0.00	0.00	
5/21/04		0.00	0.00	
5/22/04		0.00	0.00	
5/23/04		0.00	0.00	
5/24/04		0.00	0.00	
5/26/04		0.00	0.00	
5/27/04		0.00	0.00	
5/28/04		0.00	0.00	
5/29/04		0.00	0.00	

5/30/04			0.00	0.00	
5/31/04			0.00	0.00	
6/1/04					Water first turned into ditch/ measurement n
6/2/04					
6/3/04					
6/5/04					
6/6/04					
6/7/04					
6/8/04					
6/9/04					
6/10/04					
6/11/04					
6/12/04					
6/13/04			0.00		Lost water in ditch
6/14/04			0.00		Lost water in ditch
6/15/04			0.00		Lost water in ditch
6/16/04			0.00		Lost water in ditch
6/17/04					Water back into ditch
6/18/04					
6/19/04					
6/20/04					
6/21/04					
6/22/04					
6/23/04					
6/24/04					
6/25/04					
6/26/04					
6/27/04					
6/28/04					
6/29/04					
6/30/04					
7/1/04					
7/2/04					
7/3/04					
7/4/04					
7/5/04					
7/6/04					
7/7/04					
7/8/04					
7/9/04					
7/10/04					
7/11/04					
7/12/04	1	7/16	0.28	2.10	126.11
7/13/04				0.00	0.00
7/14/04	2	1/2	0.644	4.83	290.05
7/15/04	2	3/16	0.512	3.84	230.60
7/16/04	2	1/4	0.555	4.17	249.97
7/17/04	2	1/4	0.555	4.17	249.97
7/18/04	2	1/4	0.555	4.17	249.97
7/19/04	2	1/4	0.555	4.17	249.97
7/20/04	2	3/16	0.512	3.84	230.60

7/21/04	2	1/4	0.555	4.17	249.97	
7/22/04	2	3/16	0.512	3.84	230.60	
7/23/04	2	3/16	0.512	3.84	230.60	
7/24/04	2	3/16	0.512	3.84	230.60	
7/25/04	2	3/16	0.512	3.84	230.60	
7/26/04	2	1/16	0.47	3.53	211.68	
7/27/04	1	13/16	0.39	2.93	175.65	
7/28/04	1	13/16	0.39	2.93	175.65	
7/29/04	1	13/16	0.39	2.93	175.65	
7/30/04	1	13/16	0.39	2.93	175.65	
7/31/04	1	7/16	0.28	2.10	126.11	
8/1/04	1	7/16	0.28	2.10	126.11	
8/2/04	1	7/16	0.28	2.10	126.11	
8/3/04	1	7/16	0.28	2.10	126.11	
8/4/04	1	7/16	0.28	2.10	126.11	
8/5/04	1	7/16	0.28	2.10	126.11	
8/6/04	1	7/16	0.28	2.10	126.11	
8/7/04	1	7/16	0.28	2.10	126.11	
8/8/04	1	7/16	0.28	2.10	126.11	
8/9/04	1			0.00	0.00	
8/10/04	1			0.00	0.00	
8/11/04	1			0.00	0.00	
8/12/04	1			0.00	0.00	
8/13/04		3/16		0.00	0.00	
8/14/04	2	1/16	0.47	3.53	211.68	
8/15/04	2	1/16	0.47	3.53	211.68	
8/16/04	2	1/16	0.47	3.53	211.68	
8/17/04	2	1/16	0.47	3.53	211.68	
8/18/04	3		0.836	6.28	376.53	
8/19/04	2	1/2	0.644	4.83	290.05	
8/20/04	2	1/2	0.644	4.83	290.05	
8/21/04	2	1/2	0.644	4.83	290.05	
8/22/04	2	1/2	0.644	4.83	290.05	
8/23/04	2	1/2	0.644	4.83	290.05	
8/24/04	3		0.836	6.28	376.53	
8/25/04	3		0.836	6.28	376.53	
8/26/04	3		0.836	6.28	376.53	
8/27/04	3		0.836	6.28	376.53	
8/28/04				0.00	0.00	No water in ditch
8/29/04				0.00	0.00	No water in ditch
8/30/04	3		0.836	6.28	376.53	
8/31/04	2	3/4	0.739	5.55	332.84	
9/1/04	2	3/4	0.739	5.55	332.84	
9/2/04	2	7/8	0.786	5.90	354.01	
9/3/04	2	7/8	0.786	5.90	354.01	
9/4/04	2	7/8	0.786	5.90	354.01	
9/5/04	2	7/8	0.786	5.90	354.01	
9/6/04	2	7/8	0.786	5.90	354.01	
9/7/04	2	7/8	0.786	5.90	354.01	
9/8/04	2	7/8	0.786	5.90	354.01	
9/9/04	2	7/8	0.786	5.90	354.01	

9/10/04	2 7/8	0.786	5.90	354.01
9/11/04	2 7/8	0.786	5.90	354.01
9/12/04	2 7/8	0.786	5.90	354.01
9/13/04	2 7/8	0.786	5.90	354.01
9/14/04	2 7/8	0.786	5.90	354.01
9/15/04	2 7/8	0.786	5.90	354.01
9/16/04	2 7/8	0.786	5.90	354.01
9/17/04	2 7/8	0.786	5.90	354.01
9/18/04	2 7/8	0.786	5.90	354.01
9/15/04	2 7/8	0.786	5.90	354.01
9/16/04	2 7/8	0.786	5.90	354.01
9/17/07	2 7/8	0.786	5.90	354.01
9/18/04	2 7/8	0.786	5.90	354.01
9/19/04	3/4		0.00	0.00
9/20/04	7/8		0.00	0.00
9/21/04	7/8		0.00	0.00
9/22/04	2 7/8	0.786	5.90	354.01
9/23/04	2 7/8	0.786	5.90	354.01
9/24/04	2 7/8	0.786	5.90	354.01
9/25/04	2 7/8	0.786	5.90	354.01
9/26/04	2 7/8	0.786	5.90	354.01
9/27/04	2 7/8	0.786	5.90	354.01
9/28/04	2 7/8	0.786	5.90	354.01
9/29/04	2 7/8	0.786	5.90	354.01
9/30/04	2 7/8	0.786	5.90	354.01
10/1/04	2 7/8	0.786	5.90	354.01
10/2/04	2 7/8	0.786	5.90	354.01
10/3/04	2 7/8	0.786	5.90	354.01
10/4/04	2 7/8	0.786	5.90	354.01
10/5/04	2 7/8	0.786	5.90	354.01
10/6/04	2 7/8	0.786	5.90	354.01
10/7/04	2 7/8	0.786	5.90	354.01
10/8/04	2 7/8	0.786	5.90	354.01
10/9/04	2 7/8	0.786	5.90	354.01
10/10/04	2 7/8	0.786	5.90	354.01
10/11/04	2 7/8	0.786	5.90	354.01
10/12/04	2 7/8	0.786	5.90	354.01
10/13/04	2 7/8	0.786	5.90	354.01
10/14/04	2 7/8	0.786	5.90	354.01
10/15/04	2 7/8	0.786	5.90	354.01

Total Seasonal G.P.M. 26251.04

Average Seasonal G.P.M. 145.00

PROTESTANT'S EXHIBITS C-1 & C-2
Presented at the January 25, 2005 hearing in the matter of Applications For Exchange Of Water For Water Right Nos. 65-3222 And 65-8290, in the name of PTR Ranch, Inc.



Protestant's Exhibit C-1



Protestant's Exhibit C-2

PROTESTANT'S EXHIBITS D-1 & D-2
Presented at the January 25, 2005 hearing in the matter of Applications For Exchange Of Water For Water Right Nos. 65-3222 And 65-8290, in the name of PTR Ranch, Inc.



Protestant's Exhibit D-1



Protestant's Exhibit D-2

PROTESTANT'S EXHIBITS D-3 & D-4
Presented at the January 25, 2005 hearing in the matter of Applications For Exchange Of Water For Water Right Nos. 65-3222 And 65-8290, in the name of PTR Ranch, Inc.



Protestant's Exhibit D-3



Protestant's Exhibit D-4

Form 42-248/42-1409(6) July, 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
65-3227		✓			
65-3223		✓			
65-8290		✓			

2. The following **REQUIRED** information must be submitted with this form:

   A. The appropriate **FILING FEE**. See instructions for fee amounts.

   B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

   C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
   PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

   OR

   If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s): Pine Tree Ranch, Inc
   Gordon Valley, ID 83622

4. New Owner/Claimant(s): Stuart R Weimer and Rhonda J. Weimer
   Name Connector (Check one): [ ] and, [ ] or, [ ] and/or

   New Mailing Address: 19 Spring Gulch Road

   City, State and ZIP Code: Gordon Valley, ID 83622

   New Telephone Number: (208) 462-3565

5. Date you acquired the property: November 7, 1991

EXHIBIT
E

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number 65-3222

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	.047	2.6 Acres
Stock	N/A	
Domestic	N/A	
Other	N/A	
Total	.047	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number 65-8290

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	.005	2.6 Acres
Stock	N/A	
Domestic	N/A	
Other	N/A	
Total	.005	

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only
Received by _____ Date _____ Fee _____
Receipted by _____ Date _____ Receipt No. _____
Processed by _____ AJ Date _____ WR _____ Date _____

Continued to next page

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number 65-3223

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	.058 cfs	3.6 Ac
Stock	N/A	
Domestic	N/A	
Other	N/A	
Total	.058	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
Receipted by _____ Date _____ Receipt No. _____
Processed by _____AJ Date _____ WR _____ Date _____

2003 MAR 07 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 65-03222

NAME AND ADDRESS: PINE TREE RANCH INC
GARDEN VALLEY, ID 83622

SOURCE: SCRIVER CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 2.90 CFS

PRIORITY DATE: 09/26/1881

POINT OF DIVERSION: T10N R04E S22 NWSW Within Boise County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 11-01	2.90 CFS

PLACE OF USE: Irrigation Within Boise County

T10N R04E S22 LOT 2	(SWSE) 1.0	LOT 1	(SESE) 12.0
S23	SWNW 3.0		SENW 1.0
	NESW 33.0		NWSW 39.0
	SWSW 29.0		SESW 16.0
S26	NWNW 2.0		SWNW 1.0
S27	NENE 22.0		NWNE 2.0

161.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 65-08290 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 161.0 ACRES IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

BASIN 65 GENERAL PROVISIONS NO 3, THE SEPARATE STREAMS GENERAL PROVISION, DOES NOT APPLY TO APPROPRIATIONS OF WATER AFTER OCTOBER 18, 1977.

THIS WATER RIGHT SHALL BE ADMINISTERED AS BEING FROM A SEPARATE SOURCE PURSUANT TO BASIN 65 GENERAL PROVISIONS NO 3. IF THE HOLDER OF THIS RIGHT SEEKS TO CHANGE THE RIGHT PURSUANT TO IDAHO CODE SEC 42-222 OR SUCCESSOR STATUTE, NOTHING IN THIS GENERAL PROVISION SHALL PRECLUDE ANY OTHER PERSON OR ENTITY FROM DEMONSTRATING THAT SUCH CHANGE IN USE WOULD CAUSE INJURY TO ITS WATER RIGHT OR FROM RECEIVING ANY RELIEF PROVIDED BY LAW IN THE EVENT OF INJURY.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

2003 MAR 07 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 65-08290

NAME AND ADDRESS: PINE TREE RANCH INC
GARDEN VALLEY, ID 83622

SOURCE: SCRIVER CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 0.32 CFS

PRIORITY DATE: 02/04/1928

POINT OF DIVERSION: T10N R04E S22 NWSW Within Boise County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 11-01	0.32 CFS

PLACE OF USE: Irrigation Within Boise County

T10N R04E S22 LOT 2	(SWSE) 1.0	LOT 1	(SESE) 12.0
S23	SWNW 3.0		SENW 1.0
	NESW 33.0		NWSW 39.0
	SWSW 29.0		SESW 16.0
S26	NWNW 2.0		SWNW 1.0
S27	NENE 22.0		NWNE 2.0

161.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 65-03222 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 161.0 ACRES IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

BASIN 65 GENERAL PROVISIONS NO 3, THE SEPARATE STREAMS GENERAL PROVISION, DOES NOT APPLY TO APPROPRIATIONS OF WATER AFTER OCTOBER 18, 1977.

THIS WATER RIGHT SHALL BE ADMINISTERED AS BEING FROM A SEPARATE SOURCE PURSUANT TO BASIN 65 GENERAL PROVISIONS NO 3. IF THE HOLDER OF THIS RIGHT SEEKS TO CHANGE THE RIGHT PURSUANT TO IDAHO CODE SEC 42-222 OR SUCCESSOR STATUTE, NOTHING IN THIS GENERAL PROVISION SHALL PRECLUDE ANY OTHER PERSON OR ENTITY FROM DEMONSTRATING THAT SUCH CHANGE IN USE WOULD CAUSE INJURY TO ITS WATER RIGHT OR FROM RECEIVING ANY RELIEF PROVIDED BY LAW IN THE EVENT OF INJURY.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

2003 MAR 07 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA	)	PARTIAL DECREE PURSUANT TO
	)	I.R.C.P. 54(b) FOR
Case No. 39576	)	
	)	Water Right 65-03223

NAME AND ADDRESS: PINE TREE RANCH INC
GARDEN VALLEY, ID 83622

SOURCE: SCRIVER CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 0.54 CFS

PRIORITY DATE: 04/01/1882

POINT OF DIVERSION: T10N R04E S22 NWSW Within Boise County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 11-01	0.54 CFS

PLACE OF USE: Irrigation Within Boise County

T10N R04E S26	SWNW 4.0	
S27	NENE 8.0	NWNE 10.0
	SENE 12.0	

34.0 Acres Total

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

BASIN 65 GENERAL PROVISIONS NO 3, THE SEPARATE STREAMS GENERAL PROVISION, DOES NOT APPLY TO APPROPRIATIONS OF WATER AFTER OCTOBER 18, 1977.

THIS WATER RIGHT SHALL BE ADMINISTERED AS BEING FROM A SEPARATE SOURCE PURSUANT TO BASIN 65 GENERAL PROVISIONS NO 3. IF THE HOLDER OF THIS RIGHT SEEKS TO CHANGE THE RIGHT PURSUANT TO IDAHO CODE SEC 42-222 OR SUCCESSOR STATUTE, NOTHING IN THIS GENERAL PROVISION SHALL PRECLUDE ANY OTHER PERSON OR ENTITY FROM DEMONSTRATING THAT SUCH CHANGE IN USE WOULD CAUSE INJURY TO ITS WATER RIGHT OR FROM RECEIVING ANY RELIEF PROVIDED BY LAW IN THE EVENT OF INJURY.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

7

84409

DEED

FOR VALUE RECEIVED, PINE TREE RANCH, INC.

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto THOMAS D. ELAM and SHARON ELAM, husband and wife

grantee whose current address is 13220 Fern Ave., Boulder Creek, Calif. 95006

the following described real estate, to-wit: SEE ATTACHED EXHIBIT I

Subject to Conditions, Restrictions, Reservations of record.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee s their heirs and assigns forever

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this 1st day of February, 1978

PINE TREE RANCH, INC.

By

PRESIDENT.

ATTEST:

James Phillip Conger
SECRETARY.

STATE OF IDAHO,
On this 8 day of February, 1978, before me, a Notary Public in and for said State, personally appeared James PhillipConger known to me to be the President and Secretary of the corporation that executed this instrument or the persons 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.

Karen L Baines
Notary Public
Residing at Ketchum, Idaho
Comm. Expires 10-25-81

STATE OF IDAHO, COUNTY OF Boise
I hereby certify that this instrument was filed for record at the request of Slaker

at 25 minutes past 12:00 o'clock P.M., this 14th day of March, 1978, in my office, and duly recorded in Book 93 of Deeds at Page 175

Robert L. Sutherland
Ex-Officio Recorder

By Judy Lanning Deputy.

Fee $7.00

Mail to:

INSTRUMENT No. 84409

Order No. 28-89582

EXHIBIT I

That portions of the Southeast one-quarter of Section 22 and the Northeast one-quarter of Section 27, Township 10 North, Range 4 East, in the County of Boise, State of Idaho, described as follows:

Beginning at a 1/2 inch iron rod at the Easterly corner common to Lots 9 and 10, Pine Tree Ranch Subdivision No. 1 recorded as Instrument No. 80068, thence South 60°02'23" East 456.65 feet to a 1/2 inch iron rod, the true point of beginning; thence South 58°36'20" East 653.76 feet; thence South 45°58' [illegible] West 400.98 feet; thence South 52°27'25" West 178.14 feet; thence North 67°32'35" West 90.00 feet; thence South 28°12'31" West 681.12 feet to the approximate centerline of Scriver Creek; thence along the approximate centerline of Scriver Creek the following five courses North 59°34'06" West 56.01 feet; thence North 47°35'48" West 171.66 feet; thence North 85°50'52" West 93.38 feet; thence North 35°44'27" West 100.72 feet; thence North 9°08'55" West 136.39 feet; thence North 33°09'01" East 475.93 feet; thence North 34°29'31" East 622.41 feet to the true point of beginning.

Reserving therefrom, an easement for ingress and egress for public utilities over, under, across and 25 feet wide, Southerly of, and adjacent to and parallel with the last course above.

Together with a non-exclusive easement for ingress and egress, 50 feet wide, the centerline of which is described as follows:

Beginning at the Easterly corner common to Lots 9 and 10, PINE TREE RANCH SUBDIVISION NO. 1; thence

South 61°22'20" East 236.78 feet; thence
South 58°36'20" East 385.00 feet except that portion thereof lying Southerly of the last 165.00 feet of said line.

The side lines of said strip to be shortened or lengthened to terminate at the Easterly and Westerly property lines.

Also a non-exclusive easement for ingress and egress over the road in PINE TREE RANCH SUBDIVISION NO. 1, according to the plat recorded as Instrument No. 80068, described as follows:

"Thirty-three (33) feet in width, located adjacent to the lot lines, as shown on the plat map of PINE TREE RANCH SUBDIVISON NO. 1 (recorded as Instrument No. 80068, records of Boise County, Idaho) for roads, and further subject to a reservation of perpetual easement five (5) feet in width to and in favor of PINE TREE RANCH, INC., its successors and assigns, along all rear and side lot lines for the installation, operation and maintenance of utility lines.

Over Lots 1, 2, 3, 4, 5, 9, 10, 11, 12 and 13.

9

1610890

PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street • Boise, Idaho 83702
(208) 336-6700

888 North Cole Road • Boise, Idaho 83704
(208) 377-2700

Boise County Idaho ss
Request of
Pioneer
Time 14:00 MT
Date 11/18/91
1611590
Arlene C. Kolar
By Darla Yarber Deputy
Fee $9.00

SPACE ABOVE FOR RECORDING DATA

P-109017 MCA/SO

WARRANTY DEED

(INDIVIDUAL)

FOR VALUE RECEIVED SHARON ELAM, an Unmarried Person

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto STUART R. WEIMER and RHONDA J. WEIMER, Husband and Wife

GRANTEE(S), whose current address is: 6333 Gary Lane, Boise, ID 83703
the following described real property in BOISE County, State of Idaho,
more particularly described as follows, to wit:

SEE ATTACHED EXHIBIT "A", WHICH BY THIS REFERENCE BECOMES A PART HEREOF, AND WHICH IS COMPRISED OF TWO (2) PAGES.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (includes irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: November 7, 1991

Sharon Elam
SHARON ELAM

STATE OF California, County of San Diego, ss.

On this 13 day of November, in the year of 1991, before me the undersigned, a notary public, personally appeared Sharon Elam known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that he executed the same.

Notary Public Bonnie E. Brunson
Residing at: 312 Highland Ave, Ste 3 El Cajon Ca
My Commission Expires: May, 1991

OFFICIAL SEAL
BONNIE E. BRUNSON
NOTARY PUBLIC - CALIFORNIA
SAN DIEGO COUNTY
My Comm. Expires May 31, 1994

10

141890

EXHIBIT "A"

THAT PORTIONS OF THE SOUTHEAST ONE-QUARTER OF SECTION 22 AND THE NORTHEAST ONE-QUARTER OF SECTION 27, TOWNSHIP 10, NORTH, RANGE 4 EAST, IN THE COUNTY OF BOISE, STATE OF IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT A 1/2 INCH IRON ROD AT THE EASTERLY CORNER COMMON TO LOTS 9 AND 10, PINE TREE RANCH SUBDIVISION NO. 1 RECORDED AS INSTRUMENT NO. 80068, THENCE
SOUTH 60 02'23" EAST A DISTANCE OF 456.65 FEET TO A 1/2 INCH IRON ROD, THE TRUE POINT OF BEGINNING; THENCE
SOUTH 58 36'20" EAST A DISTANCE OF 653.76 FEET; THENCE
SOUTH 45 58'50" WEST A DISTANCE OF 400.98 FEET; THENCE
SOUTH 52 27'25" WEST A DISTANCE OF 178.14 FEET; THENCE
NORTH 67 32'35" WEST 90.00 FEET; THENCE
SOUTH 28 12'31" WEST A DISTANCE OF 681.12 FEET TO THE APPROXIMATE CENTERLINE OF SCRIVER CREEK; THENCE ALONG THE APPROXIMATE CENTERLINE OF SCRIVER CREEK THE FOLLOWING FIVE COURSES
NORTH 39 34'06" WEST A DISTANCE OF 56.01 FEET; THENCE
NORTH 47 35'48" WEST A DISTANCE OF 171.65 FEET; THENCE
NORTH 85 50'52" WEST A DISTANCE OF 93.38 FEET; THENCE
NORTH 35 44'27" WEST A DISTANCE OF 100.72 FEET; THENCE
NORTH 9 08'55" WEST A DISTANCE OF 136.39 FEET; THENCE
NORTH 33 09'01" EAST A DISTANCE OF 475.98 FEET; THENCE
NORTH 34 29'31" EAST A DISTANCE OF 622.41 FEET TO THE TRUE POINT OF BEGINNING.

TOGETHER WITH A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS, 50 FEET WIDE, THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:

BEGINNING AT THE EASTERLY CORNER COMMON TO LOTS 9 AND 10, PINE TREE RANCH SUBDIVISION NO. 1; THENCE
SOUTH 61 22'20" EAST A DISTANCE OF 235.78 FEET; THENCE
SOUTH 58 36'20" EAST A DISTANCE OF 385.00 FEET EXCEPT THAT PORTION THEREOF LYING SOUTHERLY OF THE LAST 165.00 FEET OF SAID LINE.

THE SIDE LINES OF SAID STRIP TO BE SHORTENED OR LENGTHENED TO TERMINATE AT THE EASTERLY AND WESTERLY PROPERTY LINE.

ALSO A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS OVER THE ROAD IN PINE TREE RANCH SUBDIVISION NO. 1, ACCORDING TO THE PLAT RECORDED AS INSTRUMENT NO. 80068, DESCRIBED AS FOLLOWS:

THIRTY-THREE (33) FEET IN WIDTH, LOCATED ADJACENT TO THE LOT LINES, AS SHOWN ON THE PLAT MAP OF PINE TREE RANCH SUBDIVISION NO. 1, (RECORDED AS INSTRUMENT NO. 80068, RECORDS OF BOISE COUNTY, IDAHO) FOR ROADS, AS FURTHER SUBJECT TO A RESERVATION OF PERPETUAL EASEMENT FIVE (5) FEET IN WIDTH TO AND IN FAVOR OF PINE TREE RANCH, INC., ITS SUCCESSORS AND ASSIGNS, ALONG ALL REAR AND SIDE LOT LINES FOR THE INSTALLATION, OPERATION AND MAINTENANCE OF UTILITY LINES

OVER LOTS 1, 2, 3, 4, 5, 9, 10, 11, 12 AND 13.

LEGAL CONTINUED

141890

ALSO A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS OVER THE ROAD IN PINE TREE RANCH SUBDIVISION NO. 1, ACCORDING TO THE PLAT RECORDED AS INSTRUMENT NO. 80068, DESCRIBED AS FOLLOWS:

"THIRTY-THREE (33) FEET IN WIDTH, LOCATED ADJACENT TO THE LOT LINES, AS SHOWN ON THE PLAT MAP OF PINE TREE RANCH SUBDIVISION NO. 1 (RECORDED AS INSTRUMENT NO. 80068, RECORDS OF BOISE COUNTY, IDAHO) FOR ROADS, AND FURTHER SUBJECT TO A RESERVATION OF PERPETUAL EASEMENT FIVE (5) FEET IN WIDTH TO AND IN FAVOR OF PINE TREE RANCH, INC., ITS SUCCESSORS AND ASSIGNS, ALONG ALL REAR AND SIDE LOT LINES FOR THE INSTALLATION, OPERATION AND MAINTENANCE OF UTILITY LINES.

OVER LOTS 1, 2, 3, 4, 5, 9, 10, 11, 12 AND 13.

END OF LEGAL DESCRIPTION

12

PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street • Boise, Idaho 83702
(208) 336-6700

888 North Cole Road • Boise, Idaho 83704
(208) 377-2700

Boise County Idaho ss
Request of
Time 1:4:00 M.T
Date 11/18/91
Arlene C. Keller
By Deputy
Fee 9.00

141891

P-109017 NGA/SO

SPACE ABOVE FOR RECORDING DATA

WARRANTY DEED

(INDIVIDUAL)

FOR VALUE RECEIVED THOMAS D. ELAM, an Unmarried Person

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto STUART R. WEIMER and RHONDA J. WEIMER, Husband and Wife

GRANTEE(S), whose current address is: 6333 Gary Lane, Boise, ID 83703
the following described real property in BOISE County, State of Idaho,
more particularly described as follows, to wit:

SEE ATTACHED EXHIBIT "A", WHICH BY THIS REFERENCE BECOMES A PART HEREOF, AND WHICH IS COMPRISED OF TWO (2) PAGES.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (includes irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: November 7, 1991

Thomas D Elam

THOMAS D. ELAM

STATE OF Oregon, County of Jackson, ss.

On this 14th day of November, in the year of 1991, before me the undersigned, a notary public, personally appeared Thomas D. Elam known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that he executed the same.

Residing at 489 Hamilton Road Jacksonville, OR 97530

Expires 3-15-93

Notary Public: James W. Christopherson
Residing at:
My Commission Expires:

JAMES W. CHRISTOPHERSON
NOTARY PUBLIC — OREGON
My Commission Expires

141891

EXHIBIT "A"

THAT PORTIONS OF THE SOUTHEAST ONE-QUARTER OF SECTION 22 AND THE NORTHEAST ONE-QUARTER OF SECTION 27, TOWNSHIP 10, NORTH, RANGE 4 EAST, IN THE COUNTY OF BOISE, STATE OF IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT A 1/2 INCH IRON ROD AT THE EASTERLY CORNER COMMON TO LOTS 9 AND 10, PINE TREE RANCH SUBDIVISION NO. 1 RECORDED AS INSTRUMENT NO. 80068, THENCE
SOUTH 60 02'23" EAST A DISTANCE OF 456.65 FEET TO A 1/2 INCH IRON ROD, THE TRUE POINT OF BEGINNING; THENCE
SOUTH 58 36'20" EAST A DISTANCE OF 653.76 FEET; THENCE
SOUTH 45 58'50" WEST A DISTANCE OF 400.98 FEET; THENCE
SOUTH 52 27'25" WEST A DISTANCE OF 178.14 FEET; THENCE
NORTH 67 32'35" WEST 90.00 FEET; THENCE
SOUTH 28 12'31" WEST A DISTANCE OF 681.12 FEET TO THE APPROXIMATE CENTERLINE OF SCRIVER CREEK; THENCE ALONG THE APPROXIMATE CENTERLINE OF SCRIVER CREEK THE FOLLOWING FIVE COURSES
NORTH 39 34'06" WEST A DISTANCE OF 56.01 FEET; THENCE
NORTH 47 35'48" WEST A DISTANCE OF 171.66 FEET; THENCE
NORTH 85 50'52" WEST A DISTANCE OF 93.38 FEET; THENCE
NORTH 35 44'27" WEST A DISTANCE OF 100.72 FEET; THENCE
NORTH 9 08'55" WEST A DISTANCE OF 136.39 FEET; THENCE
NORTH 33 09'01" EAST A DISTANCE OF 475.98 FEET; THENCE
NORTH 34 29'31" EAST A DISTANCE OF 522.41 FEET TO THE TRUE POINT OF BEGINNING.

TOGETHER WITH A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS, 50 FEET WIDE, THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:

BEGINNING AT THE EASTERLY CORNER COMMON TO LOTS 9 AND 10, PINE TREE RANCH SUBDIVISION NO. 1; THENCE
SOUTH 61 22'20" EAST A DISTANCE OF 236.78 FEET; THENCE
SOUTH 58 36'20" EAST A DISTANCE OF 385.00 FEET EXCEPT THAT PORTION THEREOF LYING SOUTHERLY OF THE LAST 165.00 FEET OF SAID LINE.

THE SIDE LINES OF SAID STRIP TO BE SHORTENED OR LENGTHENED TO TERMINATE AT THE EASTERLY AND WESTERLY PROPERTY LINE.

ALSO A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS OVER THE ROAD IN PINE TREE RANCH SUBDIVISION NO. 1, ACCORDING TO THE PLAT RECORDED AS INSTRUMENT NO. 80068, DESCRIBED AS FOLLOWS:

THIRTY-THREE (33) FEET IN WIDTH, LOCATED ADJACENT TO THE LOT LINES, AS SHOWN ON THE PLAT MAP OF PINE TREE RANCH SUBDIVISION NO. 1, (RECORDED AS INSTRUMENT NO. 80068, RECORDS OF BOISE COUNTY, IDAHO) FOR ROADS, AS FURTHER SUBJECT TO A RESERVATION OF PERPETUAL EASEMENT FIVE (5) FEET IN WIDTH TO AND IN FAVOR OF PINE TREE RANCH, INC., ITS SUCCESSORS AND ASSIGNS, ALONG ALL REAR AND SIDE LOT LINES FOR THE INSTALLATION, OPERATION AND MAINTENANCE OF UTILITY LINES.

OVER LOTS 1, 2, 3, 4, 5, 9, 10, 11, 12 AND 13.

LEGAL CONTINUED

146891

ALSO A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS OVER THE ROAD IN PINE TREE RANCH SUBDIVISION NO. 1, ACCORDING TO THE PLAT RECORDED AS INSTRUMENT NO. 80068, DESCRIBED AS FOLLOWS:

"THIRTY-THREE (33) FEET IN WIDTH, LOCATED ADJACENT TO THE LOT LINES, AS SHOWN ON THE PLAT MAP OF PINE TREE RANCH SUBDIVISION NO. 1 (RECORDED AS INSTRUMENT NO. 80068, RECORDS OF BOISE COUNTY, IDAHO) FOR ROADS, AND FURTHER SUBJECT TO A RESERVATION OF PERPETUAL EASEMENT FIVE (5) FEET IN WIDTH TO AND IN FAVOR OF PINE TREE RANCH, INC., ITS SUCCESSORS AND ASSIGNS, ALONG ALL REAR AND SIDE LOT LINES FOR THE INSTALLATION, OPERATION AND MAINTENANCE OF UTILITY LINES.

OVER LOTS 1, 2, 3, 4, 5, 9, 10, 11, 12 AND 13.

END OF LEGAL DESCRIPTION

10N, R04E

laim(s) 65-03222
65-08290
wner(s) Pine Tree
anch Inc.
repared by:
on Howerton
ate: 15 NOV 99

☐ Place of use

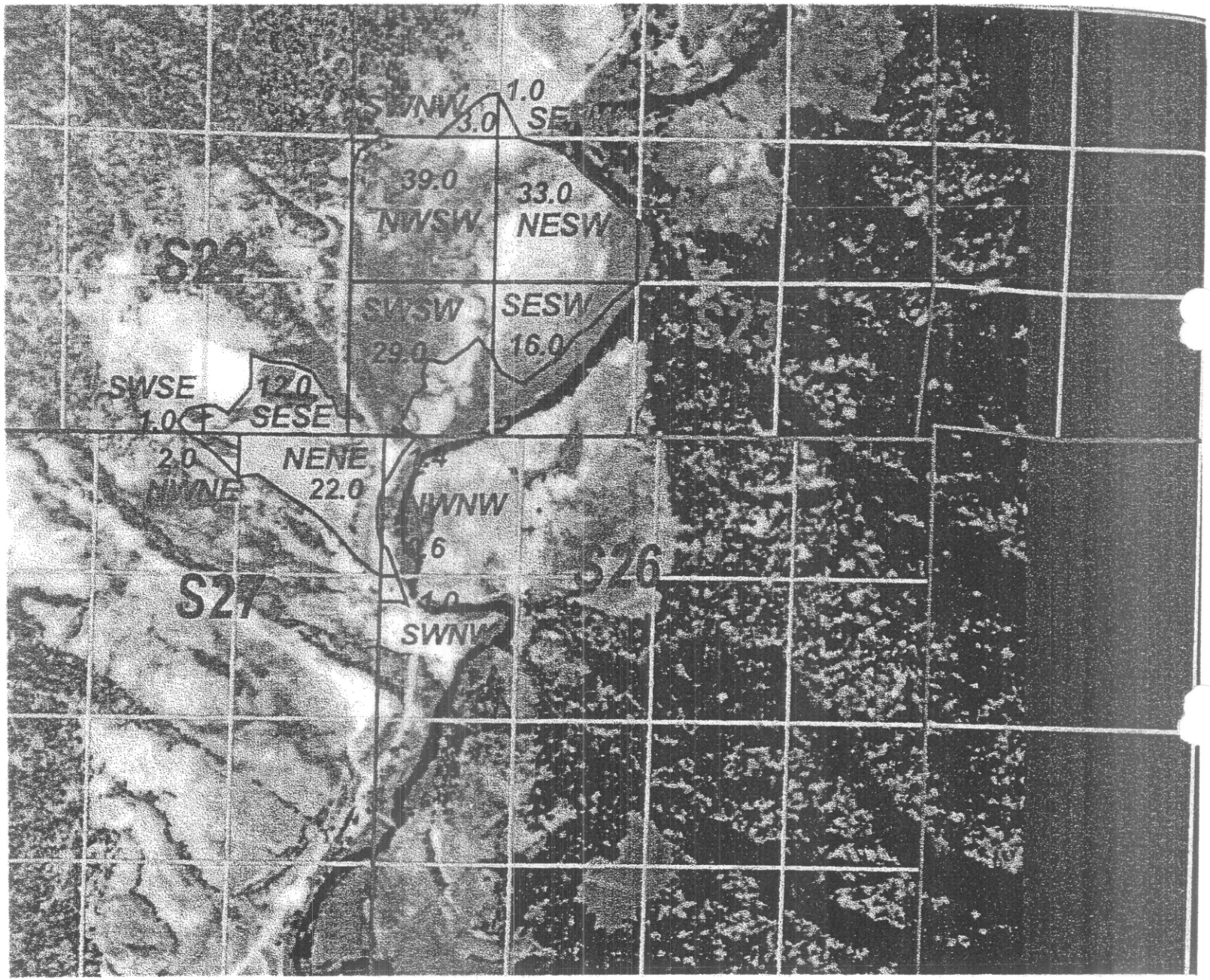
POD

✓ SECTION LINES

1/4 1/4 LINES

Acres





987 NAPP

Idaho Department of Water Resources

T10N, R04E

Claim(s) 65-03223
Owner(s) Pine Tree Ranch Inc.
Prepared by:
. Jn Howerton
Date: 15 NOV 99

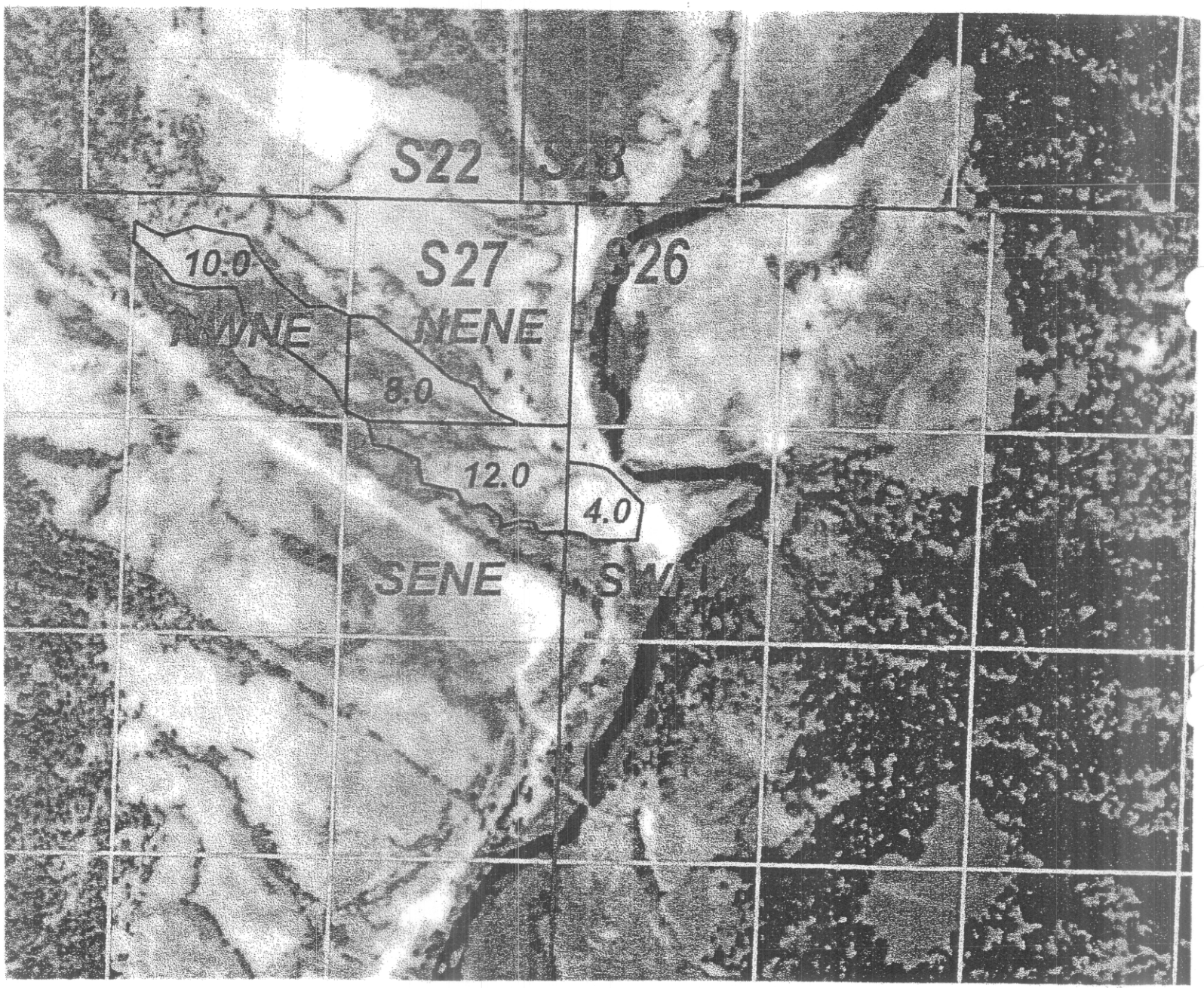
Place of use

POD

SECTION LINES

1/4 1/4 LINES

\# Acres



N
W E
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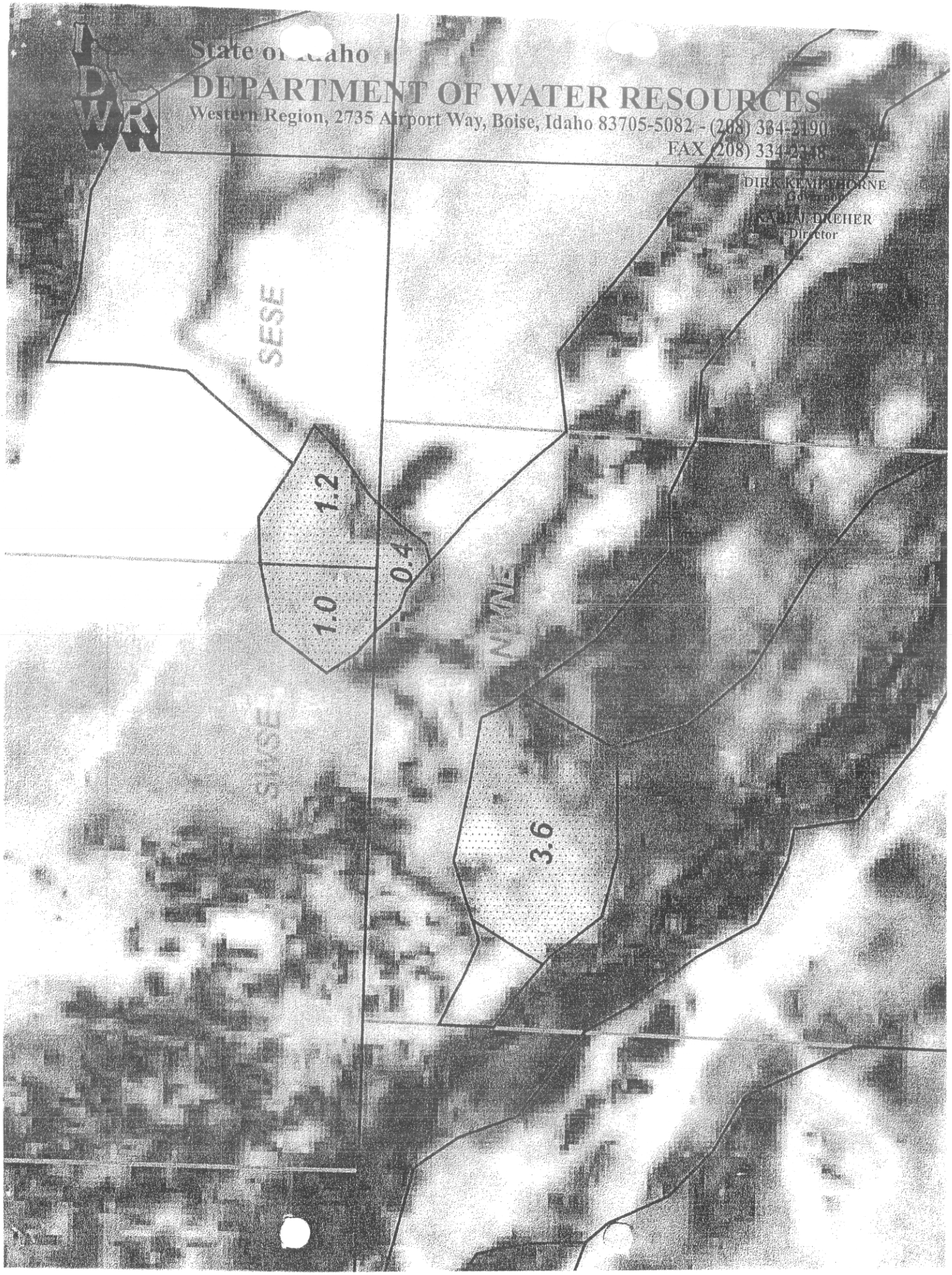
1987 NAPP

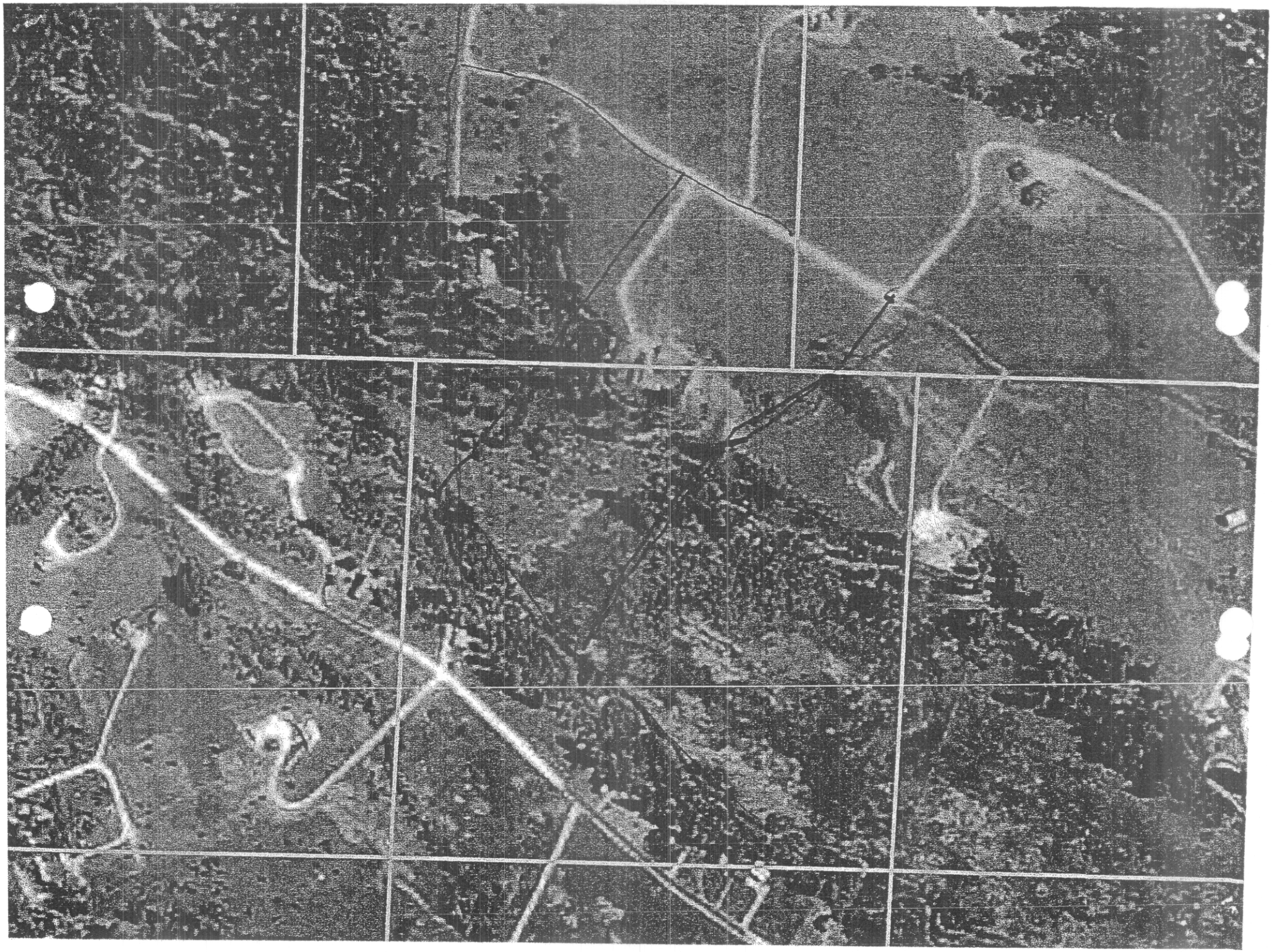
0 0.5 1 Miles

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director





State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
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March 9, 2004

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MATT HOWARD
2402 WEST JEFFERSON
BOISE ID 83702

RE: OWNERSHIP INFORMATION FOR PTR

Dear Mr. Howard:

Enclosed is the ownership documentation that our office received for P.T.R. Inc. If you have any questions, please don't hesitate to contact me.

Respectfully,

Daniel A. Nelson
Sr. Water Right Agent