

JUL 20 2004

Page 1 of 10STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern RegionTransfer No. 71485APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant James W. Baker dba Grand View Ranches Phone (208)785-2310
 Post Office address C/O Dwight E. Baker, P.O. Box 577, Blackfoot, ID 83221

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Changing irrigation system to circles resulting in dry corners
and changing place of use to ground under pivots for easier irrigation. Need to drill another well to
maintain diversion rate and to accommodate delivery of water to pivots without increasing diversion rate.

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

1. Right Number Priority Amount (cfs/ac-ft) Nature of Use Period of Use

35-7488	03-14-1975	4.24	Irrigation	04/01	to	10/31
35-2685	08-14-1961	3.66*	Irrigation	04/01	to	11/01
35-13046	05-01-1979	0.44*	Irrigation	04/01	to	10/31
35-2599	07-26-1960	2.01	Irrigation	04/01	to	11/01
35-7489	03-14-1975	3.35	Irrigation	04/01	to	11/01
35-7490	08-12-1976	5.46	Irrigation	04/01	to	10/31

2. Total amount of water being transferred 18.72* cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Ground water tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
✓		SE	SW	25	03S	31E	Bingham	1 & 4 <u>26060</u>
✓	NE	NW	SE	36	03S	31E	Bingham	5 & 6 <u>322638</u>
✓		NW	SW	36	03S	31E	Bingham	2 & 3 <u>247513</u>
4 ✓		SW	SW	30	03S	32E	Bingham	7 <u>26061</u>
	SE	SE	NW	31	03S	32E	Bingham	8 & 9 <u>235324</u>
		NW	NW	31	03S	32E	Bingham	10 (New Well)

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
03S	31E	25									40	33	33	33	33	40	33	40	285
		36	40	33	40	40		4	39	21	33	40	33	33	40	40	33	33	502
03S	32E	30									36	40.3	40.3	40		3.8	9		169.4
		31		37.3	40		32.6	40	40	40	34.3	40				40			344.1

Total acres 1300.6

* 35-2685 & 35-13046 Limited to total diversion rate of 3.66 cfs and 313 acres.

71485

PART 1**6. General Information:**

a. Description of diversion system Irrigation wells with electric or diesel motors
Sec. 25, 150 HP electric; E. Sec. 36, 200 HP electric; W. Sec. 36

150 HP electric; Sec. 30 150 HP diesel; Sec. 31, 200 HP electric. New well will
be provided with diesel motor adequate to pump from 80 ft. depth to 80 acres.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Land will become dry corners, seeded to crested wheat grass.

d. Remarks:

Application will result in more efficient use of water and power,
and improved ability of control.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____.

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

Current Water Right No. 35-7488

Priority Date: 03/14/1975

Origin: Water Right

Basis: License

Status: Active

Source: GROUND WATER

Tributary to:

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	4.24 CFS	1,168.0 AFA	
Total Diversion			4.24 CFS	1,168.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SESW 03S 31E 25 BINGHAM

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S 31E 25									40.0	33.0	33.0	40.0	33.0	40.0	40.0	33.0	292.0

Total Acres: 292

Conditions/Remarks:

1. This right is for water held in trust by the state and is subject to review to determine availability of water for the use and to reevaluate the public interest on or after February 5, 2010.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
3. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
4. The Director retains jurisdiction of the right and may change, add, or remove any requirement as determined to be appropriate.

Documentation of Ownership of the Current Place of Use TAX NOTICE

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer Land will be seeded in crested wheat grass and land will be dry farmed

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

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

Current Water Right No. 35-2685

Priority Date: 08/14/1961
Origin: Water Right
Basis: Decreed
Status: Active

Source: GROUND WATER

Tributary to:

Beneficial Use	From	To	Diversion Rate	Volume	Subuse Code
IRRIGATION	4/01	11/01	3.66 CFS	854.0 AFA	
Total Diversion			3.66 CFS		

Source and Point(s) of Diversion:

GROUND WATER NENWSE 03S 31E 36 BINGHAM

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S 31E 36	40.0	40.0	40.0	40.0									33.0	40.0	40.0	40.0	313.0

Total Acres: 313

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT NO. 35-13046 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.66 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1252 AF.
2. RIGHT NO. 35-13046 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE. RIGHT NO. 35-13046 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.
3. USE OF THIS RIGHT WITH RIGHT NO. 35-13046 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 313 ACRES IN A SINGLE IRRIGATION SEASON. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 276 AC WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. 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 SECTION 42-1412(6), IDAHO CODE.

Documentation of Ownership of the Current Place of Use TAX NOTICE

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer Land will become dry, seeded to crested wheat grass

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

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

Current Water Right No. 35-13046

Priority Date: 05/01/1979

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

Tributary to:

Beneficial Use	From To	Diversion Rate	Volume	Subuse Code
IRRIGATION	4/01 10/31	0.44 CFS	1,224.0 AFA	
Total Diversion		0.44 CFS		

Source and Point(s) of Diversion:

GROUND WATER NENWSE 03S 31E 36 BINGHAM

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S 31E 36	40.0	40.0	40.0	40.0									33.0	40.0	40.0	40.0	313.0

Total Acres: 313

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT NO. 35-02685 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 313 ACRES IN A SINGLE IRRIGATION SEASON.
2. RIGHT NO. 35-02685 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE. THIS RIGHT IS FOR AN ENLARGEMENT OF 37 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.
3. USE OF THIS RIGHT WITH RIGHT NO. 35-02685 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.66 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1252 AF.
4. THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-02685 PURSUANT TO SECTION 42-1426, IDAHO CODE.
5. THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
6. 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. SECTION 42-1412(6), IDAHO CODE.

Documentation of Ownership of the Current Place of Use TAX NOTICE

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer Land will become dry, seeded to created wheat grass

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

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Page 1

Transfer No. 71485
Receipt No. _____

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

Current Water Right No. 35-2599

Priority Date: 07/26/1960

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

Tributary to:

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	11/01	2.01 CFS	854.0 AFA	
	Total Diversion		2.01 CFS	854.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWSW 03S 31E 36 BINGHAM

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S 31E 36						4.0	39.0	19.0	40.0	40.0	40.0	40.0					222.0

Total Acres: 222

Conditions/Remarks:

1. 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. SECTION 42-1412(6), IDAHO CODE.

Documentation of Ownership of the Current Place of Use TAX NOTICE

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Land will become dry, seeded to crested wheat grass

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

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Page 1

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

Transfer No. 71485
Receipt No. _____

Current Water Right No. 35-7489

Priority Date: 03/14/1975

Origin: Water Right

Basis: License

Status: Active

Source: GROUND WATER

Tributary to:

Beneficial Use	From	To	Diversion Rate	Volume	Subuse Code
IRRIGATION	4/01	10/31	3.35 CFS	670.4 AFA	
Total Diversion			3.35 CFS	670.4 AFA	

Source and Point(s) of Diversion:

GROUND WATER L4 (SWSW) 03S 32E 30 BINGHAM

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S 31E 25																7.0	7.0
03S 32E 30									40.0	40.3	40.3	40.0					160.6
									L 3	L 4							

Total Acres: 167.6

Conditions/Remarks:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

Documentation of Ownership of the Current Place of Use TAX NOTICE

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer Land will become dry, seeded to crested wheat grass.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

71485

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Page 1

Transfer No. 71485
Receipt No. _____

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

Current Water Right No. 35-7490

Priority Date: 08/12/1976

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

Tributary to:

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	5.46 CFS	1,224.0 AFA	
	Total Diversion		5.46 CFS	1,224.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SESENW 03S 32E 31 BINGHAM

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	32E	30															9.0		9.0
03S	32E	31		37.0	40.0		10.0	10.0	40.0	40.0	40.0	40.0				40.0			297.0
								L 1	L 2			L 3							

Total Acres: 306

Conditions/Remarks:

1. 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. SECTION 42-1412(6), IDAHO CODE.

Documentation of Ownership of the Current Place of Use TAX NOTICE

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

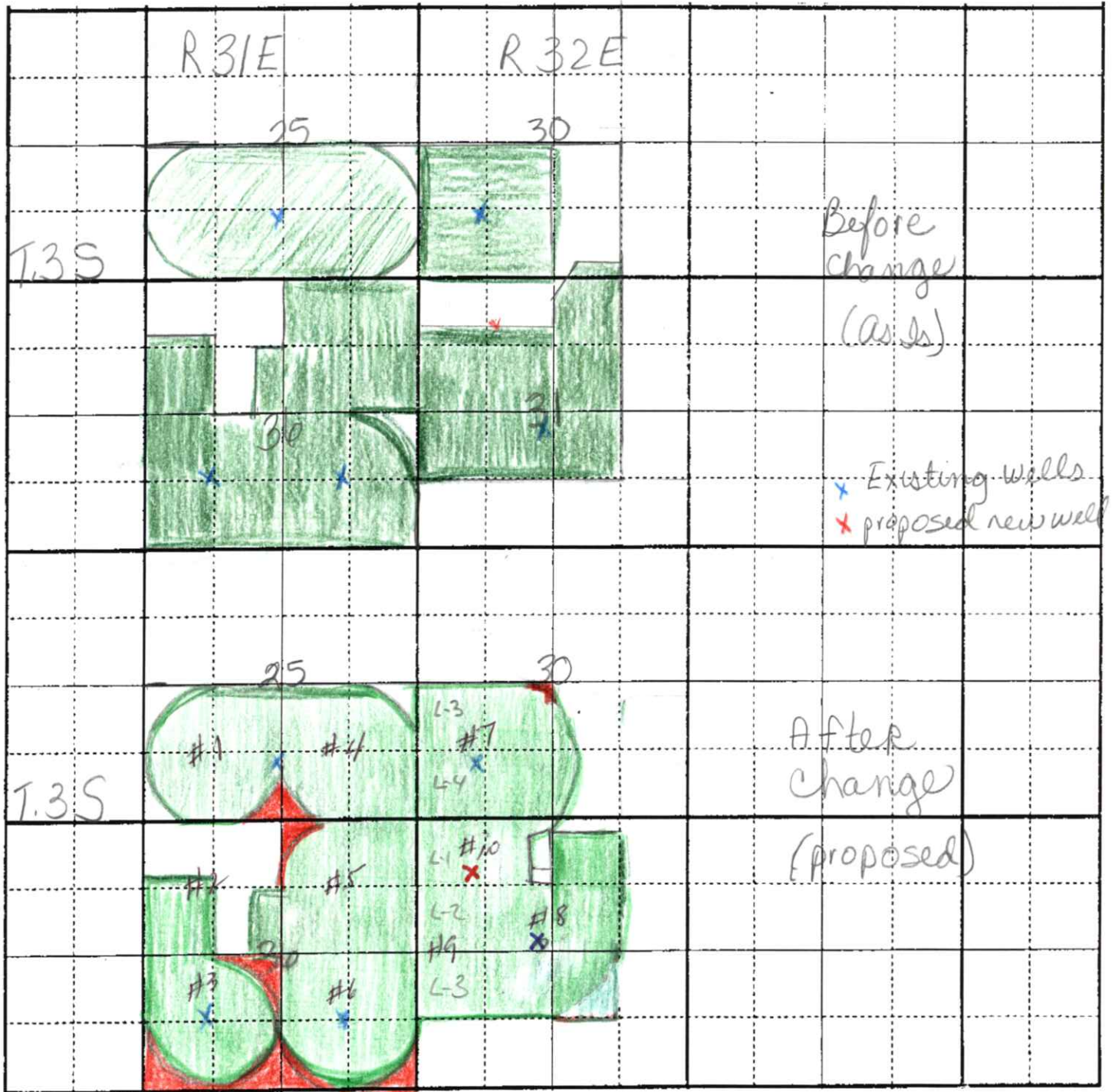
Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer Land will become dry, seeded to creasted wheat grass.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? NO

71485

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



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

71485

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

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

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Subscribed and sworn to before me this

19th

day of

July2004

(Signature of Applicant)

Devin E. Baker, By P.O. A for James W. Baker

(Notary Public)

Lavaun Sykes

My commission expires

5-17-08**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by KCW Date 7/20/04 Protest filed by _____Prelim. check by Kaw Fee 970⁰⁰ 6030072Received by KCW Date 7/26/04Published in Morning News Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

Circuit

R32E
T3S

40.38
S. 89° 43' E.

40.38

80.20

80

160

2

40.34

Sec. 30.

3

641.28

40.30

80

160

4

40.26

S. 89° 48' E.

1

80.12

40.24

80

160

2

40.23

Sec. 31

3

642.52

40.22

40

80

4

5

6

7

8

9

40.33

40.30

40.50

40.70

40.45

39

80.11

77.10

11

ANICE LAWES, TAX COLLECTOR
01 N MAPLE #210
LACKFOOT ID 83221-1700
08-782-3090

BILL# 4069 CODE A A 18-0000 L I

RP0022304 1 186

1ST HALF DUE 1,402.47
2ND HALF DUE 1,402.47
FULL DUE 2,804.94
TOT MV 187

AX
ATE
NT
OST
OT

TAX
LATE
INT
COST
TOT

TOT ACS 7

BAKER JAMES W (SEP)
1055 SW ENGLEWOOD DR
LAKE OSWEGO OR 97034

TAXING DISTRICT	RATE	AM
STATE	•000000000	
COUNTY	•005226623	98
SCHOOL 58	•008244801	1,54
S S CEM	•000134865	2
ABER/SPR FIRE	•000316187	5
ABER DIST LIB	•000621349	11
AMBULANCE DIST	•000316147	5
AMB OVERRIDE	•000083852	1
AMOUNT DUE	•014943824	2,80

T3S R31E SEC 36
T-9836

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***
PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.
PLEASE SEND OR BRING STUB FOR PROPER CREDIT
**** OPEN 9-5 M-F **** USE DROP BOX AFTER HOURS

ANICE LAWES, TAX COLLECTOR
01 N MAPLE #210
LACKFOOT ID 83221-1700
08-782-3090

BILL#

4070

CODE A

18-0000

L

I

RP0022305

86

116

1ST HALF DUE
TAX 1,534.43

2ND HALF DUE
TAX 1,534.43

FULL DUE
TAX 3,068.86

TOT MV 202

LATE
INT
COST
TOT

LATE
INT
COST
TOT

LATE
INT
COST
TOT

TOT ACS 319

BAKER JAMES W (SEP)
1055 SW ENGLEWOOD DR
LAKE OSWEGO OR 97034

TAXING DISTRICT	RATE	AMT
STATE	.000000000	
COUNTY	.005226623	1,05
SCHOOL 58	.008244801	1,66
S S CEM	.000134865	2
ABER/SPR FIRE	.000316187	6
ABER DIST LIB	.000621349	12
AMBULANCE DIST	.000316147	6
AMB OVERRIDE	.000083852	1
DISTRICT TOTAL	.014943824	3,02
SOLID WASTE		4
AMOUNT DUE		3,06

T3S R31E SEC 36
W2 LESS T-8621

2404 W 600 S

*** IMPORTANT ***

PLEASE READ BOTH FRONT AND BACK

*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

PLEASE SEND OR BRING STUB FOR PROPER CREDIT

*** OPEN 9-5 M-F *** USE DROP BOX AFTER HOURS

MAKE CHECK PAYABLE TO:
ANICE LAWES, TAX COLLECTOR
01 N MAPLE #210
LACKFOOT ID 83221-1700
08-782-3090

2003 TAX BILL/RECEIPT

BILL#

4069

CODE AREA

T

71485

ATTACHMENT 3 OF 13

1ST HALF DUE

2ND HALF DUE

FULL DUE

TOT MV

187

ANICE LAWES, TAX COLLECTOR
01 N MAPLE #210
LACKFOOT ID 83221-1700
08-782-3090

BILL# 4071 CODE A 18-0000 L

RP0022306 100

1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	100
TAX 749.40	TAX 749.40	TAX 1,498.80		
LATE	LATE	LATE		
INT	INT	INT		
COST	COST	COST		
TOT	TOT	TOT	TOT ACS	313

BAKER JAMES W (SEP)
1055 SW ENGLEWOOD DR
LAKE OSWEGO OR 97034

TAXING DISTRICT	RATE	AM
STATE	.000000000	
COUNTY	.005226623	52
SCHOOL 58	.008244801	82
S S CEM	.000134865	1
ABER/SPR FIRE	.000316187	3
ABER DIST LIB	.000621349	6
AMBULANCE DIST	.000316147	3
AMB OVERRIDE	.000083852	
AMOUNT DUE	.014943824	1,49

T3S R31E SEC 36
E2 LESS T-9836

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***
PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
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TO AVOID LATE CHARGES, PAYMENTS MUST BE
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PLEASE SEND OR BRING STUB FOR PROPER CREDIT
*** OPEN 9-5 M-F *** USE DROP BOX AFTER HOURS

MAKE CHECK PAYABLE TO:
ANICE LAWES, TAX COLLECTOR
01 N MAPLE #210
LACKFOOT ID 83221-1700
08-782-3090

2003 TAX BILL/RECEIPT

BILL# 4070 CODE ARE

T 71485
ATTACHMENT 4 OF 13

1ST HALF DUE 2ND HALF DUE FULL D

BE 6, 6,

ANICE LAWES, TAX COLLECTOR
 01 N MAPLE #210
 LACKFOOT ID 83221-1700
 08-782-3090

BILL# 5014 CODE A A 18-0000 L

RP0086300 33

1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	33
AX 247.46	TAX 247.46	TAX 494.92		
ATE	LATE	LATE		
NT	INT	INT		
JST	COST	COST		
JT	TOT	TOT	TOT ACS	240

BAKER JAMES W (SEP)
 1055 SW ENGLEWOOD DR
 LAKE OSWEGO OR 97034

TAXING DISTRICT	RATE	AM
STATE	.000000000	
COUNTY	.005226623	17
SCHOOL 58	.008244801	27
S S CEM	.000134865	
ABER/SPR FIRE	.000316187	1
ABER DIST LIB	.000621349	2
AMBULANCE DIST	.000316147	1
AMB OVERRIDE	.000083852	
AMOUNT DUE	.014943824	49

T3S R32E SEC 30
 LOTS 3,4* E2SW* W2SE

Lot 3 NWSW
 Lot 4 SWSW

*** IMPORTANT ***
 PLEASE READ BOTH FRONT AND BACK
 *** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
 APPLIED TO THE OLDEST DELINQUENT YEAR.
 TO AVOID LATE CHARGES, PAYMENTS MUST BE
 RECEIVED OR POSTMARKED BY THE DUE DATE.
 KEEP TOP PORTION FOR YOUR RECORDS.
 PERSONAL CHECKS ARE YOUR RECEIPT
 SUBJECT TO BANK CLEARANCE.

PLEASE SEND OR BRING STUB FOR PROPER CREDIT
 ***** OPEN 9-5 M-F ***** USE DROP BOX AFTER HOURS

MAKE CHECK PAYABLE TO:
 ANICE LAWES, TAX COLLECTOR
 01 N MAPLE #210
 LACKFOOT ID 83221-1700
 08-782-3090

2003 TAX BILL/RECEIPT
 BILL# 4071 CODE ARE

ATTACHMENT 5 OF 13

T 71485

MAKE CHECK PAYABLE TO: ANICE LAWES, TAX COLLECTOR
 01 N MAPLE #210
 LACKFOOT ID 83221-1700
 08-782-3090

2003 TAX BILL/RECEIPT
 BILL# 5015 CODE A A 18-0000 L

PARCEL ID: RP0086400

1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	88
AX 663.24	TAX 663.24	TAX 1,326.48		
ATE	LATE	LATE		
NT	INT	INT		
DST	COST	COST		
DT	TOT	TOT	TOT ACS	360

BAKER JAMES W (SEP)
 1055 SW ENGLEWOOD DR
 LAKE OSWEGO OR 97034

T3S R32E SEC 31
 LOTS 1,2,3* W2NE* E2NW*
 NESW* NWSE

TAXING DISTRICT	RATE	AM
STATE	.0000000000	
COUNTY	.005226623	46
SCHOOL 58	.008244801	73
S S CEM	.000134865	1
ABER/SPR FIRE	.000316187	2
ABER DIST LIB	.000621349	5
AMBULANCE DIST	.000316147	2
AMB OVERRIDE	.000083852	
AMOUNT DUE	.014943824	1,32

Lot 1 NW NW
 Lot 2 SW NW
 Lot 3 NW SW

*** IMPORTANT ***
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 *** MONTHLY PAYMENTS ARE ACCEPTED ***
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 **** OPEN 9-5 M-F **** USE DROP BOX AFTER HOURS

MAKE CHECK PAYABLE TO: ANICE LAWES, TAX COLLECTOR
 01 N MAPLE #210
 LACKFOOT ID 83221-1700
 08-782-3090

2003 TAX BILL/RECEIPT
 BILL# 5014 CODE ARE

ATTACHMENT 6 OF 13

T 71485

ANICE LAWES, TAX COLLECTOR
01 N MAPLE #210
LACKFOOT ID 83221-1700
08-782-3090

BILL# 4059 CODE A 1 18-0000 L

RP0021600 52

1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	
AX 395.21	TAX 395.21	TAX 790.42		52
ATE	LATE	LATE		
NT	INT	INT		
OST	COST	COST		
OT	TOT	TOT	TOT ACS	320

BAKER JAMES W (SEP)
1055 SW ENGLEWOOD DR
LAKE OSWEGO OR 97034

TAXING DISTRICT	RATE	AM
STATE	.000000000	
COUNTY	.005226623	27
SCHOOL 58	.008244801	43
S S CEM	.000134865	
ABER/SPR FIRE	.000316187	1
ABER DIST LIB	.000621349	3
AMBULANCE DIST	.000316147	1
AMB OVERRIDE	.000083852	
AMOUNT DUE	.014943824	79

T3S R31E SEC 25
S2

*** IMPORTANT ***
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PLEASE SEND OR BRING STUB FOR PROPER CREDIT
*** OPEN 9-5 M-F **** USE DROP BOX AFTER HOURS

4992.41
Change address

Metropolitan Life Insurance Company
Agricultural Investments
Denver Regional Office
5445 DTC Parkway, Suite 920
Greenwood Village, CO 80111
Tel 303 694-6280 Fax 303 694-6294

James B. O'Riley

Regional Manager

Chester D. Haines

Assistant Manager

MetLife RECEIVED
JUL 27 2004

DEPARTMENT OF
WATER RESOURCES

RECEIVED

JUL 30 2004

Department of Water Resources
Eastern Region

July 23, 2004

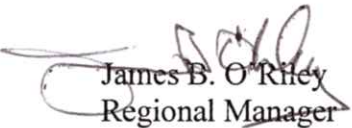
IDAHO DEPARTMENT OF WATER RESOURCES
1301 NORTH ORCHARD STREET
BOISE ID 83706

RE: X17 52 21 – BAKER, James W.
Bingham County, ID

Gentlemen

Please be advised that the Company, holder of a first mortgage on the real property and water rights described in attached Exhibit "A" along with a new water right number that has not been designated, hereby consents to the digging of a new well and moving the points of diversion and points of use of water rights within said real property, provided no water rights are moved to land not included in the description under Exhibit "A".

Sincerely


James B. O'Riley
Regional Manager

JBO/kh

Copies to: James W. Baker
Jerry D. Michei

ATTACHMENT T 71485
8 OF 13

EXHIBIT "A"

Real Property

Township 3 South, Range 31 E.B.M., Bingham County, Idaho

Section 25: S $\frac{1}{2}$

Section 36: All, EXCEPTING: Commencing at the SW corner of Section 36; thence E. along the S. line a distance of approximately 700 feet, more or less, to a point 60 feet beyond the NW corner of Section 1, Township 4 South, Range 31 E.B.M.; thence N. a distance of 26 feet; thence W. a distance of 700 feet, more or less, to the W. boundary line of Section 36, Township 3 South, Range 31 E.B.M.; thence S. along the W. Section line of said Section 36 a distance of 26 feet to the point of beginning.

Township 3 South, Range 32 E.B.M., Bingham County, Idaho

Section 30: Lots 3, 4, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$

Section 31: Lots 1, 2, 3, W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

Conveying with the herein described and any and all water rights belonging or in anywise appertaining thereto, and including as applicable the following:

Water Rights including but not limited to IDWR #S 35-07488, 35-07489, 35-07490, 35-02685, 35-02599 & 35-09032.

All of the Owner's interest in all appurtenant oil, gas, and mineral rights.

After recording, return to:
John Anderson
First American Title
P.O. Box 868
168 West Pacific
Blackfoot, ID 83221

520832

BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO
FEE 12.00 DEP C

2002 DEC 30 PM 3:45

RECORDED AT THE REQUEST OF
FIRST AMERICAN TITLE COMPANY

SPECIAL WARRANTY DEED

THIS DEED is made as of this 21st day of December 2002, between **MONY LIFE INSURANCE COMPANY** (formerly known as The Mutual Life Insurance Company of New York), a New York corporation (hereinafter referred to as "Grantor"), and **JAMES W. BAKER**, a married man dealing as to his sole and separate property (hereinafter referred to as "Grantee"), whose address is 1055 SW Englewood Drive, Lake Oswego, Oregon 97034.

WITNESSETH:

For and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration delivered to Grantor by Grantee at and before the execution, sealing and delivery hereof, the receipt and sufficiency of which are hereby acknowledged, Grantor has and hereby does grant, bargain, sell, alien, convey and confirm unto Grantee, and the heirs, legal representatives, successors and assigns of Grantee, all those tracts or parcels of land lying and being in Bingham County, Idaho and being more particularly described on Exhibit A attached hereto and hereby made a part hereof by this reference (the "Property").

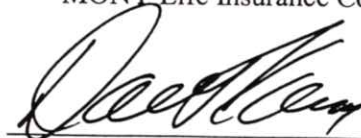
To have and to hold the Property, together with any and all improvements located thereon, and any and all of the rights, members and appurtenances thereof to the same being, belonging or in anywise appertaining to the only proper use, benefit and behoof of Grantee and the heirs, legal representatives, successors and assigns of Grantee, forever, in fee simple, including, but not limited to, any right, title and interest Grantor may have in and to the water rights described on Exhibit A attached hereto and hereby made a part hereof by this reference.

Grantor shall warrant and forever defend the right and title to the Property unto Grantee and the heirs, legal representatives, successors and assigns of Grantee, against the claims of all persons claiming by, through or under Grantor; provided, however, this conveyance is made subject to, and there are hereby excepted from the warranty hereinabove set forth, all matters set forth on Exhibit B attached hereto and hereby made a part hereof.

IN WITNESS WHEREOF, Grantor has signed, sealed and delivered this deed the day and year first above written.

GRANTOR

MONY Life Insurance Company

By: 

David L. Brown,
Authorized Signatory

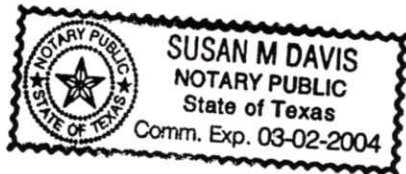
T 71485
ATTACHMENT 10 OF 13

STATE OF TEXAS

COUNTY OF LUBBOCK

On this 21st day of December, 2002, before me, a Notary Public in and for said county and state, personally appeared David L. Brown, an authorized signatory of MONY Life Insurance Company, a New York corporation, formerly known as The Mutual Life Insurance Company of New York, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in said County and State the day and year last above written.



Susan M. Davis
Notary Public, State of Texas
Printed Name of Notary: Susan M. Davis
My Commission Expires: March 2, 2004

This instrument prepared by:
David M. Brown, Chief Counsel
MONY Agricultural Investment Advisers, Inc.
1286 Jungermann Road, Suite A,
St. Peters, Missouri 63376

EXHIBIT A
to Special Warranty Deed

Real Property Legal Description:

PARCEL I:

Township 3 South, Range 31 E.B.M., Bingham County, Idaho

Section 25: ~~S~~

Section 36: All EXCEPTING: Commencing at the SW corner of Section 36; thence E. along the S. Section line a distance of approximately 700 feet, more or less, to a point 60 feet beyond the NW corner of Section 1, Township 4 South, Range 31 E.B.M.; thence N. a distance of 26 feet; thence W. a distance of 700 feet, more or less, to the W. boundary line of Section 36, Township 3 South, Range 31 E.B.M.; thence S. along the W. section line of said Section 36 a distance of 26 feet to the point of beginning.

0.4ac

Parcel II

ALSO EXCEPTING: A portion of the ~~SE~~~~SE~~ of Section 36, Township 3 South, Range 31 E.B.M., Bingham County, Idaho, described as: Beginning at the SE corner of said Section 36, thence Westerly along the S. line of Section 36, 552.196 feet; thence Northerly, parallel to the E. line of Section 36, 552.196 feet; thence Easterly, parallel to the S. line of Section 36, 552.196 feet; thence Southerly along the E. line of Section 36, 552.196 feet to the point of beginning.

Township 3 South, Range 32 E.B.M., Bingham County, Idaho

Section 30: Lots 3 and 4; ~~E~~~~SW~~; ~~W~~~~SE~~

Section 31: Lots 1, 2 and 3 ~~W~~~~N~~~~E~~; ~~E~~~~N~~~~W~~; ~~N~~~~E~~~~SW~~; ~~N~~~~W~~~~SE~~

PARCEL II:

A portion of the ~~SE~~~~SE~~ of Section 36, Township 3 South, Range 31 E.B.M., Bingham County, Idaho, described as:

Beginning at the SE corner of said Section 36, thence Westerly along the S. line of Section 36, 552.196 feet; thence Northerly, parallel to the E. line of Section 36, 552.196 feet; thence Easterly, parallel to the S. line of Section 36, 552.196 feet; thence Southerly along the E. line of Section 36, 552.196 feet to the point of beginning.

Water Rights:

Idaho Department of Water Resources Water License Nos. S 35-07488, 35-07489, 35-07490, 35-02685 and 35-02599.

Idaho Department of Water Resources Adjudication Claims A35-13046 and A35-09032.

EXHIBIT B
to Special Warranty Deed

Permitted Encumbrances

1. All taxes, assessments and similar charges for the year 2003 and all subsequent years; all taxes, assessments and similar charges (including any and all fines, penalties and interest charges in connection therewith) that may be levied, assessed, recaptured or otherwise imposed with respect to the Property or any part thereof for any period before or after the date hereof which result from or arise out of any change in the use of, or other change in circumstances relating to, the Property or any part thereof after the date hereof.
2. All exceptions and exclusions set forth in 2nd Revised Commitment No. B46839 issued by First American Title Insurance Company bearing effective date of December 17, 2002.
3. Any and all matters which would be disclosed by a current survey or inspection of the Property.
4. Any and all prior reservations, conveyances, grants or leases of minerals of whatever kind or character (including, without limitation, oil, gas, coal, lignite, clay, sand, gravel, rock, aggregate and other minerals) located in, on or under the Property or any part thereof and all rights and easements with respect to the exploration, mining, drilling, extraction, removal and production of such minerals.
5. Any and all claims of the sovereign or any other person or entity with respect to portions of the Property which border or are under any body of water.
6. All road, railroad, utility, pipeline, drainage, flowage, access or other easements or rights of way affecting the Property.
7. Unrecorded Lease Agreement dated October 4, 2002, entered into by and between U.S. Bank, N.A., agent for MONY Life Insurance Company as Lessor, and R.D. Wynn Farms as Lessee.
8. Unrecorded Farm Cash Rent Lease Agreement dated June 3, 2002, entered into by and between U.S. Bank, N.A., agent for MONY Life Insurance Company as Lessor, and Milk Stool Ranches as Lessee.

520832