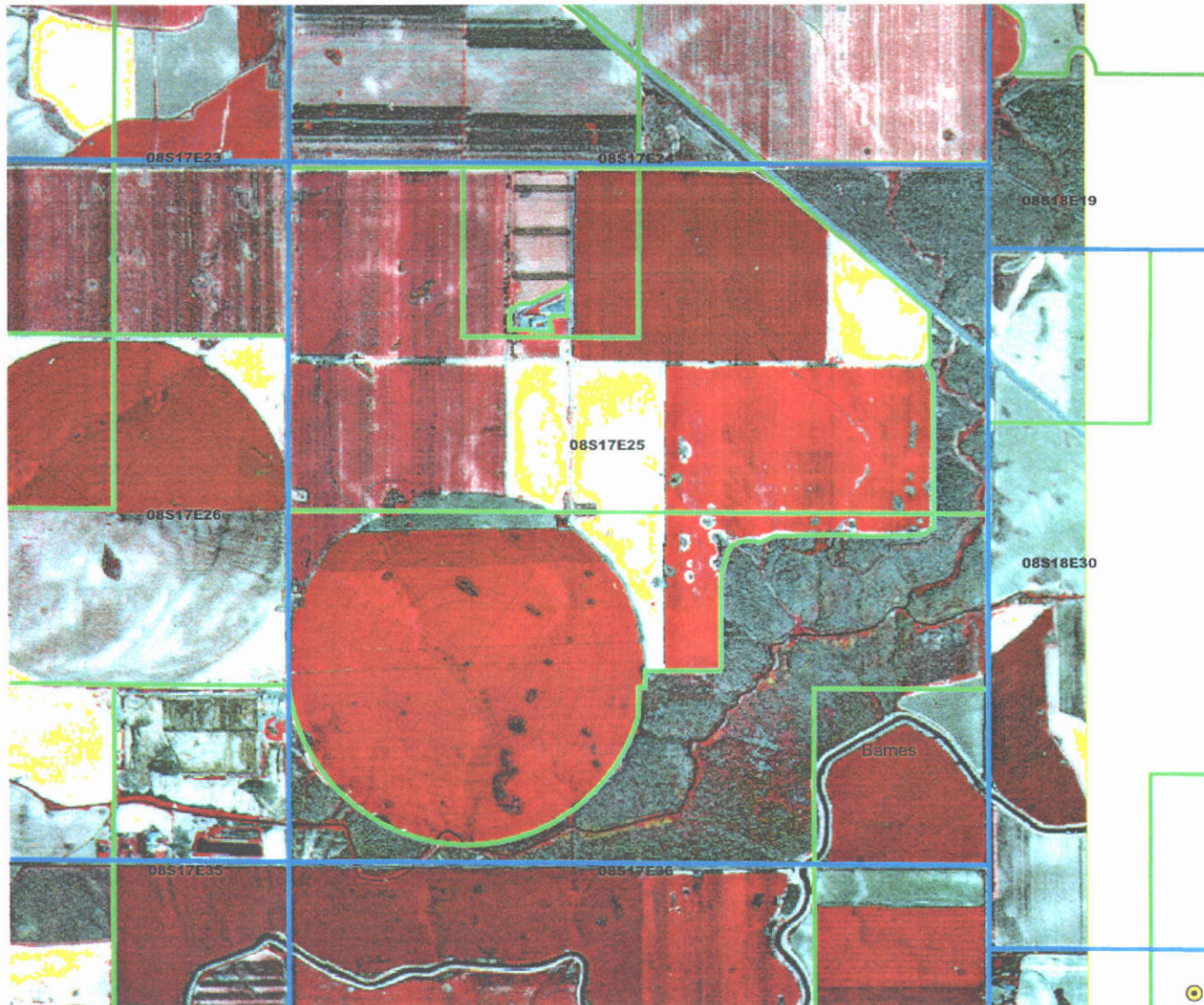


36-7904



Sections
Active Right POU
Active Right POD





Title: BENE MONKS		Date: 02-11-2004
Scale: 1 inch = 1664 feet	File:	
Tract 1: 3.714 Acres: 161803 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 1610 Feet		
001=/SE,SE,NE,25,8S,17E	004=S89.5600W 25	007=N89.5600E 389.88
002=/S00.0400E 142.30	005=S89.5600W 389.88	008=N89.5600E 25
003=S00.0400E 390.00	006=N00.0400W 390.00	

MICHAEL J. HARRIS
NOV 10 2006

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.

RECEIVED
 FEB 09 2004
 Department of Water Resources
 Southern Region

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
36-14649					
36-07904					
36-14648					

RECEIVED
 FEB 10 2004
 Department of Water Resources

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) Mt. Angel Abbey
St. Benedict, OR 97373
4. New Owner/Claimant(s) The Benedictine Monks of Idaho, Inc.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 541 E 100 S
 City, State and ZIP Code Jerome, ID 83338
 New Telephone Number (208) 324-1377 X 206
5. Date you acquired the property January 25, 1999

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MAR 10 2004

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 _____		
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	_____	_____

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) Andrew Baumgartner
(include title if applicable) Corporate Secretary

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 <u>[Signature]</u>	Date <u>2/9/04</u>	Fee <u>75.00</u>	
Receipted by <u>[Signature]</u>	Date <u>2/9/04</u>	Receipt No. <u>5026470</u>	
Processed by <u>[Signature]</u> AJ	Date _____	WR _____	Date _____

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MAR 10 2004

GRANT DEED

Mt. Angel Abbey, an Oregon corporation ("Grantor"), for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell, and convey unto the Benedictine Monks of Idaho, Inc., an Idaho corporation ("Grantee"), whose address is 541 East 100 South, Jerome, Idaho 83338-5655, certain real property located in Jerome County, Idaho, more particularly described on Exhibit "A" which is attached hereto and incorporated herein by this reference.

This conveyance is subject to current taxes and such rights, easements, covenants, restrictions, zoning regulations as appear of record or by use upon the premises.

In witness whereof, Grantor has subscribed its name this 25th day of January, 1999.

990421

RECEIVED
Land Title & Escrow, Inc.
JAN 27 9 10 AM '99
JEROME COUNTY, IDAHO
FEES 6.00 SEP 1999

Grantor

Mt. Angel Abbey, an Oregon corporation

By

Rev. Joachim McCann 058
Its Corporate Secretary

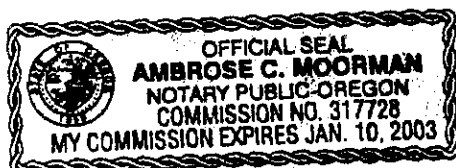
STATE OF OREGON)

) ss

County of Marion)

The foregoing instrument was acknowledged before me this 25th day of JANUARY, 1999, personally appeared before me Joachim McCann of Mt. Angel Abbey, an Oregon corporation, and the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same on behalf of said corporation.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Ambrose C. Moorman
Notary Public for Oregon

My Commission Expires: 1-10-03

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MAR 10 2004

EXHIBIT A

Parcel I

That certain tract of land in Jerome County, State of Idaho; described as the north half (N.1/2) of Section Twenty-Five (25), Township Eight (8) South; Range Seventeen (17) East, Boise Meridian.

Parcel II:

That certain tract of land in Jerome County, State of Idaho, described as the East half of the southwest quarter (E. 1/2 S.W. 1/4), the southwest quarter of the southwest quarter (S.W. 1/4 S.W. 1/4); the northeast quarter of the southeast quarter (N.E. 1/4 S.E. 1/4), the west half of the southeast quarter (W. 1/2 S.E. 1/4) and the Northwest quarter of the southwest quarter (N. W. 1/4 S.W. 1/4) of Section twenty-five (25), Township Eight (8) South; Range Seventeen (17) East; Boise Meridian.

Excepting therefrom:

A parcel in Section 25 in Township 8 South, Range 17 East Boise Meridian, Jerome County, Idaho, being a part of the NE1/4SE1/4, described as follows:

Beginning at the East quarter corner of Section 25 of Township 8 South, Range 17 East, Boise Meridian, said corner marked by a R.R. Spike,
Thence South 00°04'00" East along the section line for 142.30 feet to a 5/8" rebar which shall be THE POINT OF BEGINNING.

Thence South 00°04'00" East along the section line for 390.00 feet to a 5/8" rebar;
Thence South 89°56'00" West for 25 feet to a 5/8" rebar on the highway R.O.W.
Thence South 89°56'00" West for 389.88 feet to a 5/8" rebar;
Thence North 00°04'00" West for 390.00 feet to a 5/8" rebar;
Thence North 89°56'00" East for 389.88 feet to a 5/8" rebar on the highway R.O.W.;
Thence North 89°56'00" East for 25 feet to THE POINT OF BEGINNING.

And also excepting therefrom:

A parcel in Section 25 in Township 8 South, Range 17 East, Boise Meridian, Jerome County, Idaho, being a part of the NE1/4NE1/4 described as follows:

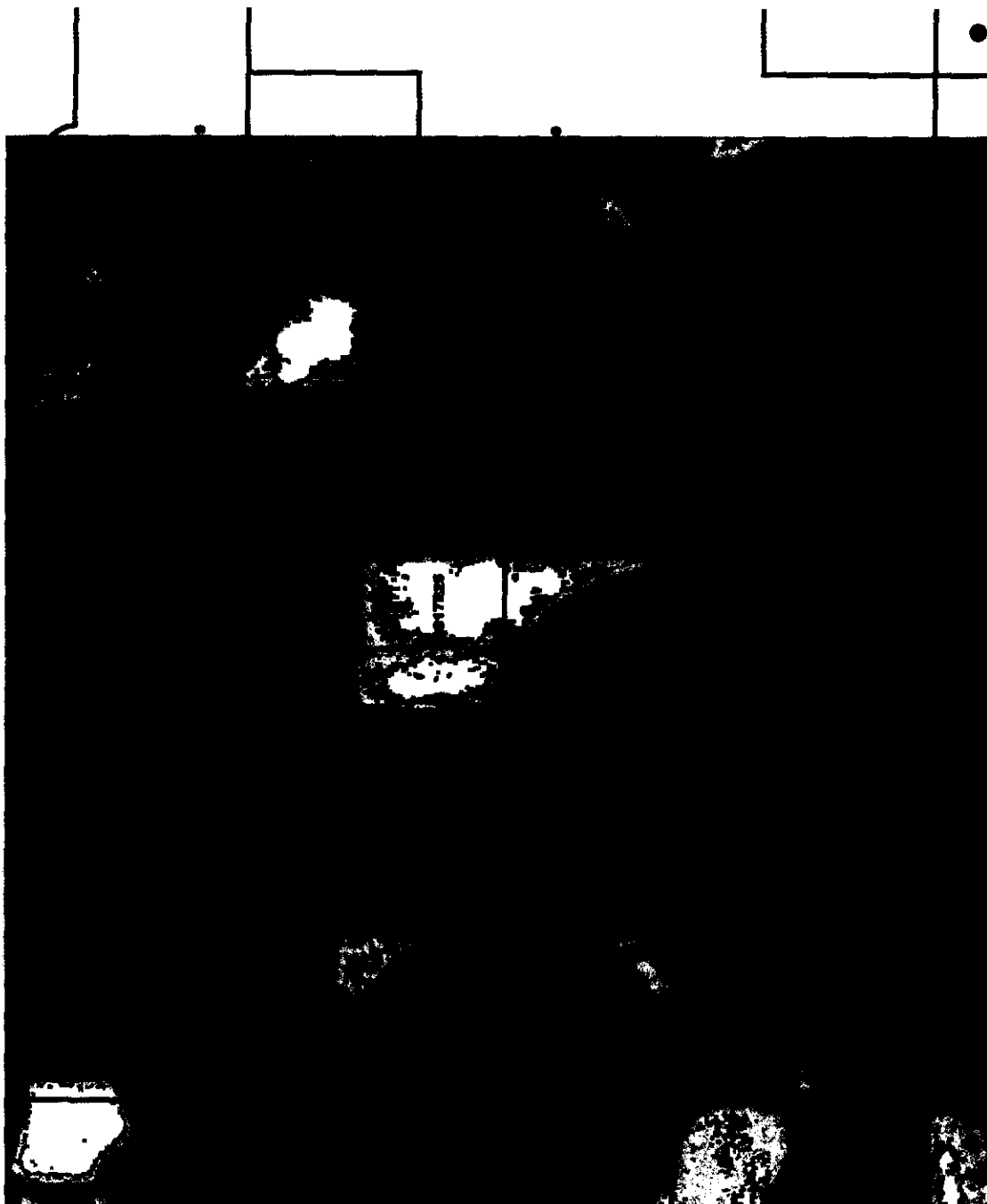
Beginning at the Northeast corner for Section 25;
Thence South 0°06'36" East 161.17 feet along the Easterly boundary of Section 25 to THE TRUE POINT OF BEGINNING;
Thence South 0°06'36" East 978.00 feet along the Easterly boundary of Section 25 to the Northerly boundary of State Highway 25 Bureau of Highway Project 4-A, Constructed 1932;
Thence North 50°08'00" West 782.98 feet along said Northerly boundary;
Thence North 0°06'36" West 476.75 feet;
Thence South 89°56'21" East 600.00 feet to THE TRUE POINT OF BEGINNING.

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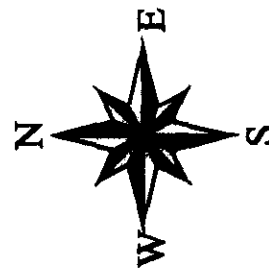
MAR 10 2006

$$\begin{array}{r} 50.08 - \\ 50.80 \quad \% = \\ 50.0800 \end{array}$$

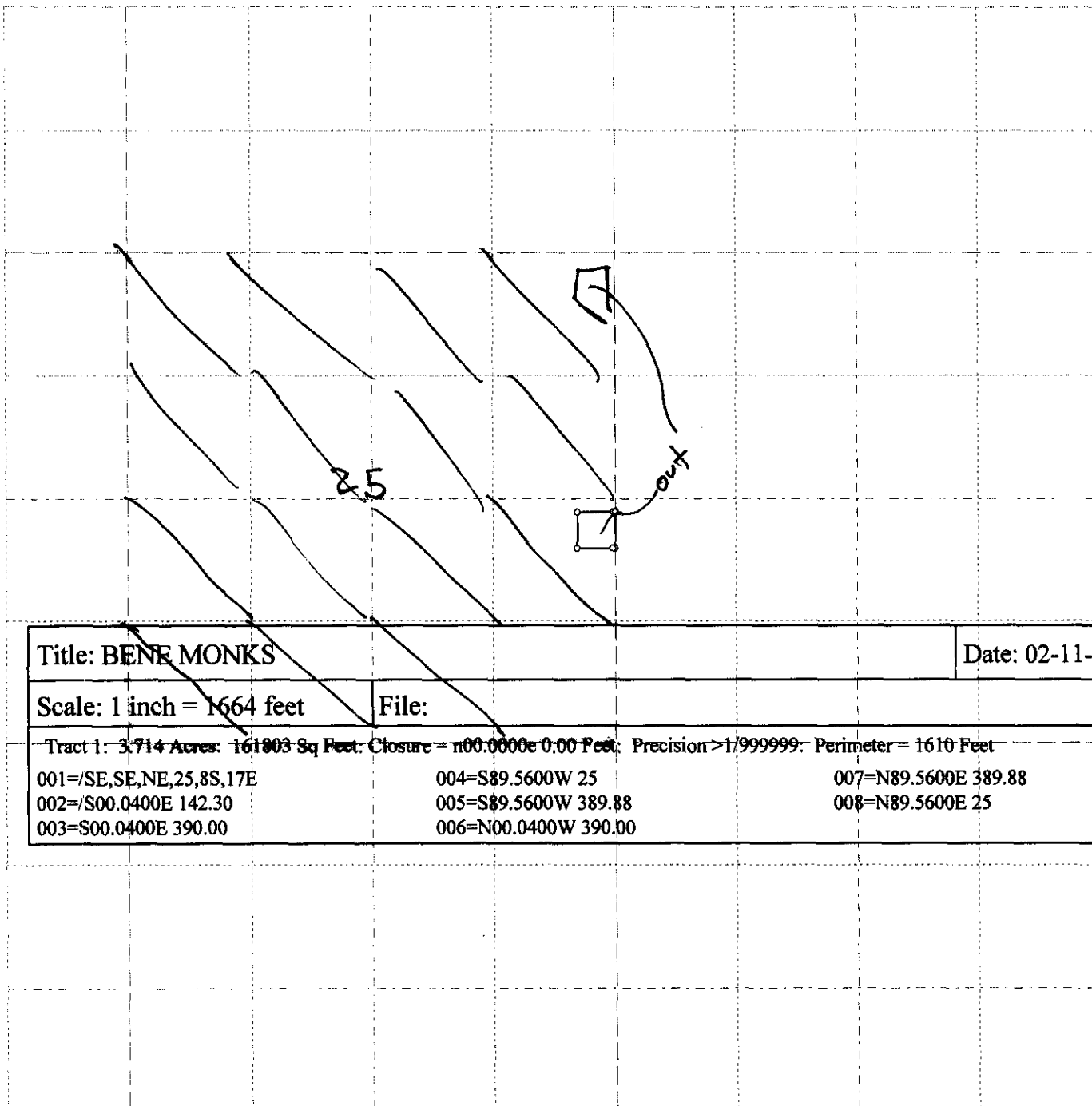
36-7904



Sections
Active Right POU
Active Right POD



MAR 10 2004



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MAR 10 2004



Title: **BENE MONKS**

Date: 02-11-2004

Scale: 1 inch = 1664 feet

File:

Tract 1: 3.714 Acres: 161803 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 1610 Feet

001=/SE,SE,NE,25,8S,17E

004=S89.5600W 25

007=N89.5600E 389.88

002=/S00.0400E 142.30

005=S89.5600W 389.88

008=N89.5600E 25

003=S00.0400E 390.00

006=N00.0400W 390.00

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MAR 10 2004



Title: BENE MONKS 2

Date: 02-11-2004

Scale: 1 inch = 2416 feet

File:

Tract 1: 10.882 Acres: 474025 Sq Feet: Closure = n00.1015w 161.31 Feet: Precision = 1/19: Perimeter = 2999 Feet

001=/NE,NE,NE,25,8S,17E

004=N50.0800W 782.75

002=S0.0636E 161.17

005=N0.0636W 476.75

003=S0.0636E 978.00

006=S89.5621E 600

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MAR 10 2004

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
DEC 19 2001	
By _____	Clerk
	Deputy Clerk

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

In Re SRBA Case No. 39576 	))))	ORDER OF PARTIAL DECREE For Water Right 36-07904
---	------------------	---

On November 2, 1992, the Idaho Department of Water Resources (IDWR) filed its *Director's Report, Part 1, For Reporting Area 3 (Basin 36)*, which included a recommendation for the above water right. No objections to this recommendation were filed and the time period for filing objections has now expired.

On August 2, 1999, in response to the Idaho Supreme Court decision in *A&B Irrigation District v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions* which included a recommendation for the irrigation season of use for this water right. No objections to this Supplemental Report were filed and the time period for filing objections has now expired.

Therefore, IT IS ORDERED that water right 36-07904 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED December 19, 2001.

Roger Burdick

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

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

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

In Re SRBA)
Case No. 39576)

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

Water Right 36-07904

DEC 19 2001

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: ASCENSION PRIORY
RT 4
JEROME, ID 83338

SOURCE: GROUNDWATER

QUANTITY: 0.38 CFS

PRIORITY DATE: 03/26/1980

POINT OF DIVERSION: T08S R17E S25 NENESW Within Jerome County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.38 CFS

PLACE OF USE:	Irrigation	Within Jerome County
	T08S R17E S25	
	~ NENE 11.0	~ NWNE 38.0
	~ SWNE 40.0	~ SENE 28.0
	~ NENW 37.0	~ NWNW 39.0
	~ SWNW 39.0	~ SENW 39.0
	~ NESW 40.0	~ NWSW 40.0
	~ SWSW 26.0	~ SESW 27.0
	~ NESE 1.0	~ NWSE 20.0
	425.0 Acres Total	

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 26 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

RIGHT NO. 36-14649 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF
THESE RIGHTS IS LIMITED TO 6.17 CFS, AND A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1700 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 425 ACRES IN A SINGLE IRRIGATION SEASON.

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 12, 2004

THE BENEDICTINE MONKS OF IDAHO INC
541 E 100 S
JEROME ID 83338

RE: Change of Ownership for Water Rights 36-7904, 36-14648 and 36-14649

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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MAR 10 2004



Monastery of the Ascension
The Benedictine Monks of Idaho, Inc.

541 East 100 South

Jerome, ID 83338-5655

(208)324-2377

February 5, 2004

RECEIVED

FEB 09 2004

Department of Water Resources
Southern Region

IDWR Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Dear Sir/Madame:

I am enclosing a **NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**
for water right numbers:

36-14649

36-07904

36-14648

for water rights located on land formerly owned by Mt. Angel Abbey, an Oregon Corporation. On January 25, 1999, the ownership of this property was transferred to The Benedictine Monks of Idaho, Inc.

I am enclosing a copy of the Grant Deed effecting this transfer of property ownership, the fee of \$75.00 and the form requesting to make this change of ownership in your records. My understanding in my telephone conversation with John Frietag is that the Plat of Property or Aerial Photo would not be necessary in this case.

If you need further information or clarification, please contact me at the above address or call me at 208-324-2377 extension 206. Thanking you in advance for your assistance in this matter, I remain

Sincerely yours,

Fr. Andrew Baumgartner

Fr. Andrew Baumgartner
Business Manager

Enclosures

MICROFILMED
MAR 10 2004