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APR 30 2003

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

Department of Water Resources

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
34-2033		N			
34-7052		N			
34-7001		N			
34-7110		N			

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) Eldon W Jacobsen
4. New Owner/Claimant(s) Potter Ranches % Richard Potter
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 80N 300E
- City, State and ZIP Code Malad, ID 83252
- New Telephone Number (208) 766-5106 [Cell # 221-1720]
5. Date you acquired the property June 17, 1998

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APR 21 2003

WARRANTY DEED

TRAVELERS GROUP, L.P. formerly
FOR VALUABLE CONSIDERATION RECEIVED TRAVELERS HOTEL GROUP, LTD.

AKA TRAVELERS HOTEL GROUP, A California Limited Partnership, the Grantor,
does hereby grant, bargain, sell and convey unto POTTER RANCHES,
A Utah General Partnership, the Grantee,
whose current address is _____,
the following described real estate situated in BUTTE County,
State of Idaho, to-wit:

See attached EXHIBIT "A" - Legal Description
Water Rights - EXHIBIT "B"
Personal Property - EXHIBIT "C"

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APR 30 2003

Department of Water Resources

SUBJECT TO: all easements, rights of way, covenants, restrictions,
patent reservations, applicable building and zoning ordinances and
use regulations and restrictions and accruing taxes, of record.

TO HAVE AND TO HOLD the said premises, together with all tenements, hereditaments and appurtenances
thereunto belonging, unto the said Grantee, his successors and assigns forever. Grantor does hereby covenant
to and with the said Grantee that IT is the owner in fee simple of said premises and that IT will warrant and
defend the same from all lawful claims whatsoever.

In construing this Deed and where the context so requires, the singular includes the plural and the
masculine, the feminine and neuter.

DATED: June 17-98

Eldon W. Jacobsen by
Patricia A. Jacobsen
attorney-in-fact

THIS SPACE FOR COUNTY RECORD'S USE ONLY.

STATE OF IDAHO
COUNTY OF BUTTE

} ss.

On this 17th day of June in the
year 19 98, before me, a Notary Public, personally appeared
Patricia A. Jacobsen
known or identified to me to be the person whose name is subscribed
to the within instrument as the attorney in fact of Eldon
W. Jacobsen and acknowledged to me
that She subscribed the name of Eldon W. Jacobsen
thereto as principal, and as (her) own name as attorney in fact.

Lyle B. Boyer
Notary Public
Residing at Arco, Idaho
Ex.: 5-31-2003

NO. 33208
RECORDED

JUN 18 1998

3:13 PM
BUTTE COUNTY RECORDER

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MAY 21 2003

IDAHO TITLE & TRUST COMPANY
Escrows • Title Insurance

EXHIBIT "A"

PARCEL I:

TOWNSHIP 4 NORTH, RANGE 27 EAST, BOISE MERIDIAN, BUTTE COUNTY, IDAHO

SECTION 2: SW1/4 NW1/4; NW1/4 SW1/4; S1/2 S1/2
SECTION 3: SW1/4
SECTION 4: SE1/4
SECTION 8: E1/2 E1/2
SECTION 9: W1/2 W1/2; E1/2 SW1/4; E1/2
SECTION 10: W1/2; SE1/4; E1/2 NE1/4
SECTION 11: N1/2; W1/2 SW1/4
SECTION 16: W1/2
SECTION 20: E1/2 W1/2; E1/2
SECTION 21: W1/2; W1/2; E1/2
SECTION 28: LOT 4; NW1/4 SW1/4; W1/2 NW1/4
SECTION 29: LOTS 1, 2, 3 and 4; N1/2 S1/2; NE1/4; E1/2 NW1/4
SECTION 31: SE1/4 NW1/4; S1/2 NE1/4; NE1/4 NE1/4
SECTION 32: W1/2 NW1/4

PARCEL II:

TOWNSHIP 4 NORTH, RANGE 27 EAST, BOISE MERIDIAN, BUTTE COUNTY, IDAHO

SECTION 3: SE1/4
SECTION 4: E1/2 SW1/4

PARCEL III:

TOWNSHIP 4 NORTH, RANGE 27 EAST, BOISE MERIDIAN, BUTTE COUNTY, IDAHO

SECTION 9: E1/2 NW1/4
SECTION 10: W1/2 NE1/4

PARCEL IV:

TOWNSHIP 4 NORTH, RANGE 27 EAST, BOISE MERIDIAN, BUTTE COUNTY, IDAHO

SECTION 16: E1/2

PARCEL V:

TOWNSHIP 4 NORTH, RANGE 27 EAST, BOISE MERIDIAN, BUTTE COUNTY, IDAHO

SECTION 3: SE1/4 NE1/4

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EXHIBIT "B"

SUBJECT ANALYSIS

Water Rights:

The following are the domestic and stock water rights indicated by the Idaho Department of Water Resources for the JACOBSEN ARCO PASS RANCH.

<u>Right Number</u>	<u>Amount (cfs)</u>	<u>Priority Date</u>
34-02453	0.04cfs.	12/20/1963
34-07001	0.13cfs.	11/09/1967
34-07052	6.00cfs.	11/13/1973
34-02033	0.62cfs	05/27/1907
34-07110	8.07cfs.	5/15/1975

Priority Date
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MAY 21 2003

EXHIBIT "C"

EQUIPMENT LIST

Jacobsen / Potter---Sale

- 1- Steiger Tractor
- 1- Massey-Ferguson Offset Disk
- 2- 2 MM Tractors
- 2- IHC Double Disk Drills
- 2- IHC Deep Furrow Drills
- 1- Rotary Mower
- 1- Post Hole Digger
- 2- Sprayers
- 1- Ripper
- 1- Roller Harrow
- 1- 500 Gal.? Fuel Tank

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MAY 21 2003

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APR 30 2003

Department of Water Resources

RESOLUTION

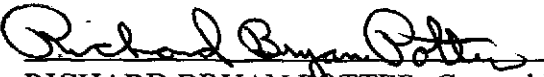
The undersigned having met this 5th day of June, 1998 to conduct business pertaining to the POTTER RANCHES, General Partnership, under the authority granted by that Partnership Agreement dated December 30, 1983, and having voted according to the terms contained therein, it is hereby resolved:

That RICHARD BRYAN POTTER shall have full power and authority to do all that is necessary to close property located in Arco, Idaho, and more particularly described in Exhibit A to this Resolution, and made a part hereby by reference, including, but not by way of limitation, to sign closing and 1031 exchange documents, financing documents, disclaimers and disclosures, proratations and 1099S reporting forms.

POTTER RANCHES, General Partnership, here by agrees to indemnify and to hold harmless Richard Bryan Potter from any claim or action of injury as long as he complies with the provisions of this Resolution.

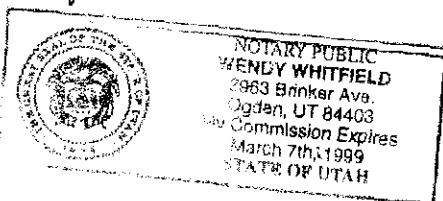

JOHN D. POTTER, General Partner

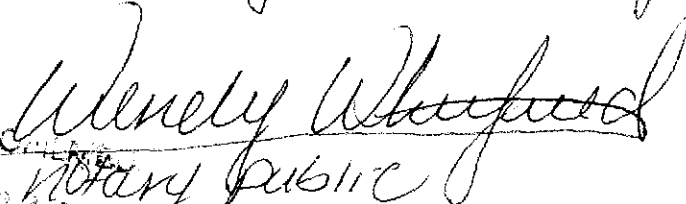

JOHN DAVID POTTER, Managing Partner


RICHARD BRYAN POTTER, General Partner

State of Utah
County of Weber

Sworn and subscribed before me, a
notary for the jurisdiction acknowledged
before me June 16, 1998 by Richard Bryan
Potter.




MICHAEL
notary public
APR 24 2003

SCHEDULE A

REPLACEMENT PROPERTY LEGAL DESCRIPTION

PARCEL I:

TOWNSHIP 4 NORTH, RANGE 27 EAST, BOISE MERIDIAN, BUTTE COUNTY, IDAHO

SECTION 2: SW1/4 NW1/4; NW1/4 SW1/4; S1/2 S1/2
SECTION 3: SW1/4
SECTION 4: SE1/4
SECTION 8: E1/2 E1/2
SECTION 9: W1/2 W1/2; E1/2 SW1/4; E1/2
SECTION 10: W1/2; SE1/4; E1/2 NE1/4
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SECTION 28: LOT 4; NW1/4 SW1/4; W1/2 NW1/4
SECTION 29: LOTS 1, 2, 3 and 4; N1/2 S1/2; NE1/4; E1/2 NW1/4
SECTION 31: SE1/4 NW1/4; S1/2 NE1/4; NE1/4 NE1/4
SECTION 32: W1/2 NW1/4

PARCEL II:

TOWNSHIP 4 NORTH, RANGE 27 EAST, BOISE MERIDIAN, BUTTE COUNTY, IDAHO

SECTION 3: SE1/4
SECTION 4: E1/2 SW1/4

PARCEL III:

TOWNSHIP 4 NORTH, RANGE 27 EAST, BOISE MERIDIAN, BUTTE COUNTY, IDAHO

SECTION 9: E1/2 NW1/4
SECTION 10: W1/2 NE1/4

PARCEL IV:

TOWNSHIP 4 NORTH, RANGE 27 EAST, BOISE MERIDIAN, BUTTE COUNTY, IDAHO

SECTION 16: E1/2

PARCEL V:

TOWNSHIP 4 NORTH, RANGE 27 EAST, BOISE MERIDIAN, BUTTE COUNTY, IDAHO

SECTION 3: SE1/4 NE1/4

MICROFILMED

MAY 21 2000

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)

Water Right 34-02033

ORDER AMENDING IRRIGATION PERIOD OF USE ELEMENT
IN PARTIAL DECREE AND INCORPORATING INTO PARTIAL
DECREE AN EXPRESS STATEMENT REGARDING GENERAL
PROVISIONS, *NUNC PRO TUNC*

A *Partial Decree* was entered for the above-captioned irrigation water right on December 29, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, IDWR filed a *Supplemental Director's Report, Reporting Area 1, IDWR Basin 34, Regarding Revision of Period of use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this recommendation and the time period for filing objections has now expired.

THEREFORE, IT IS ORDERED that the period of use for the irrigation element of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 05-01 10-15

THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

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).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

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.

Dated December 14, 2001

Roger Burdick
ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

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MAY 21 2003

Important Information About Your Water Right

December 14, 2001

RICHARD POTTER
1812 N MAIN
FARMINGTON, UT 84025

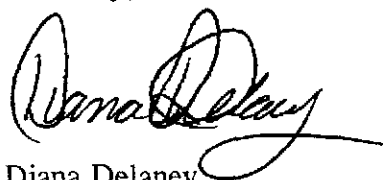
Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an *Order Amending Irrigation Period of Use Element in Partial Decree, Nunc Pro Tunc* (hereinafter "*Order*") for water right number 34-02033. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The Purpose of the *Order* is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the *Order*, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This *Order* also incorporates into the *Partial Decree* an express statement that the *Partial Decree* is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This *Order* in combination with the *Partial Decree* that was issued for this water right on December 29, 1997, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the *Partial Decree* to show evidence of the water right. The original of this *Order* and the original of the *Partial Decree* for this water right are on file with SRBA Court. If you do not have a copy of the original *Partial Decree*, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the *Order* is entered *Nunc Pro Tunc*, meaning that the *Order* will be treated as if it were issued the same date that the *Partial Decree* was originally issued.

Sincerely,



Diana Delaney
Case Administrator

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MAY 21 2003

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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 34-02033

1997 DEC 29 PM 4:42

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

NAME & ADDRESS: ELDON W JACOBSEN
3711 WINDING CREEK RD
SACRAMENTO CA 95864

SOURCE: WOOD CANYON CREEK TRIBUTARY: SINKS

QUANTITY: 0.62 CFS

PRIORITY DATE: 05/27/1907

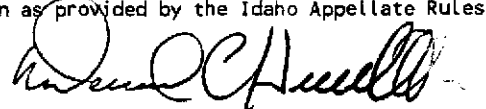
POINT OF DIVERSION: T04N R27E S01 NWSW Within BUTTE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.62 CFS

PLACE OF USE:	IRRIGATION	Within BUTTE County
	T04N R27E S02 /	NWSW 6 SWSW 10
	S03 /	NESE 6 SESE 9
	31 ACRES TOTAL	

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.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

MICROFILMED

MAY 21 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

May 5, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

POTTER RANCHES
C/O RICHARD POTTER
80 N 300 E
MALAD ID 83252

RE: Change of Ownership for Water Rights 34-2033, 34-7001, 34-7052, 34-7110

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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MAY 21 2003