

#450

Transfer No. 711616

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

me of applicant Howard Taylor & Sons Phone 522-7771
st Office address PO BOX 51780, IF, ID 83405

PURPOSE OF TRANSFER

- ☒ 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 Moving a Water Right into
an existing system. Adding 2 New wells.

Existing POU 1043 + 258 = 1301 ACRES

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>32-2135</u>	<u>1975</u>	<u>2.70</u>	<u>IRR</u>	<u>4/1</u> to <u>11/1</u>
<u>32-2132</u>	<u>1967</u>	<u>6.13</u>	<u>IRR</u>	<u>4/1</u> to <u>11/01</u>
				to
				to

2. Total amount of water being transferred 8.83 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water GW tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SW	5	9N	35E	CLARK	32-2132
		SE	NW	8	9N	35E	CLARK	NEW WELL
		NE	NW	8	9N	35E	CLARK	NEW WELL

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
9N	35E	5									31	31	32	34					125 131
		6											3			4	3		10
		7	40	40	40	40	30		28	34	40	40	13	21	25	40	31	37	499
		8	40	40	40	40	40	40	40	40	40	40	40	40	40	40		40	600
		17					10	18											28
		18	2												20			2	31
9N	34E	12					9												

K06-258 → 2135

Total acres 1301

PART 1

6. General Information:

a. Description of diversion system WELL/PUMP TO PIVOTS

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, 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:
it will be dry

d. Remarks:

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 _____

T71616

06/21/2004

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 32-2135

WATER RIGHT NUMBER: 32-2135

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	MARK H GREENE 212 S 2ND E ST GEORGE, UT 84770 (801)628-6362
Current Owner	TOD SHENTON HC 61 BOX 1320 DUBOIS, ID 83423 (208)374-5813
Current Owner	CAROLYN SHENTON HC 61 BOX 1320 DUBOIS, ID 83423 (208)374-5813

Priority Date: 04/15/1975

Basis: Decreed

Status: Active

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	2.700 CFS	903.00 AF
	<u>Total Diversion:</u>	2.700 CFS	903.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4NW1/4	Sec. 31, Twp 11N, Rge 35E, B.M.
CLARK County		

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	
10N	35E	6					31.0	32.0	32.0	32.0									127.0
							L 3	L 4	L 5										
11N	35E	31									33.0	33.0	33.0	32.0					131.0
											L 3	L 4							

Total Acres: 258

Conditions of Approval:

1. C18 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.

T71616

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 32-2135

Remarks:

Comments:

1. JTHOMPSO 7/16/1996 OWNERSHIP
Comment: CHANGED OWNERSHIP 7/16/96/JT/DC
2. PMEYER 5/29/1997 AMENDMENT OF P/U
Comment: PLACE OF USE AMENDED 05-29-97 TO CORRESPOND WITH PENDING TRANSFER ON FILE WITH THE DEPARTMENT. ONE ACRE ADDED. RECEIPT E023271.
3. AJU10-EC 7/29/1999 AJU10 CONDITION UPDATE
Comment: CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
4. JHOAGLAN 9/13/1999 ADDRESS CHANGE
Comment: CHANGED ADDRESS PER REQUEST
5. JCRABTRE 1/11/2000 OWNERSHIP CHANGE
Comment: CHANGED OWNERSHIP PER REQUEST/NCAP TO COURT
6. ECARLSEN 3/20/2000 DELETED C11
Comment: SINCE THIS CLAIM IS NOT AN ENLARGEMENT AND THE COURT ALLOWED UNTIL MARCH 30 TO FILE AN AMENDED DIRECTOR'S REPORT, I GENERATED A NEW 'R' RECORD AND DELETED C11 FROM CONDITION CODES.
7. CFRITSCH 5/30/2000 REVISIONS
Comment: ADDED CONDITION C11 TO COMPLY WITH APPROVED TRANSFER NO. 5113. DELETED CONDITION M01 SINCE THERE IS NO LONGER ANYTHING "UNIQUE" THAT REQUIRES NON-STANDARD MEANS OF MEASUREMENT.
8. CFRITSCH 6/16/2000 REVISION
Comment: REMOVED CONDITION C11 TO AVERT OBJECTION TO AMENDED DIRECTOR'S REPORT.
9. jpeppers 5/13/2002 11:13:23 AM Water Right
Comment: This water right record was updated by decree record from old RightID 20412 to new RightID 425053

Dates and Other Information:

Licensed Date:
Decreed Date: 10/23/2000
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

T71616

11/12/2004

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 32-2132

WATER RIGHT NUMBER: 32-2132

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ANN W GROW 5290 W CANYON CREEK RD IDAHO FALLS, ID 83402 (208)522-8434
Current Owner	KAY WOODFIELD 5275 W CANYON CREEK RD IDAHO FALLS, ID 83402 (208)524-6268
Current Owner	ELMAN T WOODFIELD 5275 W CANYON CREEK RD IDAHO FALLS, ID 83402 (208)524-6268
Current Owner	WANDA B WOODFIELD 5275 W CANYON CREEK RD IDAHO FALLS, ID 83402 (208)524-6268
Current Owner	BRENT E WOODFIELD 5275 W CANYON CREEK RD IDAHO FALLS, ID 83402 (208)524-6268
Current Owner	BLAIR B WOODFIELD 5275 W CANYON CREEK RD IDAHO FALLS, ID 83402 (208)524-6268

Priority Date: 02/14/1967

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	6.130 CFS	1,333.50 AF
	<u>Total Diversion:</u>	6.130 CFS	1,333.50 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4	Sec. 5,	Twp 09N,	Rge 35E, B.M.
CLARK County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
09N	35E	5	NE	NW	SW	SE	6.0
					3.0	3.0	

T71616

11/12/2004

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 32-2132

09N 35E 6													3.0			4.0	3.0	10.0
09N 35E 7	40.0	40.0	40.0	40.0	30.0			28.0	27.0				19.0	25.0	40.0	31.0	37.0	397.0
09N 35E 8	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	600.0
09N 35E 17					10.0	18.0												28.0
09N 35E 18	2.0																	2.0

Total Acres: 1043

Conditions of Approval:

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C18 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.

Remarks:

1. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 381 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1043 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 32-00034, 32-00035, 32-00036, 32-00037, 32-02019, 32-02076, 32-02082.
2. Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 30.78 CFS. COMBINED RIGHT NOS.: 32-00034, 32-00035, 32-00036, 32-00037, 32-02019, 32-02076, 32-02082.

Comments:

1. AJU10-EC 7/29/1999 AJU10 CONDITION UPDATE
Comment: CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

T71616

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 32-2132

Dates and Other Information:

Licensed Date:
 Decreed Date: 10/27/2000
 Water Supply Bank Enrollment Accepted:
 Water Supply Bank Enrollment Removed:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number: 39576
 Judicial District: FIFTH
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
30.78		1043

Combined Water Rights: 32-34 , 32-35 , 32-36 , 32-37 , 32-2019 , 32-2076 ,
 32-2082 , 32-2132

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		1043

Combined Water Rights: 32-34 , 32-35 , 32-36 , 32-37 , 32-2019 , 32-2076 ,
 32-2082 , 32-2132

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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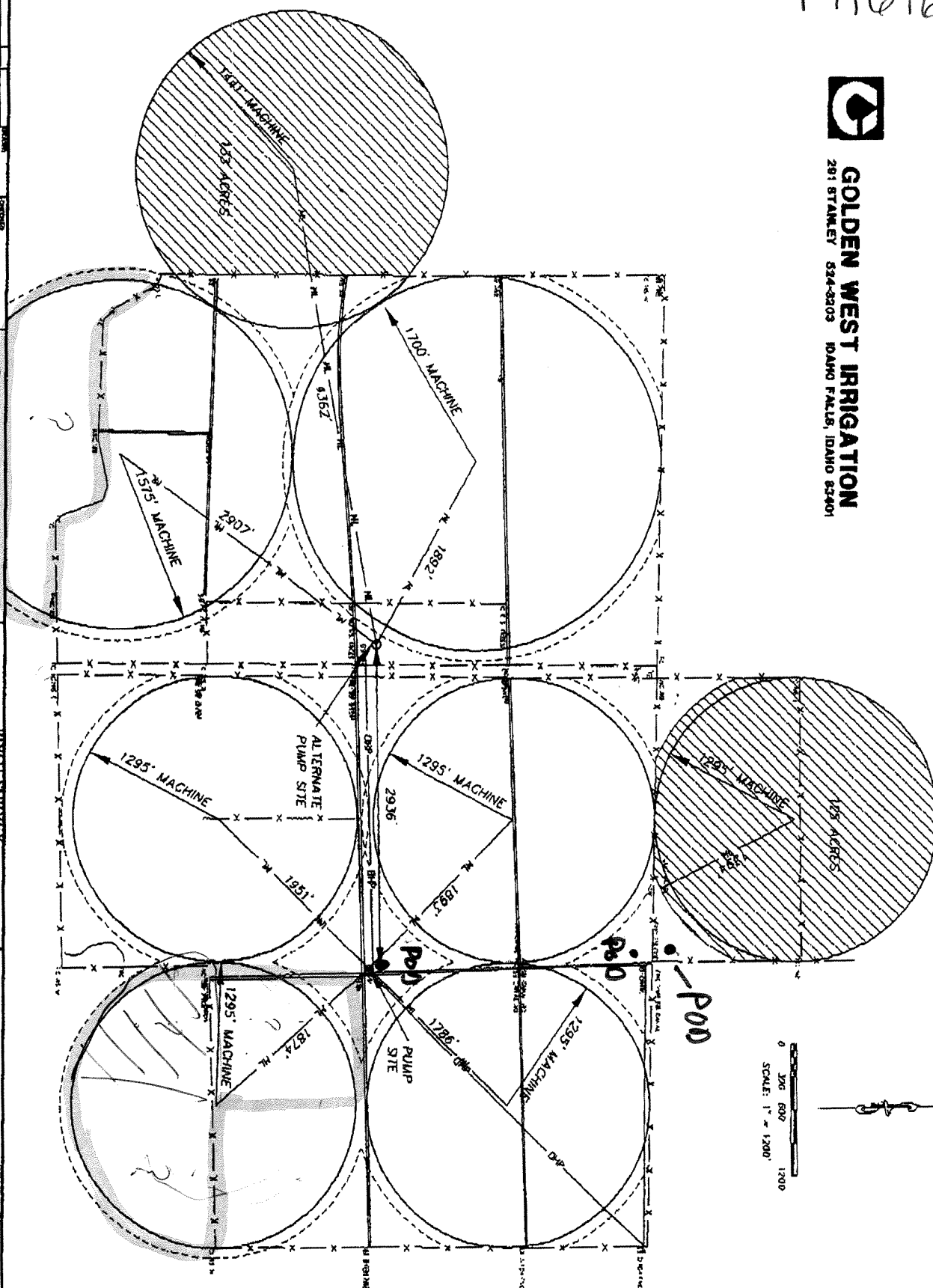
Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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T71616

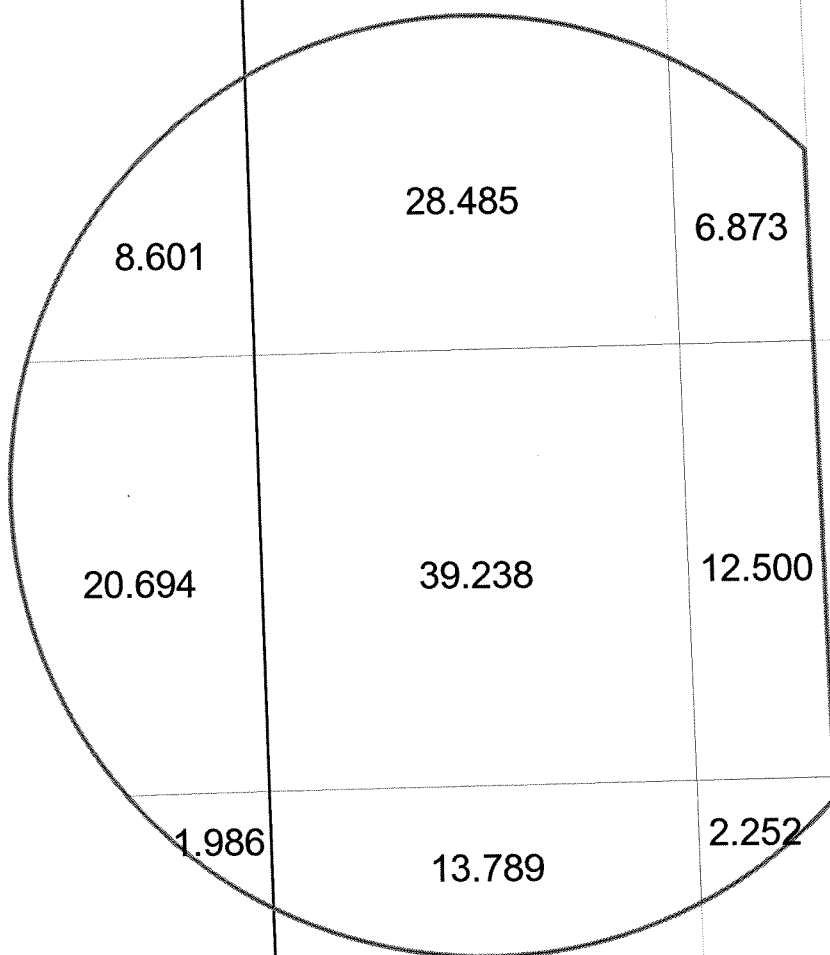


GOLDEN WEST IRRIGATION
291 STANLEY 534-3203 IDAHO FALLS, IDAHO 83401



Received Time Nov. 8. 12:38PM

T 71616



PART 3

B. CHANGES IN NATURE OF USE

1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ 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.



Carl Taylor Pres.
 (Signature of Applicant)

Subscribed and sworn to before me this 17 day of Nov, 2004.
Dave Carlson
 (Notary Public)

My commission expires 2/26/2008

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. Check by _____ Fee \$450 E030420

Received by DC Date 11/17/2004

Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

8 TC-20245

GRANT DEED

THIS INDENTURE is made as of July 24, 2003, by WANDA B. WOODFIELD, a widow and as Personal Representative of the Estate of Elman Thomas Woodfield, the "Grantor", to HOWARD TAYLOR & SONS, INC., an Idaho corporation, whose mailing address is Post Office Box 51780, Idaho Falls, Idaho 83405, the "Grantee".

WITNESSETH, that the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, and by these presents does grant and confirm unto the Grantee, and to Grantee's successors and assigns forever, all of the following described real property in the County of Clark, State of Idaho, to-wit:

Township 9 North, Range 34 East of the Boise Meridian, Clark County, Idaho.

Section 1: All

Section 12: All

Section 13: N $\frac{1}{2}$ NW $\frac{1}{4}$
SW $\frac{1}{4}$ NW $\frac{1}{4}$
NW $\frac{1}{4}$ NE $\frac{1}{4}$

Microfilm No. 050118
24 Day July 20 03
At 12:50 O'Clock P M
CONNIE S. OWEN
Clark Co. Recorder
Fee \$ 18-
Becky Nordstrom Deputy
Recorded at Request of
Bonn. Land

Township 9 North, Range 35 East of the Boise Meridian, Clark County, Idaho.

Section 5: SW $\frac{1}{4}$
Government Lot 4
SW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 6: All

Section 7: All

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTY:

- a. Township 9 North, Range 35 East of the Boise Meridian, Clark County, Idaho.

Section 7: SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$
SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 8: All

EXCEPTING THEREFROM ALL OF THE FOLLOWING
DESCRIBED PROPERTY:

- a. Township 9 North, Range 35 East of the Boise Meridian,
Clark County, Idaho.

Section 8: SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 10: SW $\frac{1}{4}$

Section 15: N $\frac{1}{2}$ NW $\frac{1}{4}$

Section 17: NE $\frac{1}{4}$ NE $\frac{1}{4}$
N $\frac{1}{2}$ NW $\frac{1}{4}$

Section 18: NE $\frac{1}{4}$
E $\frac{1}{2}$ NW $\frac{1}{4}$
E $\frac{1}{2}$ SE $\frac{1}{4}$

Township 10 North, Range 34 East of the Boise Meridian, Clark County,
Idaho.

Section 24: SE $\frac{1}{4}$ SW $\frac{1}{4}$
S $\frac{1}{2}$ SE $\frac{1}{4}$

EXCEPTING THEREFROM ALL OF THE FOLLOWING
DESCRIBED PROPERTY:

- a. That certain property conveyed to the State of Idaho for
roadway purposes by that certain State Highway Right of
Way Deed recorded in Book 3 at Page 652A of
Miscellaneous Records on July 2, 1951, records of Clark
County, Idaho.

Section 25: NE $\frac{1}{4}$
 E $\frac{1}{2}$ NW $\frac{1}{4}$
 NE $\frac{1}{4}$ SW $\frac{1}{4}$
 N $\frac{1}{2}$ SE $\frac{1}{4}$

EXCEPTING THEREFROM ALL OF THE FOLLOWING
 DESCRIBED PROPERTY:

- a. That certain property conveyed to the State of Idaho for roadway purposes by that certain State Highway Right of Way Deed recorded in Book 3 at Page 652A of Miscellaneous Records on July 2, 1951, records of Clark County, Idaho.

Township 10 North, Range 35 East of the Boise Meridian, Clark County, Idaho.

Section 19: SE $\frac{1}{4}$ SW $\frac{1}{4}$
 SE $\frac{1}{4}$
 Government Lot 4

EXCEPTING THEREFROM ALL OF THE FOLLOWING
 DESCRIBED PROPERTY:

- a. That certain property conveyed to the State of Idaho for roadway purposes by that certain State Highway Right of Way Deed recorded in Book 3 at Page 652A of Miscellaneous Records on July 2, 1951, records of Clark County, Idaho.

Section 20: W $\frac{1}{2}$
 W $\frac{1}{2}$ E $\frac{1}{2}$

EXCEPTING THEREFROM ALL OF THE FOLLOWING
 DESCRIBED PROPERTY:

- a. That certain property conveyed to the State of Idaho for roadway purposes by that certain State Highway Right of Way Deed recorded in Book 3 at Page 652A of

Miscellaneous Records on July 2, 1951, records of Clark
County, Idaho.

Section 29: N $\frac{1}{2}$
N $\frac{1}{2}$ SE $\frac{1}{4}$
E $\frac{1}{2}$ SW $\frac{1}{4}$
NW $\frac{1}{4}$ SW $\frac{1}{4}$

EXCEPTING THEREFROM ALL OF THE FOLLOWING
DESCRIBED PROPERTY:

- a. That certain property conveyed to Blaine L. Larsen and
Connie Larsen, husband and wife, for roadway purposes
by that certain Quitclaim Deed recorded as Instrument
No. 35901, records of Clark County, Idaho.

Section 30: E $\frac{1}{2}$
NE $\frac{1}{4}$ NW $\frac{1}{4}$
Government Lot 1
SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 31: Government Lots 1, 2, 3 and 4
E $\frac{1}{2}$ W $\frac{1}{2}$
W $\frac{1}{2}$ NE $\frac{1}{4}$
S $\frac{1}{2}$ SE $\frac{1}{4}$

Section 32: W $\frac{1}{2}$

SUBJECT to all real property taxes and assessments, all existing patent reservations, easements, rights of way, protective covenants and other matters of record, all applicable zoning ordinances, building codes, laws and regulations, and all encroachments, overlaps, boundary line disputes, claims of easements and other matters that would be disclosed by an accurate survey or inspection of the property.

TOGETHER with all water rights, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to said property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD, the property and the appurtenances unto the Grantee, and to Grantee's successors and assigns forever.

In construing this deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

GRANTOR:

Wanda B. Woodfield
Wanda B. Woodfield, a widow

Wanda B. Woodfield
Wanda B. Woodfield, as Personal
Representative of the Estate of Elman
Thomas Woodfield

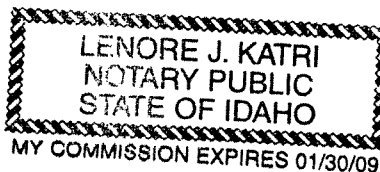
STATE OF IDAHO)
)ss.
County of Bonneville)

On the 24th day of July, 2003, before me, the undersigned, a notary public in and for said State, personally appeared Wanda B. Woodfield, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she 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.

(seal)

Lenore J. Katri
Notary Public for Idaho
Residing at Idaho Falls, Idaho
My Commission Expires: _____

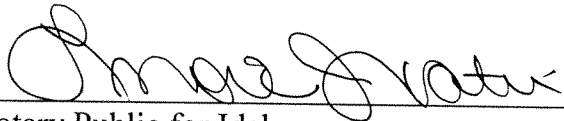


STATE OF IDAHO)
)ss.
 County of Bonneville)

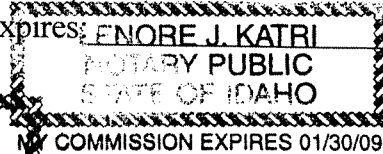
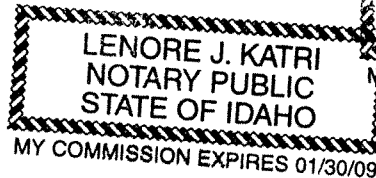
On the 24th day of July, 2003, before me, the undersigned, a notary public in and for said State, personally appeared Wanda B. Woodfield, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of Elman Thomas Woodfield, and acknowledged to me that such Personal Representative executed the same in such estate name.

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

(seal)


 Notary Public for Idaho
 Residing at Idaho Falls, Idaho
 My Commission Expires

G:\WPDATA\TWC\11019.01\Wanda Taylor.72103.gd.wpd



HOWARD TAYLOR & SONS, INC.

P.O. BOX 51780
IDAHO FALLS, IDAHO 83405
(208) 522-7770

T71616

Date: 6/3/04

Howard Taylor & Sons, the buyer, agrees to purchase from Todd Shenton, the seller, irrigation equipment and water from a deep well pump in Clark County, Idaho. Equipment to be purchased consists of:

- (a) 2 Lockwood pivots ten towers each.
- (b) One fuel tank on site
- (c) One 250 Hp gear drive motor, pump bowls, column & shaft and pump head.

All equipment is on site at Sec. 31T11NR35E and is sold in, as is condition.

Water right to be sold is Water Right #32-2135 with Idaho Dept. of Water Resources. Priority date is 4/15/1975 and is for 2.700 CFS & 903.00 AF.

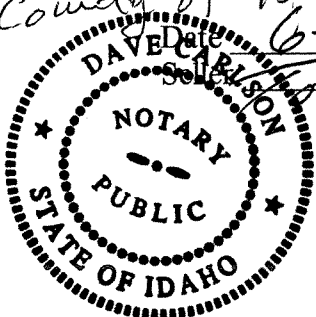
Point of Diversion is SE1/4SE1/4 NW1/2 of Sec. 31T11NR35E.

Howard Taylor & Sons also agrees to rent water and right from Todd Shelton until such time as transfer is completed. Rent is to be \$10.00 and other valuable consideration. Seller agrees to allow buyer to pump water from existing well for 2004 & 2005 irrigation years but no longer. Well can be moved to a new location at any time.

Contract is conditional upon being able to transfer water and right to Taylors downstream farm on Medicine Lodge Creek.

TS
C7 Total contract price is to be \$135,000. \$25,000 due upon signing, \$25,000 due prior to 6/01/05 and balance of \$85,000, due prior to 2005 irrigation season. If loss of usable water is substantial, cost will be lowered, to be determined by agreement between buyer and seller. Minimum price shall not be below \$100,000.

State of Idaho
County of Bonneville



Date 6/04/04
Buyer Carl Jayle

Subscribed and sworn before me this
4 day of June 2004
Dave Carson
Rigby, Id
7/17/04