

(Internet)

Page 1 of 6

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

Transfer No. 71518

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

250 7021

Name of applicant CHARLES D. PINTNER Phone 208 466-6951
Post Office address 13541 SURREY LN. NORTH PO, ID. 83086

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 SPLIT THE RIGHT & ADD A WELL
FOR SEPARATE IRRIGATION SYSTEM

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
CMP	63-3593	3-29-1967	26/58.5	11.5	3-15 to 11-15
	(PORTION)				to
	63-31978				to
					to

2. Total amount of water being transferred 126 cubic feet per second and/or 58.5 acre-feet per annum.

3. Source of water GROUND WATER tributary to _____

4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres 13

PART 1

6. General Information:

a. Description of diversion system Well, Pump, & Sphinkets,

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:

N.A.

d. Remarks:

2 PUMPS WILL ^{BE} USED IN THIS WELL, ONE FOR THIS
CIDR. TRANSFER & ONE WITH ACCOMPANYING TRANSFER.

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**

Transfer No. _____

Receipt No. _____

Current Water Right No. 63-3593

Priority Date: 03/29/1967

Origin: Adjudication Claim

Basis: License

Status: Active

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	3.94 CFS	832.5 AFA	
Total Diversion			3.94 CFS	832.0 AFA	

Source and Point(s) of Diversion:**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	
02N 02W 31			25.0		40.0	40.0	40.0	40.0									185.0
02N 03W 36	39.0	39.0	39.0	39.0	39.0	L 1 38.0	L 2 38.0	38.0	39.0	40.0	39.0	40.0	34.0	40.0	40.0	39.0	620.0

Total Acres: 805

Conditions/Remarks:

1. AC. IRR.=197.2.

TRANS. 2521.

EXTENSION OF TIME WAS VERBALLY GIVEN BY DAVE SHAW FOR SHERL CHAPMAN ON THIS CLAIM. THE EXTENSION WAS GIVEN ON 3/01/90 UNTIL 3/15/90.

CLAIM AMENDED 7/29/1993 TO REFLECT TRANS. 3699.

USE OF WATER UNDER THESE RIGHTS IS SUBJECT TO THE PROVISIONS OF AN AGREEMENT AND STIPULATION BETWEEN THE WATER RIGHT HOLDER AND PROTESTANTS DATED 8/3/1992.

THE WATER RIGHT HOLDER SHALL MAINTAIN A BI-DIRECTIONAL FLOW METER IN THE LINE BETWEEN SECTION 36, T2N, R3W, AND SECTION 31, T2N, R2W, B.M. THIS METER SHALL BE OPEN FOR INSPECTION BY THE HAT BUTTE CANAL CO. DITCH RIDER AND BY THE DEPARTMENT.

THERE SHALL BE NO NET EXCHANGE OF WATER BETWEEN THE ABOVE REFERENCED SECTIONS, AS DETERMINED DURING EACH TWO WEEK PERIOD WHEN THE HAT BUTTE SYSTEM IS DELIVERING WATER TO HAT BUTTE MEMBERS.

THIS RIGHT WHEN COMBINED WITH RIGHTS 02-02280/02422, 63-03593 IS LIMITED TO A COMBINED ANNUAL VOLUME OF 2790.0 ACRE FEET FROM THE SNAKE RIVER AND 832.5 ACRE FEET FROM GROUNDWATER.

THIS RIGHT WHEN CONSIDERED SEPARATELY IS LIMITED TO THE IRRIGATION OF 185 ACRES IN A SINGLE IRRIGATION SEASON.

THE INCLUSION OF THE SNAKE RIVER AS A SOURCE UNDER THIS RIGHT IS THE RESULT OF A TRANSFER REFLECTING CO-MINGLING OF GROUNDWATER (ORIGINALLY LISTED UNDER THIS RIGHT) AND SNAKE RIVER WATER (UNDER RIGHTS 02-02280/02368/02422).

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 126 CFS for 144 purposes from 3-15 to 11-15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: N-C

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
<u>2N</u>	<u>2W</u>	<u>31</u>			<u>13</u>														<u>13</u>

Total acres 13

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from BALANCE OF RIGHT to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

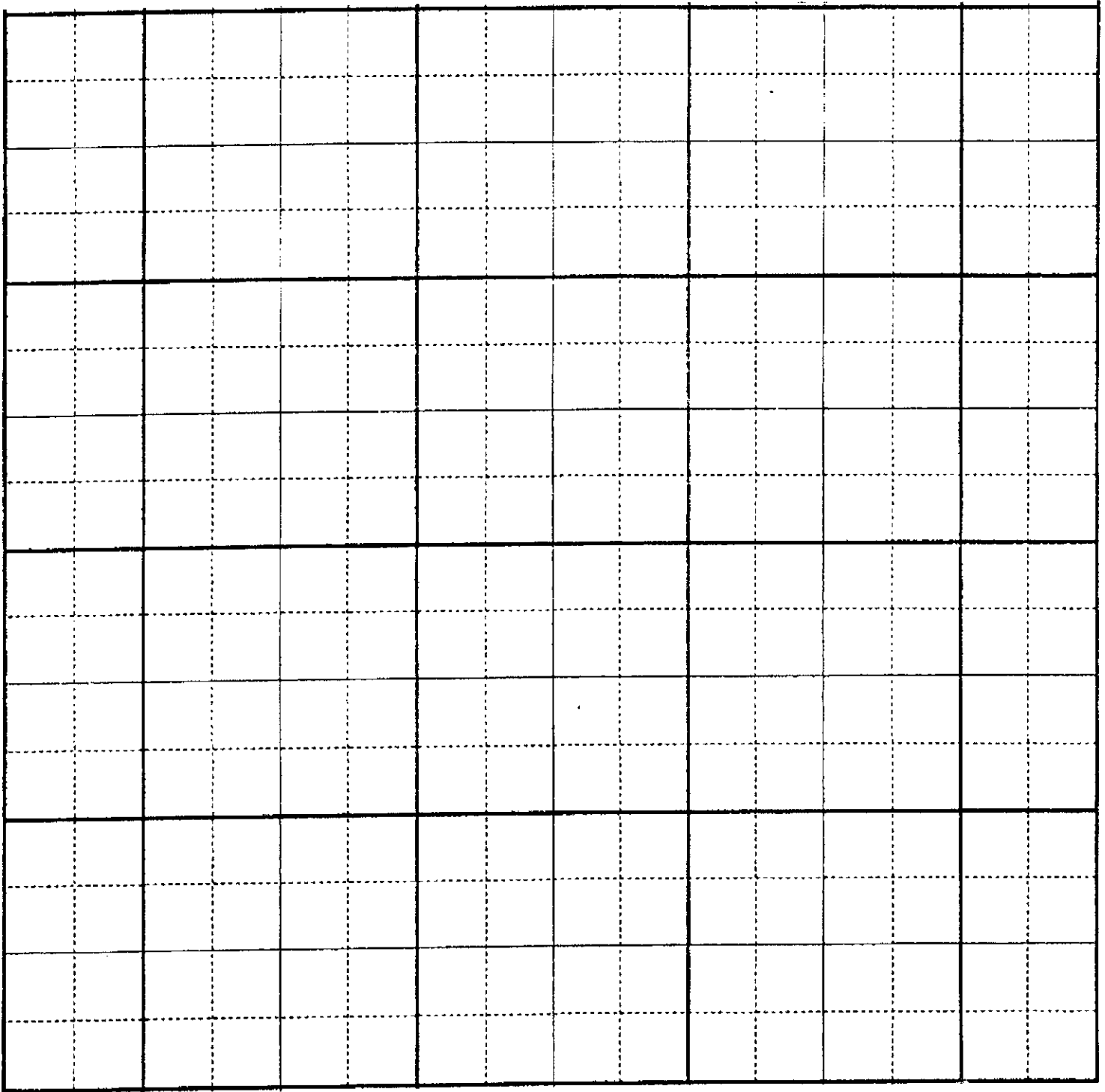
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

PART 3 *see attached plat map*

- 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.

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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>N/A.</u>			_____ to _____ _____ to _____

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

N/A.

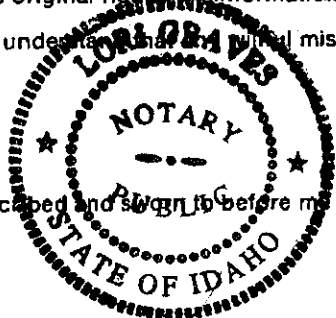
3. Describe effects on other water uses resulting from the proposed change:

N/A.

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 intentional misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this


Charles R. Smith
 (Signature of Applicant)
19th

day of

May2004

, 19

Lori Graves
 (Notary Public)

My commission expires

6/18/04**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and _____ attachmentsReceived by g Date 5/19/04 Protest filed by _____Prelim. check by _____ Fee \$250 W031723Receipted by g Date 5/19/04

Published in _____ 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 _____

RECORD OF SURVEY

A PART OF THE SW 1/4 NE 1/4, SECTION 31,
T. 2 N., R. 2 W., B.L., CANYON COUNTY, IDAHO
2002

200246591

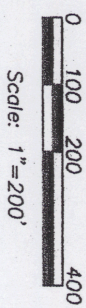
RECORDED

NOV 3 2002

CANYON COUNTY RECORDER

C. McLaughlin

Fee \$150



LEGEND

- Calculated point
- Found brass cap monument
- Set 5/8 inch dia. x 30 inch iron pin
- Found 5/8 inch dia. iron pin
- Found PK nail & washer PLS 3627
- Record data per ROS Inst. No. 8915008
- Property boundary line

REFERENCE SURVEYS

INST. # 8915008 (ROS)

CERTIFICATE OF SURVEYOR

I, Richard A. Gray do hereby certify that I am a Professional Land Surveyor licensed by the State of Idaho, and that this Record of Survey correctly represents a survey made by me or under my direct supervision in conformance with Idaho Code 31-2709, 1947 and accepted procedures of land surveying. I further certify that I have complied with Title 55, Chapter 16, Idaho Code.

Richard A. Gray

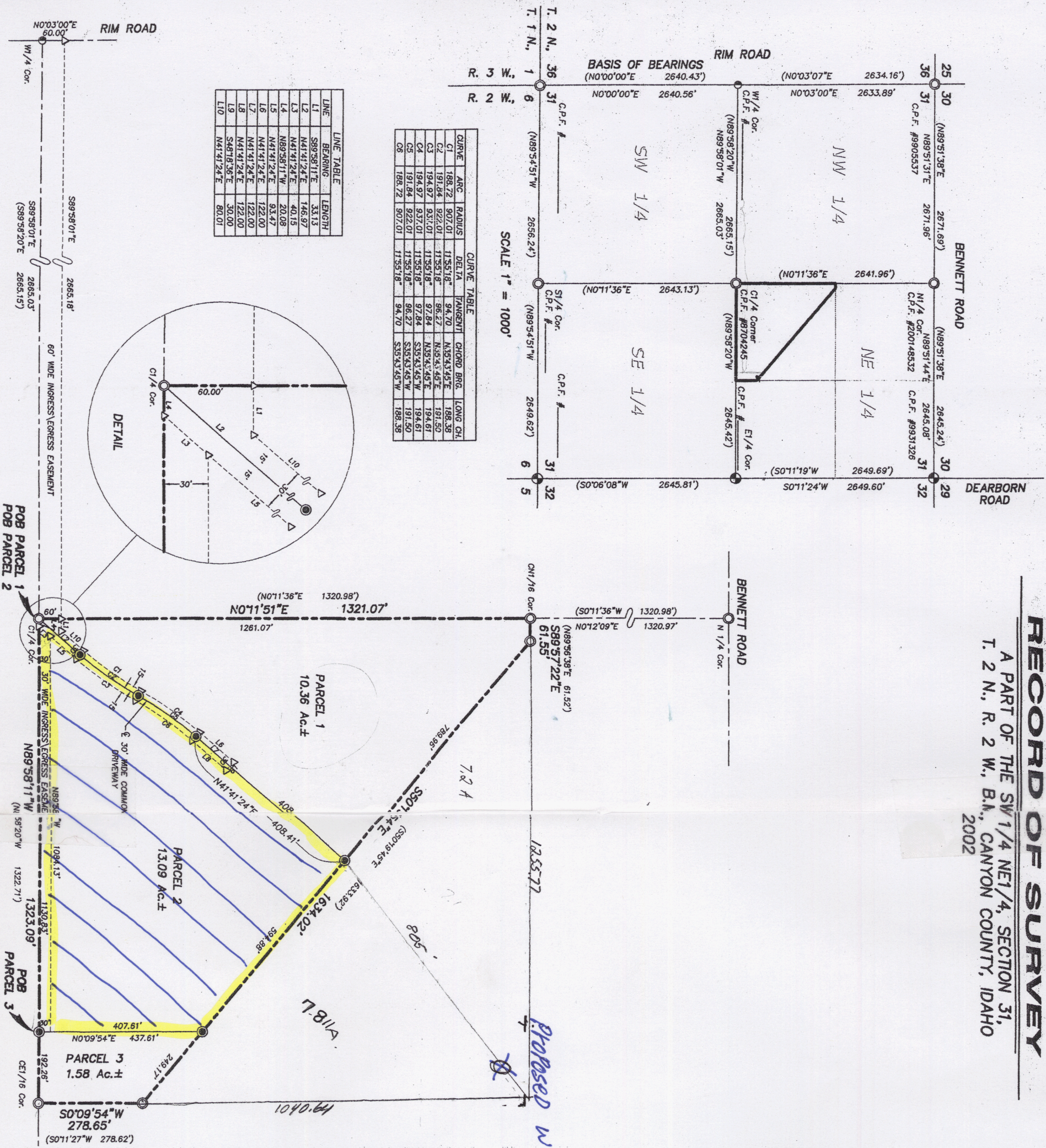


P.L.S. License No. 7732

Proportion of water right # 63-03593

Shut down all right of way out to Rim Rd.

INDEX NO. 224-31-1-3-0-00-00
SURVEY FOR: CHARLIE PINTLER ATTACHMENT A



CURVE	ARC	RADIUS	DELTA	TANGENT	CHORD BRG.	LONG CH.
C1	188.72	907.01	1135.18	94.70	N134.145E	188.38
C2	191.44	922.01	1135.18	96.27	N334.45E	191.50
C3	194.97	937.01	1135.18	97.84	N334.45E	194.61
C4	194.97	937.01	1135.18	97.84	S334.45W	194.61
C5	191.44	922.01	1135.18	96.27	S334.45W	191.50
C6	188.72	907.01	1135.18	94.70	S334.45W	188.38

LINE	BEARING	LENGTH
L1	S89°58'11"E	33.13
L2	N41°41'24"E	146.97
L3	N41°41'24"E	40.15
L4	N89°58'11"W	20.09
L5	N41°41'24"E	93.47
L6	N41°41'24"E	122.00
L7	N41°41'24"E	122.00
L8	N41°41'24"E	122.00
L9	S48°18'36"E	30.00
L10	N41°41'24"E	80.01

PROPOSED P/U

200414641

RECORDED

2004 MAR 18 PM 4 25

G NOEL HALE
CANYON CITY RECORDER
BY *C. McLaughlin*

TITLEONE

REQUEST
MORE *Deed* FEE *18.00*



www.titleonecorp.com

Order No.: C034192

CORPORATION WARRANTY DEED

For Value Received HARVEST FARM CO., AN IDAHO CORPORATION, WHO ACQUIRED TITLE AS BING FROST RANCH, INC.

A Corporation duly organized and existing under the laws of the State of IDAHO hereby Grant, Bargain, Sell and Convey unto CHARLES D. PINTLER and CAROL L. PINTLER, HUSBAND AND WIFE

Whose current address is: 13541 SURREY LN, NAMPA, ID 83686

The following described real estate, to-wit: *CH C.L.P.*

SEE ATTACHED EXHIBIT "A"

TOGETHER WITH A PORTIONATE SHARE OF THE GROUND WATER FROM WATER RIGHT #63-3593.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed.

Dated: February 27, 2004

HARVEST FARM CO.

BY: *Russell B. Hooper*
PRESIDENT

STATE OF *California*
COUNTY OF *Los Angeles*

ON THIS *27th* DAY OF FEBRUARY IN THE YEAR 2004, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE PERSONALLY APPEARED, *Russell B. Hooper* KNOWN TO ME TO BE THE *President* OF THE CORPORATION THAT EXECUTED THIS INSTRUMENT AND 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.

Mary N. Lombardi
RESIDING AT: *Los Angeles, CA*
MY COMMISSION EXPIRES ON: *11-21-07*



ATTACHMENT B

EXHIBIT "A"

PARCEL 1

A parcel of land located in the Southwest Quarter of the Northeast Quarter of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows;

Commencing at the Southwest corner of the Northwest Quarter (West Quarter corner), of said Section 31, said corner monumented with a found p.k. nail and washer stamped "P.L.S. 3627"; thence South 89° 58'01" East, a distance of 2665.03 feet (formerly South 89° 58'20" East, a distance of 2665.15 feet) along the Southerly boundary of said Northwest Quarter of the Southeast corner of said Northwest Quarter (Center Quarter Corner), said corner monumented with a found 5/8 inch diameter iron pin and being the POINT OF BEGINNING; thence

North 0° 11 '51" East, a distance of 1321.07 feet (formerly North 0° 11 '36" East, a distance of 1320.98 feet) along the Westerly boundary of said Southwest Quarter Northeast Quarter, to the Northwest corner of said Southwest Quarter Northeast Quarter, said corner monumented with a found 5/8 inch diameter iron pin; thence South 89° 57'22" East, a distance of 61.55 feet (formerly North 89° 56'38" East, a distance of 61.52 feet) along the Northerly boundary of said Southwest Quarter Northeast Quarter, to a found 5/8 inch diameter iron pin; thence

South 50° 19'54" East, (formerly South 50° 19'45" East), a distance of 789.96 feet to a set 5/8 inch diameter iron pin; thence

South 41° 41 '24" West, a distance of 530.41 feet to a set 5/8 inch diameter iron pin; thence 191.84 feet along the arc of a curve to the left, with a central angle of 11 ° 55'18" a radius of 922.01 feet, and a chord which bears South 35° 43'45" West, a distance of 191.50 feet to a point of reverse curvature, said point monumented with a set 5/8 inch diameter iron pin; thence 191.84 feet along the arc of a curve to the right, with a central angle of 11 ° 55'18" a radius of 922.01 feet, and a chord which bears

South 35° 43'45" West, a distance of 191.50 feet to a point of tangency, said point monumented with a set 5/8 inch diameter iron pin; thence

South 41° 41'24" West, a distance of 146.97 feet to the POINT OF BEGINNING.

TOGETHER WITH:

A 60.00 foot wide ingress and egress easement being the Southerly 60.00 feet of the Northwest Quarter of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows;

BEGINNING at the Southwest corner of said Northwest Quarter, (West Quarter Corner) said corner monumented with a found p.k. nail and washer stamped "P.L.S. 3627"; thence

North 0° 03'00" East, (formerly North 0° 03'07" East), a distance of 60.00 feet along the Westerly boundary of said Northwest Quarter to a point; thence

South 89° 58'01" East, a distance of 2665.18 feet parallel with the Southerly boundary of said Northwest Quarter to a point on the Easterly boundary of said Northwest Quarter; thence

South 0° 11 '51" West, (formerly South 0° 11 '36" West), a distance of 60.00 feet to the Southeast corner of said Northwest Quarter (Center Quarter Corner), said corner monumented with a found 5/8 inch diameter iron pin; thence

North 89° 58'01" West, a distance of 2665.03 feet (formerly North 89° 58'20" West, a distance of 2665.15 feet), along the Southerly boundary of said Northwest Quarter to the POINT OF BEGINNING

TOGETHER WITH:

An ingress and egress easement lying in the Southwest Quarter Northeast Quarter of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows;

Exhibit "A"

Legal Description

BEGINNING at the Southwest corner of said Southwest Quarter Northeast Quarter (Center Quarter Corner) said corner monumented with a found 5/8 inch diameter iron pin; thence North 41° 41'24" East, a distance of 146.97 feet to a point of a tangent curve left; thence 191.84 feet along the arc of a curve to the left, with a central angle of 11° 55'18" a radius of 922.01 feet and a chord which bears North 35° 43'45" East, a distance of 191.50 feet to a point of reverse curvature; thence 191.84 feet along the arc of a curve to the right, with a central angle of 11° 55'18" a radius of 922.01 feet and a chord which bears North 35° 43'45" East, a distance of 191.50 feet to a point of tangency; thence North 41° 41'24" East, a distance of 122.00 feet to a point; thence South 48° 18'36" East, a distance of 15.00 feet to a point; thence South 41° 41'24" West, a distance of 122.00 feet to a point of a tangent curve left; thence 188.72 feet along the arc of a curve to the left, with a central angle of 11° 55'18" a radius of 907.01 feet and a chord which bears South 35° 43'45" West, a distance of 188.38 feet to a point of reverse curvature; thence 194.97 feet along the arc of a curve to the right, with a central angle of 11° 55'18" a radius of 937.01 feet and a chord which bears South 35° 43'45" West, a distance of 194.61 feet to a point of tangency; thence South 41° 41'24" West, a distance of 40.15 feet to a point on the Southerly boundary of said Southwest Quarter Northeast Quarter; thence North 89° 58'11" West, (formerly North 89° 58'20" West), a distance of 20.08 feet, along the Southerly boundary of said Southwest Quarter Northeast Quarter to the POINT OF BEGINNING of said easement.

SUBJECT TO:

An ingress and egress easement lying in the Southwest Quarter Northeast Quarter of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows;

BEGINNING at the Southwest corner of said Southwest Quarter Northeast Quarter, (Center Quarter Corner) said corner monumented with a found 5/8 inch diameter iron pin; thence North 0° 11 '51" East, (formerly North 0° 11 '36" East), a distance of 60.00 feet along the Westerly boundary of said Southwest Quarter Northeast Quarter to a point; thence

South 89° 58'11" East, a distance of 33.13 feet parallel with a Southerly boundary of said Southwest Quarter Northeast Quarter to a point; thence North 41° 41'24" East, a distance of 80.01 feet to a point of a tangent curve left; thence 188.72 feet along the arc of a curve to the left, with a central angle of 11° 55'18" a radius of 907.01 feet and a chord which bears North 35° 43'45" East, a distance of 188.38 feet to a point of reverse curvature; thence 194.97 feet along the arc of a curve to the right, with a central angle of 11° 55'18" a radius of 937.01 feet and a chord which bears North 35° 43'45" East, a distance of 194.61 feet to a point of tangency; thence North 41° 41'24" East, a distance of 122.00 feet to a point; thence South 48° 18'36" East, a distance of 15.00 feet to a point; thence South 41° 41'24" West, a distance of 122.00 feet to a point of a tangent curve left; thence 191.84 feet along the arc of a curve to the left, with a central angle of 11° 55'18" a radius of 922.01 feet and a chord which bears South 35° 43'45" West, a distance of 191.50 feet to a point of reverse curvature; thence 191.84 feet along the arc of a curve to the right, with a central angle of 11° 55'18" a radius of 922.01 feet and a chord which bears South 35° 43'45" West, a distance of 191.50 feet to a point of tangency; thence South 41° 41'24" West, a distance of 146.97 feet to the POINT OF BEGINNING.

PARCEL 2

A parcel of land located in the Southwest Quarter of the Northeast Quarter of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Commencing at the Southwest corner of the Northwest (West Quarter Corner), of said Section 31, said corner monumented with a found p.k. nail and washer stamped P.L. S. 3627; thence South 89° 58'01" East, a distance of 2665.03 feet (formerly South 89° 58'20" East, a distance of 2665.15 feet)

Exhibit "A"

Legal Description

along the Southerly boundary of said Northwest Quarter to the Southeast corner of said Northwest Quarter (Center Quarter Corner), said corner monumented with a found 5/8 inch diameter iron pin and being the POINT OF BEGINNING; thence

North 41° 41'24" East, a distance of 146.97 feet to a point of a tangent curve left, said point monumented with a set 5/8 inch diameter iron pin; thence 191.84 feet along the arc of a curve to the left, with a central angle of 11° 55'18" a radius of 922.01 feet, and a chord which bears

North 35° 43'45" East, a distance of 191.50 feet to a point of reverse curvature, said point monumented with a set 5/8 inch diameter iron pin; thence 191.84 feet along the arc of a curve to the right, with a central angle of 11° 55'18" a radius of 922.01 feet, and a chord which bears

North 35° 43'45" East, a distance of 191.50 feet to a point of tangency, said point monumented with a set 5/8 inch diameter iron pin; thence

North 41° 41'24" East, a distance of 530.41 feet to a set 5/8 inch diameter iron pin; thence

South 50° 19'54" East, (formerly South 50° 19'45" East), a distance of 594.88 feet to a set 5/8 inch diameter iron pin; thence

South 0° 09'54" West, a distance of 437.61 feet parallel with the Easterly boundary of said Southwest Quarter Northeast Quarter, to a point on the Southerly boundary of said Southwest Quarter Northeast Quarter, said point monumented with a set 5/8 inch diameter iron pin; thence

North 89° 58'11" West, (formerly North 89° 58'11" East), a distance of 1130.83 feet along the Southerly boundary of said Southwest Quarter Northeast Quarter to the POINT OF BEGINNING.

TOGETHER WITH:

A 60.00 foot wide ingress and egress easement being the Southerly 60.00 feet of the Northwest Quarter of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

BEGINNING at the Southwest corner of said Northwest Quarter, (West Quarter Corner) said corner monumented with a found p.k. nail and washer stamped "P.L.S. 3627"; thence

North 0° 03'00" East, (formerly North 0° 03'07" East), a distance of 60.00 feet along the Westerly boundary of said Northwest Quarter to a point; thence

South 89° 58'01" East, a distance of 2665.18 feet parallel with the Southerly boundary of said Northwest Quarter to a point on the Easterly boundary of said Northwest Quarter; thence

South 0° 11 '51" West, (formerly South 0° 11 '36" West), a distance of 60.00 feet to the Southeast corner of said Northwest Quarter (Center Quarter Corner), said corner monumented with a found 5/8 inch diameter iron pin; thence

North 89° 58'01" West, a distance of 2665.03 feet, (formerly North 89° 58'20" West, a distance of 2665.15 feet), along the Southerly boundary of said Northwest Quarter to the POINT OF BEGINNING of said easement.

TOGETHER WITH:

An ingress and egress easement lying in the Southwest Quarter Northeast Quarter of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows;

BEGINNING at the Southwest corner of said Southwest Quarter Northeast Quarter, (Center Quarter Corner) said corner monumented with a found 5/8 diameter iron pin; thence

North 0° 11 '51" East, (formerly North 0° 11 '36" East), a distance of 60.00 feet along the Westerly boundary of said Southwest Quarter Northeast Quarter to a point; thence

South 89° 58'11" East, a distance of 33.13 feet parallel with the Southerly boundary of said Southwest Quarter Northeast Quarter to a point; thence

North 41° 41'24" East, a distance of 80.01 feet to a point of tangent curve left; thence 188.72 feet along the arc of a curve to the left, with a central angle of 11° 55'18" a radius of 907.01 feet and a chord which bears

North 35° 43'45" East, a distance of 188.38 feet to a point of reverse curvature; thence 194.97 feet along the arc of a curve to the right, with a central angle of 11° 55'18" a radius of 937.01 feet and a chord which bears

Exhibit "A"

Legal Description

North 35° 43'45" East, a distance of 194.61 feet to a point of tangency; thence
North 41° 41'24" East, a distance of 122.00 feet to a point; thence
South 48° 18'36" East, a distance of 15.00 feet to a point; thence
South 41° 41'24" West, a distance of 122.00 feet to a point of a tangent curve left; thence 191.84 feet along the
arc of a curve to the left, with a central angle of 11 ° 55'18" a radius of 922.01 feet and a chord which bears
South 35° 43'45" West, a distance of 191.50 feet to a point of reverse curvature; thence 191.84 feet along the
arc of a curve to the right, with a central angle of 11 ° 55'18" a radius of 922.01 feet and a chord which bears
South 35° 43'45" West, a distance of 191.50 feet to a point of tangency; thence
South 41° 41'24" West, a distance of 146.97 feet to the POINT OF BEGINNING of said easement.

SUBJECT TO:

An ingress and egress easement lying in the Southwest Quarter Northeast Quarter of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows;

BEGINNING at the Southeast corner of said Southwest Quarter Northeast Quarter (Center Quarter Corner) said corner monumented with a found 5/8 inch diameter iron pin; thence
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North 35° 43'45" East, a distance of 191.50 feet to a point of reverse curvature; thence 191.84 feet along the arc of a curve to the right, with a central angle of 11 ° 55'18" a radius of 922.01 feet and a chord which bears
North 35° 43'45" East, a distance of 191.50 feet to a point of tangency; thence North 41° 41'24" East, a distance of 122.00 feet to a point; thence
South 48° 18'36" East, a distance of 15.00 feet to a point; thence
South 41° 41'24" West, a distance of 122.00 feet to a point of tangent curve left; thence 188.72 feet along the arc of a curve to the left, with a central angle of 11 ° 55'18" a radius of 907.01 feet and a chord which bears
South 35° 43'45" West, a distance of 188.38 feet to a point of reverse curvature; thence 194.97 feet along the arc of a curve to the right, with a central angle of 11 ° 55'18" a radius of 937.01 feet and a chord which bears
South 35° 43'45" West, a distance of 194.61 feet to a point of tangency; thence
South 41° 41'24" West, a distance of 93.47 feet to a point; thence
South 89° 58'11" East, a distance of 1084.13 feet parallel with the Southerly boundary of said Southwest Quarter Northeast Quarter to a point; thence
South 0° 09'54" West, a distance of 30.00 feet to a point on the Southerly boundary of said Southwest Quarter Northeast Quarter; thence
North 89° 58'11" West, (formerly North 89° 58'20" West), a distance of 1130.83 feet along the Southerly boundary of said Southwest Quarter Northeast Quarter to the POINT OF BEGINNING of said easement.

PARCEL 3

A parcel of land located in the Southwest Quarter of the Northeast Quarter of Section 31, Township 2 North Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:
Commencing at the Southwest corner of the Northwest Quarter (West Quarter Corner), of said Section 31, said corner monumented with a found p.k. nail and washer by P .L.S. 3627; thence
South 89° 58'01" East, a distance of 3795.86 feet (formerly South 89° 58'20" East,) along the Southerly boundary of the North Half of said Section 31, said corner monumented with a set 5/8 inch diameter iron pin and being the POINT OF BEGINNING. thence
North 0° 09'54" East, a distance of 437.61 feet parallel with the Easterly boundary of said Southwest Quarter of the Northeast Quarter, said corner monumented with a set 5/8 inch diameter iron pin; thence
South 50° 19'54" East, a distance of 249.17 feet (formerly South 50° 19'45" East,) to a found 5/8 inch diameter iron pin; thence
South 0° 09'54" West, a distance of 278.65 feet (formerly South 0° 11 '27" West), along the Easterly boundary of said Southwest Quarter of the Northeast Quarter, to the Southeast corner of said Southwest Quarter of the Northeast Quarter, said point monumented with a found 5/8 inch diameter iron pin; thence

Exhibit "A"

Legal Description

North 89° 58'01" West, a distance of 192.26 feet along the Southerly boundary of said Southwest Quarter of the Northeast Quarter to the POINT OF BEGINNING.

TOGETHER WITH:

A 60.00 foot wide ingress and egress easement being the Southerly 60.00 feet of the Northwest Quarter of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows;

BEGINNING at the Southwest corner of said Northwest Quarter, (West Quarter corner), said corner monumented with a found p.k. nail and washer stamped lip .L.S. 3627"; thence North 0° 03'00" East, (formerly North 00 03'07" East), a distance of 60.00 feet along the Westerly boundary of said Northwest Quarter to a point; thence South 89° 58'01" East, a distance of 2665.18 feet parallel with the Southerly boundary of said Northwest Quarter to a point on the Easterly boundary of said Northwest Quarter; thence South 0° 11 '51" West, (formerly South 00 11 '36" West), a distance of 60.00 feet to the Southeast corner of said Northwest Quarter (Center Quarter Corner), said corner monumented with a found 5/8 inch diameter iron pin; thence North 89° 58'01" West, a distance of 2665.03 feet, (formerly North 89° 58'20" West, a distance of 2665.15 feet), along the Southerly boundary of said Northwest Quarter to the POINT OF BEGINNING of said easement.

ALSO TOGETHER WITH:

An ingress and egress easement lying in the Southwest Quarter Northeast Quarter of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows;

BEGINNING at the Southwest corner of said Southwest Quarter Northeast Quarter (Center Quarter Corner) said corner monumented with a found 5/8 inch diameter iron pin; thence North 0° 11 '51" East, (formerly North 0° 11 '36" East), a distance of 60.00 feet along the Westerly boundary of said Southwest Quarter Northeast Quarter to a point; thence South 89° 58'01" East, a distance of 33.13 feet parallel with the Southerly boundary of said Southwest Quarter Northeast Quarter to a point; thence South 24° 08'25" East, a distance of 32.88 feet to a point lying 30.00 feet Northerly of the Southerly boundary of said Southwest Quarter Northeast Quarter; thence South 89° 58'01" East, a distance of 1084.13 feet along a line parallel with and 30.00 feet Northerly from the Southerly boundary of said Southwest Quarter Northeast Quarter to a point; thence South 0° 09'54" West, a distance of 30.00 feet to a point on the Southerly boundary of said Southwest Quarter Northeast Quarter; thence North 89° 58'01" West, (formerly North 89° 58'20" West), a distance of 1130.83 feet along the Southerly boundary of said Southwest Quarter Northeast Quarter to the POINT OF BEGINNING of said easement.

Exhibit "A"

Legal Description

PROPOSED P/D

200414642

RECORDED

MAR 18 PM 4 25

3 NOEL HALE'S
CANYON CITY RECORDER
P.V. *McLaughlin*

TITLEONE

REQUEST
TYPE *Doc* FEB 9.00



Order No.: C044912

WARRANTY DEED

FOR VALUE RECEIVED,

RONALD AKINA, SR. and CLEO ANN AKINA, husband and wife

The Grantor(s), do(es) hereby grant, bargain sell and convey unto

CHARLES PINTLER and CAROL PINTLER, husband and wife

whose current address is TBD DEARBORNE RD NAMPA, ID 83686

the Grantee(s), the following described premises, in Canyon County, Idaho, TO WIT:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT: Subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility easements (if any) for the current year, which are not due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: 03/01/04

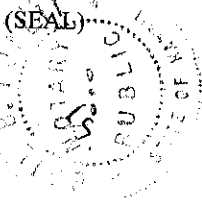
Ronald Akina SR
RONALD AKINA, SR.

Cleo Ann Akina
CLEO ANN AKINA

STATE OF Hawaii
COUNTY OF Hawaii

ON THIS 2 OF MARCH, 2004, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC PERSONALLY APPEARED, RONALD AKINA, SR., ~~CLEO ANN AKINA~~, KNOWN TO ME OR PROVEN TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME ~~THAT THEY~~ EXECUTED THE SAME.

Gail B. Kualii
Gail B. Kualii
NOTARY PUBLIC
RESIDING AT: *Hilo, HI 96720*
MY COMMISSION EXPIRES: *07-07-2006*



ATTACHMENT C

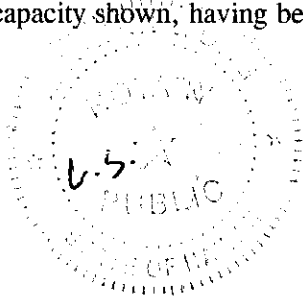
STATE OF HAWAII

CITY & COUNTY OF HONOLULU

) SS.

On this 9th day of March, 2004 before me appeared CLEO ANN AKINA

to me personally known, who being by me duly sworn or affirmed, did
say that such person(s) executed the foregoing instrument as the free act and deed of such person(s), and if applicable in
the capacity shown, having been duly authorized to execute such instrument in such capacity.



Mei Wah Wong

MEI-WAH WONG

Notary Public, State of Hawaii [FIRST Judicial Circuit]

My Commission expires: SEPTEMBER 23, 2005

ATTENTION NOTARY: Although the information below is OPTIONAL, it could prevent fraudulent attachment of this acknowledgement to another document.

THIS MUST BE
ATTACHED TO THE
DOCUMENT DESCRIBED
AT THE RIGHT:

Title/type of document: WARRENTY DEED Date of document: 03/01/2004

Number of pages in body of document (excluding, e.g., all acknowledgements and exhibits): ONE

Signer(s) other than named above: ONE

EXHIBIT "A"

PARCEL I

A portion of the Southwest Quarter of the Northeast Quarter of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described, to-wit:

COMMENCING at a brass monument marking the Southeast corner of the Southeast Quarter of the Northeast Quarter of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho; thence North 89° 06' 27" West a distance of 1,322.71 feet (formerly stated as 1,326.85 feet) to the Southeast corner of the Southwest Quarter of the Northeast Quarter of said Section 31; thence North 01° 03' 20" East a distance of 278.62 feet (formerly stated as North 01° 00' 28" East a distance of 282.26 feet) along the Easterly boundary of the said Southwest Quarter of the Northeast Quarter to a found 5/8-inch iron pin with a plastic cap, the INITIAL POINT of this description; thence North 49° 27' 52" West a distance of 1,633.92 feet (formerly stated as 1,628.21 feet) to a found 5/8-inch iron pin with a plastic cap on the Northerly boundary of the said Southwest Quarter of the Northeast Quarter; thence South 89° 11' 29" East a distance of 1,261.14 feet (formerly stated as 1,255.77 feet) along the said Northerly boundary to the Northeast corner of the Southwest Quarter of the Northeast Quarter marked by a found 5/8-inch iron pin with a plastic cap; thence South 01° 03' 20" West a distance of 1,044.29 feet (formerly stated as South 01° 00' 08" West a distance of 1,040.64 feet) along the Easterly boundary of the said Southwest Quarter of the Northeast Quarter to the INITIAL POINT of this description.

PARCEL II

An easement for ingress and egress over and across the following described real property:

The Easterly 28 feet of the Southerly 300 feet of the Southwest Quarter of the Northeast Quarter; ALSO the Southerly 28 feet of the Southwest Quarter of the Northeast Quarter AND the Southerly 28 feet of the Northwest Quarter, all in said Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho.