

Transfer No. 71183

Receipt No. 5026674

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

1. Applicant Information GLANBIA FOODS INC
 1728 S 2300 E
 GOODING ID 83330
 (208)934-8195

RECEIVED

APR 20 2004

Department of Water Resources
Southern Region

Will this transfer result in an ownership change? X Yes No

2. Current Water Right

	Origin/Basis	Rate	Volume	Acre Limit	Part 2 Attached for Each Right	
					Total Acres	Source
37-7252A	WR/License	3.09	592.0		148.0	GROUND WATER
37-7677	WR/License	2.00	520.0		130.0	GROUND WATER
37-7252B	WR/License	0.21	40.0		10.0	GROUND WATER

3. Purpose of Transfer (Change Proposed)

Right	Split	POD	POU	Part 3A Attached for Each Proposed Right		
				Add POD	Period of Use	Nature of Use
37-7252A	NO	NO	YES	YES	NO	NO
37-7677	NO	NO	YES	YES	NO	NO
37-7252B	NO	NO	YES	YES	NO	NO

Describe the reason for the proposed changes

Glanbia has purchased a nearby farm from Wolfe and water rights from another nearby farm owned by Woods. The intent is to create a permissible place of use for these rights which also includes lands served by the Big Wood Canal Company (329.66 shares). Two existing wells on these properties will be tied together with four other existing wells on a separate farm to the north (Old Arkoosh Farm). The four wells on the other farm will be backup wells. It is not the intent to use the ground water rights on the Old Arkoosh farm to the north on these lands. It is the intent that wastewater from the Glanbia processing plant will be land applied to these lands as it is currently applied on the Old Arkoosh farm. The wastewater will be addressed under a separate companion transfer.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

Does not apply.

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

Does not apply

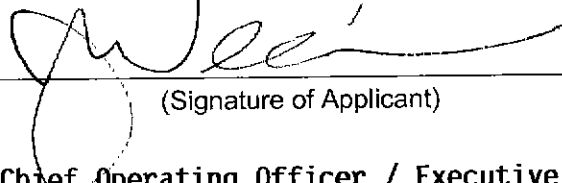
5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
37-7252A	3.09 cfs	148.0	622.0	592.0 af
37-7677	2.00 cfs	130.0	622.0	520.0 af
37-7252B	0.21 cfs	10.0	622.0	40.0 af
TOTAL	5.30 cfs	288.0	622.0	1,152.0 af

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**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

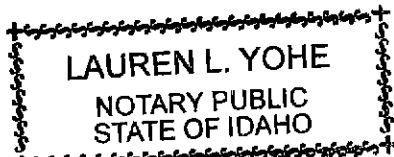
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.



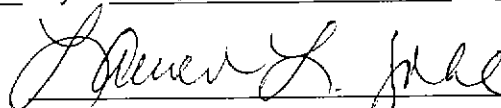
(Signature of Applicant)

Chief Operating Officer / Executive Vice
(Title or Office) President

Subscribed and sworn to before me this 20th day of April, 2004.



My commission expires 5/19/07



(Notary Public)

Residing at Jerome, Idaho

Transfer No. 71183

Receipt No. _____

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

Current Water Right No. 37-7252A

Priority Date: July 24, 1973

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	3.09 CFS	592.0 AFA	
	Total Diversion	3.09 CFS	592.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER L1 (SWNWNW) Sec. 7 Twp 06S Rge 16E GOODING 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	
06S	15E	12	40.0			39.0													79.0
06S	16E	7					40.0	29.0											69.0
							L 1	L 2											

Total Acres: 148

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.
2. USE OF THIS RIGHT IS COMBINED WITH WATER FROM AMERICAN FALLS RESERVOIR DIST. NO. 2.
3. USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL CO.

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Documentation of Ownership of the Current Place of Use

See attached

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

No

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

None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

No

Transfer No. 71183

Receipt No. _____

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

Current Water Right No. 37-7677

Priority Date: September 15, 1977

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	2.00 CFS	520.0 AFA	
Total Diversion		2.00 CFS	520.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWNESE Sec. 12 Twp 06S Rge 15E GOODING 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	
06S 15E 12													34.0	39.0	37.0	20.0	130.0

Total Acres: 130

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.
2. USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL CO.

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Documentation of Ownership of the Current Place of Use

See attached

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

No

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

None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

No

Transfer No. 71183

Receipt No. _____

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

Current Water Right No. 37-7252B

Priority Date: July 24, 1973

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	0.21 CFS	40.0 AFA	
Total Diversion		0.21 CFS	40.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER L1 (SWNWNW) Sec. 7 Twp 06S Rge 16E GOODING 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	
06S 16E 6												10.0					10.0
												L 7					

Total Acres: 10

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.
2. USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL CO.

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Documentation of Ownership of the Current Place of Use

See attached

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

No

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

*Acreage will be irrigated with newly acquired
surface water shares from Big Wood Canal Co.*

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 3A**

Proposed Water Right No. 37-7252A

Priority Date: July 24, 1973

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	3.09 CFS	592.0 AFA	
	Total Diversion	3.09 CFS	592.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NESWSE	Sec. 36 Twp 05S	Rge 15E	GOODING County
GROUND WATER	NESENE	Sec. 1 Twp 06S	Rge 15E	GOODING County
GROUND WATER	NWNESE	Sec. 12 Twp 06S	Rge 15E	GOODING County
GROUND WATER	L1 (SWNENE)	Sec. 6 Twp 06S	Rge 16E	GOODING County
GROUND WATER	L4 (NENWNW)	Sec. 6 Twp 06S	Rge 16E	GOODING County
GROUND WATER	L1 (SWNWNW)	Sec. 7 Twp 06S	Rge 16E	GOODING County

Describe the proposed diversion system

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		
06S	15E	12	40.0	31.0	40.0	36.0	40.0	35.0	40.0	40.0	40.0					38.0	40.0	39.0	28.0	487.0
06S	16E	7						39.0	32.0			33.0	31.0							135.0
								L1	L2			L3	L4							

Total Acres: 622

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 37-7677

Priority Date: September 15, 1977

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	2.00 CFS	520.0 AFA	
	Total Diversion	2.00 CFS	520.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NESWSE	Sec. 36 Twp 05S	Rge 15E	GOODING County
GROUND WATER	NESENE	Sec. 1 Twp 06S	Rge 15E	GOODING County
GROUND WATER	NWNESE	Sec. 12 Twp 06S	Rge 15E	GOODING County
GROUND WATER	L1 (SWNENE)	Sec. 6 Twp 06S	Rge 16E	GOODING County
GROUND WATER	L4 (NENWNW)	Sec. 6 Twp 06S	Rge 16E	GOODING County
GROUND WATER	L1 (SWNWNW)	Sec. 7 Twp 06S	Rge 16E	GOODING County

Describe the proposed diversion system

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		
06S	15E	12	40.0	31.0	40.0	36.0	40.0	35.0	40.0	40.0	40.0					38.0	40.0	39.0	28.0	487.0
06S	16E	7						39.0	32.0			33.0	31.0							135.0
								L 1	L 2			L 3	L 4							

Total Acres: 622

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 37-7252B

Priority Date: July 24, 1973

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	0.21 CFS	40.0 AFA	
	Total Diversion	0.21 CFS	40.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NESWSE	Sec. 36 Twp 05S	Rge 15E	GOODING County
GROUND WATER	NESENE	Sec. 1 Twp 06S	Rge 15E	GOODING County
GROUND WATER	NWNESE	Sec. 12 Twp 06S	Rge 15E	GOODING County
GROUND WATER	L1 (SWNESE)	Sec. 6 Twp 06S	Rge 16E	GOODING County
GROUND WATER	L4 (NENWNW)	Sec. 6 Twp 06S	Rge 16E	GOODING County
GROUND WATER	L1 (SWNWNW)	Sec. 7 Twp 06S	Rge 16E	GOODING County

Describe the proposed diversion system

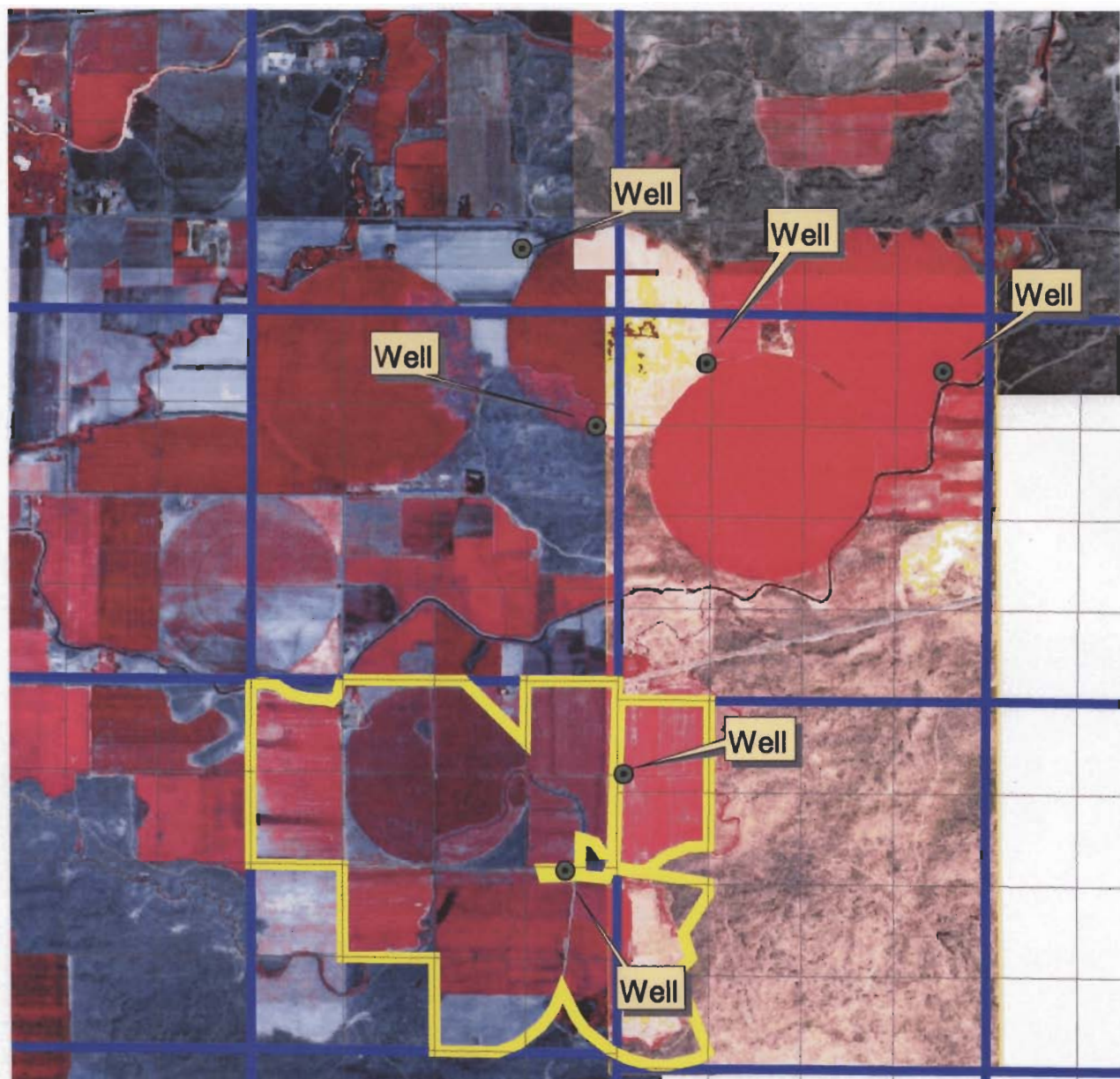
PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
06S	15E	12	40.0	31.0	40.0	36.0	40.0	35.0	40.0	40.0	40.0					38.0	40.0	39.0	28.0	487.0
06S	16E	7						39.0	32.0			33.0	31.0							135.0
								L1	L2			L3	L4							

Total Acres: 622

Glanbia Foods

T71183



Case No. 50182SM
GC-04951

TitleFact, Inc.
163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

Instrument # 203622

GOODING, GOODING, IDAHO
2003-11-18 10:44:08 No. of Pages: 7
Recorded for: LAND TITLE
HELEN EDWARDS
Ex-Officio Recorder Deputy *Helen Edwards*

**** SPACE ABOVE FOR RECORDER ****

WARRANTY DEED

FOR VALUE RECEIVED JAMES D. WOLFE and JULIE WOLFE, husband and wife, also shown of record as JAMES D. WOLFE and JULIE D. WOLFE, husband and wife, also shown of record as JAMES D. WOLFE, a single man, also shown of record as JULIE D. WOLFE and JAMES D. WOLFE, wife and husband, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto GLANBIA FOODS, INC., an Idaho Corporation, hereinafter called Grantee, whose address is: 1373 Hillmore Twin Falls, the following described premises in Twin Falls County, Idaho; to-wit: Idaho 83301

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: November 14, 2003

James D. Wolfe

JAMES D. WOLFE

Julie Wolfe

JULIE WOLFE

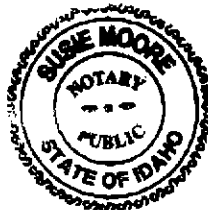
STATE OF IDAHO
County of Twin Falls

On this 17th day of November, 2003, before me, a Notary Public in and for said State, personally appeared JAMES D. WOLFE and JULIE WOLFE, husband and wife, also shown of record as JAMES D. WOLFE and JULIE D. WOLFE, husband and wife, also shown of record as JAMES D. WOLFE, a single man, also shown of record as JULIE D. WOLFE and JAMES D. WOLFE, wife and husband, known or identified to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.

Susan Moore

Notary Public for Idaho
Residing at Twin Falls
Commission expires 11-28-2008



CONTINUATION

SCHEDULE A

Order Number: GG-04951

Parcel No. 1:

TOWNSHIP 6 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 7: Lots 3 and 4;

Parcel No. 2:

TOWNSHIP 6 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 12. The Southeast quarter,

EXCEPTING THEREFROM:

Beginning at the East quarter corner of Section 12;
Thence North $89^{\circ}52'$ West 636.00 feet along the Northerly boundary of the Northeast quarter of the Southeast quarter to the TRUE POINT OF BEGINNING;
Thence South 195.00 feet;
Thence North $89^{\circ}52'$ West, 483.65 feet;
Thence North 175.00 feet;
Thence South $89^{\circ}52'$ East, 306.40 feet;
Thence South 3.00 feet;
Thence South $89^{\circ}52'$ East 37.41 feet;
Thence North 23.00 feet to the Northerly boundary of the Northeast quarter of the Southeast quarter;
Thence South $89^{\circ}52'$ East, 139.83 feet along said boundary to the TRUE POINT OF BEGINNING.

Parcel No. 3:

TOWNSHIP 6 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 12: The Northwest quarter,

EXCEPTING THEREFROM:

Beginning at the Northwest corner of the North one-half of the Northwest quarter which bears South $3^{\circ}54'57''$ East, 44.32 feet from Station 338+45.54 of said U.S. Highway No. 20-26, project No. F-2351 (3) Highway Survey,

- Continued -

CONTINUATION

SCHEDULE A

Order Number: GG-04951

Thence South $89^{\circ}22'19''$ East along the North line of said North one-half of the Northwest quarter 2621.0 feet more or less to the North quarter corner of said Section 12 that bears South $0^{\circ}54'54''$ West, 34.51 feet from Station 364+71.33 of said Highway Survey;

Thence South $0^{\circ}25'54''$ West along the East line of said North one-half of the Northwest quarter, 25.49 feet to a point in the line parallel with and 60.00 feet Southerly from the centerline and bears South $0^{\circ}54'54''$ West from Station 364+71.58 of said Highway Survey;

Thence along said parallel line as follows:
North $89^{\circ}05'06''$ West, 879.96 feet to a point opposite Station 355+91.62 of said Highway Survey;

Thence Westerly along an 11,519.16 foot radius curve right 170.89 feet a point opposite Station 354+21.62 of said Highway Survey;

Thence North $88^{\circ}14'06''$ West, 771.62 feet to a point opposite Station 346+50 of said Highway Survey;

Thence leaving said parallel line and bearing South $1^{\circ}45'54''$ West, 30.00 feet to a point in a line parallel with and 90.00 feet Southerly from the centerline and opposite Station 346+50 of said Highway Survey;

Thence along said last parallel line as follows:
North $88^{\circ}14'06''$ West, 236.37 feet to a point opposite Station 344+13.63 of said Highway Survey;

Thence Westerly along a 5639.58 foot radius curve left 210.29 feet to a point that bears South $0^{\circ}22'17''$ East from Station 342+00 of said Highway Survey;

Thence leaving last parallel line and being North $63^{\circ}31'28''$ West, 65.77 feet to a point in a line parallel with and 60.00 feet Southerly from the centerline bears South $0^{\circ}57'52''$ West from Station 341+40.69 of said Highway Survey;

Thence Westerly along said last parallel line being an 5669.58 foot radius curve left 292.87 feet to a point in the West line of said North one-half of the Northwest quarter that bears South $3^{\circ}55'27''$ East from Station 338+44.72 feet of said Highway Survey;

Thence North $0^{\circ}29'54''$ East along said West line 15.73 feet to the Place of Beginning.

- Continued -

CONTINUATION

SCHEDULE A

Order Number: GG-04951

Parcel No. 4:

TOWNSHIP 6 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING
COUNTY, IDAHO

Section 12 The West one-half of the Northeast quarter,

EXCEPTING THEREFROM:

Beginning at the Northwest corner of the Northwest quarter of the Northeast quarter which bears South $0^{\circ}54'54''$ West, 34.51 feet from Station 364+71.33 of said U.S. Highway No. 20-26, Project No. F-2351 (3) Highway Survey;

Thence South $0^{\circ}25'54''$ West along the West line of said Northwest quarter of the Northeast quarter, 25.49 feet to a point in a line parallel with and 60.00 feet Southerly from the centerline and bears South $0^{\circ}54'54''$ West from Station 364+71.58 feet of said Highway Survey;

Thence South $89^{\circ}05'06''$ East along said parallel line 1312.00 feet to a point in the East line of said Northwest quarter of the Northeast quarter and bears South $0^{\circ}54'54''$ West from Station 377+83.58 of said Highway Survey;

Thence North $0^{\circ}23'54''$ East along said East line 32.06 feet to the Northeast corner of said Northwest quarter of the Northeast quarter which bears South $0^{\circ}54'54''$ West, 27.94 feet from Station 377+83.27 of said Highway Survey;

Thence North $89^{\circ}22'19''$ West along the North line of said Northwest quarter of the Northeast quarter, 1311.94 feet to the Place of Beginning.

ALSO EXCEPTING THEREFROM.

Beginning at the North quarter corner of said Section 12;

Thence South $89^{\circ}22'19''$ East along the North section line of said Section 12, 1311.96 feet to the Northeast corner of said Northwest quarter of the Northeast quarter;

Thence South $0^{\circ}23'54''$ West, 32.06 feet to the South right of way line of State Highway 20-26 and 60.00 feet right of Station 377+83.56 feet and being the TRUE POINT OF BEGINNING;

Thence South $0^{\circ}23'54''$ West, 800.01 feet;

Thence North $44^{\circ}20'33''$ West, 1136.47 feet to the South right of way line of State Highway 20-26 and 60.00 feet right of Station 368+83.56;

Thence South $89^{\circ}05'06''$ East, along the South right of way line of State Highway 20-26, 800.00 feet to the TRUE POINT OF BEGINNING.

- Continued -

CONTINUATION

SCHEDULE A

Order Number: GG-04951

Parcel No. 5:

TOWNSHIP 6 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 12: The Northeast quarter of the Southwest quarter;

Parcel No. 6:

TOWNSHIP 6 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 12: The East one-half of the Northeast quarter;

EXCEPT for a tract of land deeded to the State of Idaho for highway purposes as set forth in Deed recorded June 24, 1965 as Instrument Number 15175, records of Gooding County, Idaho, described as follows:

A parcel of land being the Southerly side of the centerline of U.S. Highway No. 20-26, Project No. F-2351 (3) Highway Survey as shown on the plans thereof, now on file in the office of the Department of Highway of State of Idaho, and being a portion of the Northeast quarter of the Northeast quarter of said Section 12;

Beginning at the Northwest corner of the Northeast quarter of the Northeast quarter of said Section 12, which bears South 0°54'54" West, 27.94 feet from Station 377+83.27 of said U.S. Highway No. 20-26, Project No. F-2351 (3) Highway Survey;

Thence South 0°23'54" West along the West line of said Northeast quarter of the Northeast quarter, 32.06 feet to a point in a line parallel with and 60.00 feet Southerly from the centerline and bears South 0°54'54" West from Station 377+83.58 of said Highway Survey;

Thence along said parallel line as follows:

South 89°05'06" East, 609.61 feet to a point opposite Station 383.93.19 feet of said Highway Survey, Northeasterly along a 5789.58 foot radius curve left (the long chord of which bears North 88°06'41" East, 566.37 feet) an arc length of 566.62 feet to a point in the North line of said Section 12 and bears South 4°41'33" East from Station 389+53.94 of said Highway Survey;

Thence North 89°22'19" West along said North line, 1185.0 feet, more or less, to the Place of Beginning.

- Continued -

CONTINUATION

SCHEDULE A

Order Number: GG-04951

TOWNSHIP 6 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN, GOODING
COUNTY, IDAHO

Section 7 Lots 1 and 2:

EXCEPTING THEREFROM the following described tract of land located in Government Lots 2 and 3 of Section 7, Township 6 South, Range 16 East Boise Meridian, Gooding County, Idaho, more particularly described as follows:

Beginning at the Northwest corner of said Section 7;
Thence South $89^{\circ}52'19''$ East, a distance of 1318.73 feet to the Northeast corner of Lot 1 of said Section 7;
Thence South $00^{\circ}06'15''$ West, a distance of 2088.95 feet along the Easterly boundary of said Government Lots 1 and 2 to its intersection with the centerline of an irrigation canal and the TRUE POINT OF BEGINNING;
Thence South $00^{\circ}06'15''$ West, a distance of 638.25 feet along the Easterly boundary of said Government Lots 2 and 3;
Thence North $77^{\circ}41'05''$ West, a distance of 655.30 feet;
Thence North $76^{\circ}48'42''$ West, a distance of 189.33 feet;
Thence North $49^{\circ}21'20''$ West, a distance of 70.01 feet to a point on the projected centerline of said irrigation canal;
Thence Northeasterly along the center of said irrigation canal the following courses and distances
North $24^{\circ}48'12''$ East, a distance of 172.58 feet;
Thence North $29^{\circ}09'07''$ East, a distance of 142.01 feet;
Thence North $49^{\circ}18'21''$ East, a distance of 87.58 feet;
Thence North $69^{\circ}10'49''$ East, a distance of 79.38 feet;
Thence North $76^{\circ}59'24''$ East, a distance of 329.73 feet;
Thence South $72^{\circ}01'10''$ East, a distance of 115.75 feet;
Thence North $81^{\circ}37'35''$ East, a distance of 139.0 feet;
Thence South $60^{\circ}51'56''$ East, a distance of 31.12 feet to the Easterly boundary of said Government Lot 2 and the TRUE POINT OF BEGINNING.

Including an easement for the purpose of ingress, egress and public utilities over an existing access road which runs Easterly from the Westerly boundary of said Lot 2 and 3.

- Continued -

CONTINUATION

SCHEDULE A

Order Number: GG-04951

Parcel No. 7:

TOWNSHIP 6 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING
COUNTY, IDAHO

Section 12: That part of the Southeast quarter, more particularly described as follows:

Beginning at the East quarter corner of Section 12;

Thence North $89^{\circ}52'$ West 636.00 feet along the Northerly boundary of the
Northeast quarter of the Southeast quarter to the TRUE POINT OF
BEGINNING,

Thence South 195.00 feet;

Thence North $89^{\circ}52'$ West, 483.65 feet;

Thence North 175.00 feet;

Thence South $89^{\circ}52'$ East, 306.40 feet;

Thence South 3.00 feet;

Thence South $89^{\circ}52'$ East 37.41 feet;Thence North 23.00 feet to the Northerly boundary of the Northeast quarter of the
Southeast quarter,Thence South $89^{\circ}52'$ East, 139.83 feet along said boundary to the TRUE POINT
OF BEGINNING.

DEED TO DECREEED WATER RIGHT

For value received:

Roderick Barry Wood, a married man dealing with his sole and separate property, and whose current address is P.O. Box 494, Gooding, Idaho, 83330,

Hereinafter called the grantor, hereby remises, releases, transfers and deeds unto:

Glanbia Foods, Inc., an Idaho Corporation, whose current address is 1373 Fillmore Street, Twin Falls, Idaho, 83301,

Hereinafter called the grantee, the following described decreed Water Right and irrigation water represented thereby, which water right is appurtenant to premises in Gooding County, Idaho:

WATER RIGHT 37-07252B

TO HAVE AND TO HOLD the said water right unto said Grantee, and the grantee's heirs and assigns forever.

Dated: March 30, 2004

B Wood
Roderick Barry Wood, Grantor

STAT OF IDAHO)
) ss.
COUNTY OF GOODING)

On this 30th day of March, 2004, before me, the undersigned, a Notary Public in and for said State personally appeared before me Roderick Barry Wood, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

[Signature]
Notary Public
Residing at: Gooding
My Commission expires: 4-19-08
STATE OF IDAHO

FEB 22 2000 13:11 FR

FEB-08-2000 13:32

CT CORPORATION/MPLS

**CERTIFICATE OF AMENDMENT
OF CERTIFICATE OF INCORPORATION
OF AVONMORE FOODS, INC.**

The undersigned, being the President of Avonmore Foods, Inc., a Delaware corporation, does hereby certify that:

First: That the Board of Directors, by unanimous written action effective 24th January 2000 adopted resolutions setting forth a proposed amendment of the Certificate of Incorporation of Avonmore Foods, Inc. (the "Corporation"), declaring said amendment to be advisable and in the best interests of the Corporation. The resolution setting forth the proposed amendment is as follows:

RESOLVED, that the directors find it advisable and in the best interests of the Company that the First Article of the Certificate of Incorporation of the Corporation be amended in its entirety to read as follows:

"FIRST: The name of the Corporation is Glanbia, Inc."

Second: That thereafter, pursuant to the resolution of its Board of Directors, the shareholders of the Corporation unanimously consented by written action effective 24th JANUARY 2000 in favor of the amendment.

Third: That said amendment was duly adopted in accordance with the provisions of Section 242 of the General Corporation Law of the State of Delaware.

Fourth: That the capital of the Corporation shall not be reduced under or by reason of said amendment.

AVONMORE FOODS, INC.

Date: 21st January 2000

By 
John Moloney, President

	Glanbia Foods, Inc. (Avonmore West, Inc.)
President	Thomas, David L.
Vice President	Williams, Jeffrey O.
Secretary	Short, Mark
Treasurer	Short, Mark
Board Of Directors:	Moloney, John
	Talbot, Hannah Josephine
	Meagher, Geoffrey Joseph
	Thomas, David L.
	Williams, Jeffrey O.
	Short, Mark R.
State of Incorporation	Idaho
Date of Incorporation	May 31, 1966
Annual Report Due	
Federal ID Number	82-0264195