

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 30 1983

Department of Water Resources
Eastern District Office

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that BOW VALLEY DEVELOPEMENT CORPORATION

(Name of Claimant)

1675 North 200 West, Provo, Utah 84601

(Mailing Address)

Telephone No. 801-377-6700

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use)
- May 1, 1921

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Unnamed Springs tributary to sinks

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day)	(Mo., Day)
Quantity <u>.02 CFS</u>	Use <u>Stock</u>	Period of Use From <u>April 1</u>	To <u>Oct. 1</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

- (4)
- .02 CFS
- TOTAL QUANTITY USED.
-
- (cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NE ¼ SW ¼, Sec. 12 Twp. 13S Rge. 40E B.M., County of Franklin

Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Collection box then to small livestock trough. Is Earth mound it is then piped a few feet to a metal trough that is 3'x2'x25.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13S	40E	12									X								

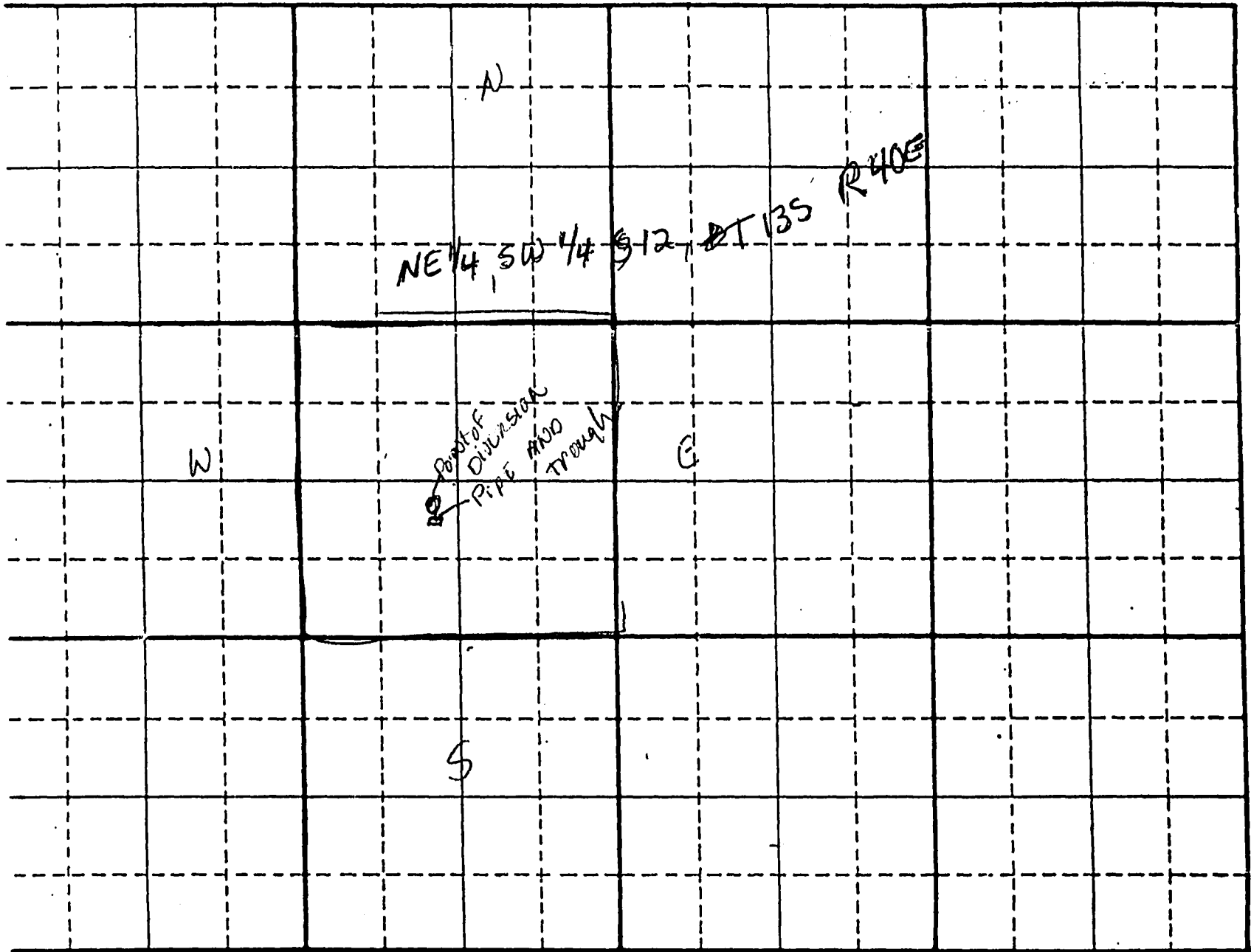
No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used to water stock that is grazed upon the property described above. This spring as well as others waters ~~xxxxxxx~~ 1000 head of cattle at some times. All Cattle are Beef Cattle includes cows, and fat stock.

NOTE: Include here the type and number of stock watered: Beef Cattle

- (7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of IDAHO) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 21st day of JUNE, 1983, by Bar Valley Development Corp (Claimant) SLD Pres

Shirley Birtch
Notary Public
Residing at Druid, Utah

My commission expires 9-29-86

Received by BP Date 6-30-83 Exception filed by: _____ Date _____
Prelim. check by CW Date 9-12-83 Forwarded to claimant by: _____
\$30.00 fee received by CW Date 8/30/83 #671650
Published in Preston Citizen
Dates 10/6 - 10/13/83

#875

OCT 25 1983

NO

1962

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

J. Walter Ross

being duly sworn,

deposes and says:

That he is the Co-Publisher of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once

a week for 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

Oct 6, 1983, and ending with the issue of Oct 13, 1983.

Fee \$ 13.13

Subscribed and sworn to before me this 31st day of Oct, 1983.

Ken O. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7, 1986

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

13-4263

BOW VALLEY DEVELOPMENT CORP.

1675 N. 200 W., PROVO, UT 84601

Source: SPRINGS trib. to SINKS

Priority Date: 05/01/1921

Diversion Pt: NESW Sec 12 T 13S R 40E

Use: STOCKWATER (0.02 CFS)

In: NESW Sec 12 T 13S R 40E

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 10/6 & 10/13/83.

Legal No. 1962 -21L- Published October 6, 13, 1983.

RECEIVED

NOV 4 1983

Department of Water Resources
Eastern District Office

*Approved
10-4-83
CW*

13-4263

BOW VALLEY DEVELOPEMENT CORP.

1675 N. 200 W., PROVO, UT 84601

Source. SPRINGS trib. to SINKS

Priority Date. 05/01/1921

Diversion Pt. NESW Sec 12 T 13S R 40E

Use. STOCKWATER (0.02 CFS)

In. NESW Sec 12 T 13S R 40E



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup - Suite 15
Idaho Falls, Idaho 83401
(208) 525-7161

July 7, 1983

Dallin J. Phillips
P.O. Box 429
8 North State
Preston, ID 83263

RECEIVED

AUG 30 1983

Department of Water Resources
Eastern District Office

Dear Claimant:

This office is in receipt of a Claim to a Water Right filed in your name. Please be advised that the claim cannot be formally receipted until the following information is provided:

- _____ Complete name.
- _____ Complete mailing address.
- ☒ Date of priority (month, day, and year).
- _____ Source of water.
- _____ Quantity claimed to have been used.
- _____ Nature of use and period of use.
- _____ Location of point(s) of diversion.
- _____ Location of place of use (acres irrigated if water is claimed for irrigation).
- _____ Filing Fee (Amount \$_____).
- _____ Signature.
- _____ Notarization of signature.
- ☒ Other: Item 6B Type and number of Beef Cattle (include number in "NOTE:")

Please note that your claim has been stamped and initialed as received. If you amend this claim by adding the needed information and return the claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Encl: Check #97-76 for \$150.00

Sincerely,

Keith C Wilson

Form 243a
11/78

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: KC Wilson
Right Number 13 4263 Applicant Bow Valley Development Corp.

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

Oct 24, 1983

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By Ernest Carlson Date Nov. 11, 1983.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By AC Date 11-16-83

RECEIVED

NOV 16 1983

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7151

OCTOBER 24, 1983

BOW VALLEY DEVELOPEMENT CORP.
1575 N. 200 W.
PRYO UT 84601

RE: Claim No. 13-4263

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

Form 243
7/98

RECEIVED

SEP 02 1999

No. 13-04263

\$5000.00

Department of Water Resources
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

AMENDED

AMENDED

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. **The filing of this claim does not confirm the water right claimed.** Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that High Desert Enterprises, LLP

(Name of Claimant)

12292 North Highway 34, Preston ID 83263

(Mailing Address)

Telephone No: (208) 852-1416

(Zip Code)

claims a right to the diversion and beneficial use of surface or ground water. The extent and nature of said claim is as follows:

1. Date of Priority: (When the water was first applied to beneficial use) 5-1-1921

A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, Idaho Code.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

SPRINGS

tributary to SINKS

3. Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs or af)

(Irrigation, Domestic, Stock, Etc.)

(Both dates inclusive)
(MM/DD) (MM/DD)

Quantity	Use	Period of Use From	to
<u>0.02 cfs</u>	<u>Stockwater</u>	<u>4-1</u>	<u>10-1</u>
Quantity	Use	Period of Use From	to
Quantity	Use	Period of Use From	to
Quantity	Use	Period of Use From	to

4. 0.02 cfs TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot
Sec. 12 Township 13S Range 40E B.M., FRANKLIN County; additional points of diversion, if any:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.

COLLECTION BOX THEN TO SMALL LIVESTOCK TROUGH - 3' x 2' x 25'

6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.
D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

Twp	Rge	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SE	SW	
13S	40E	12					S												

TOTAL ACRES _____

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific. RANGE CATTLE - 1000 HN

NOTE: Include here the type and number of stock watered: _____

7. Remarks: THIS AMENDED CLAIM SERVES TO CORRECT ERRORS IN POINT OF DIVERSION AND PLACE OF USE THAT WERE MADE AT TIME OF FILING. NO CHANGES HAVE BEEN MADE TO ORIGINAL USE.

8. Map - Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an aerial photograph of the place of use if available.

State of Idaho)
County of Franklin) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the forgoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Preston Anderson
Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 20 day of July, 1999.

Preston Anderson
Notary Public

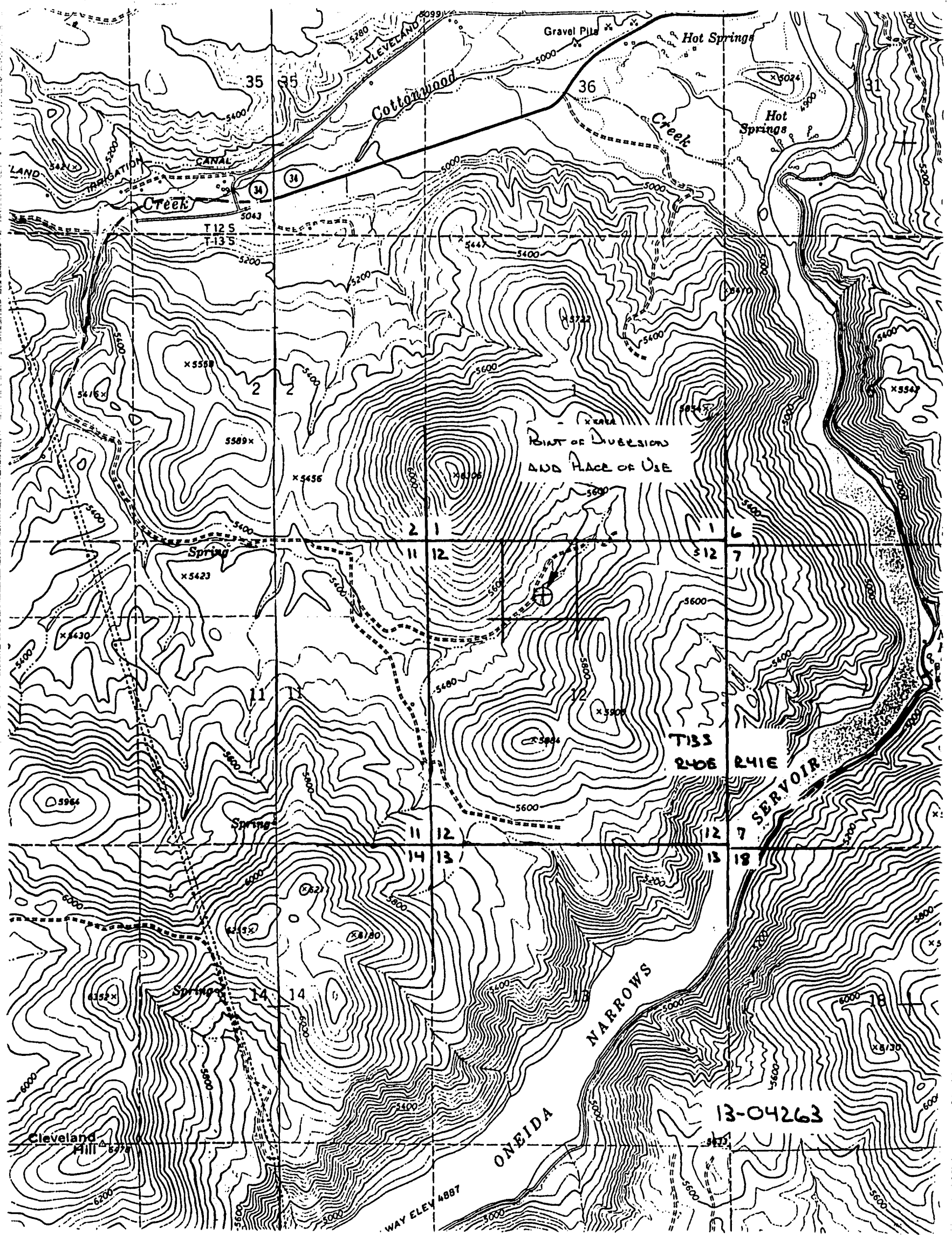
Residing at: Preston Idaho

My commission expires: 12/31/00

FOR DEPARTMENT USE ONLY

Received by PEM Date 7-22-99
Prelim. check by _____ Date _____
Fee 50 Receipt # E025159
Receipt prepared by PEM Date 7-22-99

Published in Preston Citizen
Publication dates 8/5 & 8/12/99
Publication checked by SC Date 8/30/99
Exceptions filed by _____



Partners in High Desert Enterprises, LLC:

Terry Andrade

Chris Maisel

NOTICE OF CLAIMS TO WATER RIGHT

The Following claim(s) have been filed on water rights created
by diversion and beneficial use:

13-04263

HIGH DESERT ENTERPRISES LLP
1675 N. 200 W.
PROVO, UT 84601

Source: SPRINGS

Tributary: SINKS

Diversion Pt: SENENW Sec 12 T 13S R 40E in FRANKLIN County.

Use: STOCKWATER	(	0.020 CFS)
Total Diversion:	(	0.020 CFS)

Claimed Priority: 5/ 1/1921

In: FRANKLIN County
T13S R40E S12 NENW

Exceptions to a claim may be filed with the Department of
Water Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho
Falls Idaho 83402, together with an exception fee of \$25.00.

KARL J. DREHER, Director

Published: 8/5/1999 & 8/12/1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JULY 28, 1999

Legal Notices Department
THE PRESTON CITIZEN
P.O. BOX 472
PRESTON, ID 83263

Dear Legal Dept.:

Enclosed you will find legal notices which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before AUGUST 23, 1999.

Yours truly,

Sharla Cox
Sharla Cox
Senior Secretary

Encl.





State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 28, 1999

HIGH DESERT ENTERPRISES LLP
12292 N HIGHWAY 34
PRESTON ID 83263

**RE: Applications for Permit #13-07563, 13-07564, 13-07565, 13-07566, 13-07567, 13-07568,
13-07569, 13-07570, 13-07571, 13-07572, 13-07573, and 13-07574
Claims to a Water Right #13-04342, 13-04343, 13-04344, and 13-04345
Amended Claim to a Water Right # 13-04263**

Dear Applicant:

This office is currently in the process of advertising the application in the Preston Citizen on August 5 and 12, 1999. The advertisement will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

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

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ::sc

875

1. 4861

13-4263

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

J. WALTER ROSS

being duly sworn,

deposes and says:

That he is the **PUBLISHER** of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said

newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

5-4, 1999, and ending
with the issue of 8-11, 1999

Fee \$ 168.00

Subscribed and sworn to before me this 11 day
of Aug, 1999

Notary Public, Residing at Preston, Idaho

My Commission Expires 8/24, 1999

**NOTICE OF CLAIMS
TO WATER RIGHT**
The Following claim(s) have
been filed on water rights created
by diversion and beneficial use:

13-04263
HIGH DESERT ENTERPRISES LLP
12292 N HIGHWAY 34
PRESTON, ID 83263

Source: SPRINGS
Tributary: SINKS

Diversion Pt: SENENW Sec 12 T
13S R 40E in FRANKLIN County.

Use: STOCKWATER (0.020 CFS)
Total Diversion: (0.020 CFS)

Claimed Priority: 5/1/1921

(See PUBLIC NOTICES page 8)

RECEIVED

AUG 27 1999

Department of Water Resources
Eastern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

AUGUST 25, 1999
KARL J. DREHER
DIRECTOR

HIGH DESERT ENTERPRISES LLP
BOW VALLEY DEVELOPEMENT CORP.
12292 N HIGHWAY 34
PRESTON, ID 83263

Re: Claim No. 13-04263, 13-04342, 13-04343, 13-04344, and 13-04345

Dear Claimants(s):

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have the information or evidence added at any time. Please refer to the claim identification number when corresponding with the office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Sincerely,

RONALD D CARLSON
Eastern Region Manager

Enclosure

183127 1-3

WHEN RECORDED, MAIL TO:

7-5477-D
RECEIVED

OCT 25 1999

DEPARTMENT OF WATER RESOURCES

Space Above for Recorder's Use

SPECIAL **Warranty Deed**
(Corporate Form)

BOW VALLEY DEVELOPMENT CORPORATION, a corporation
organized and existing under the laws of the State of Utah, with its principal office at 1675 North 200 West
Provo, of County of Utah, State of Utah,
grantor, hereby conveys and warrants to High Desert Enterprises, an Idaho
General Partnership, Grantee,
of 12292 North Highway #34 for the sum of
-----Ten Dollars and Other Good and Valuable Consideration----- ~~DOLLARS~~,
the following described tract of land in Franklin County,
State of ~~Utah~~ Idaho:

(see attached Schedule "A")

Recorded at the request of
Bow Valley Development Corporation

a.m. FEB 26 1991 1:30 p.m.

LORAE E. JOHNSON, RECORDER

By H. Shepherd Deputy
FRANKLIN COUNTY, IDAHO

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this 11 day of February A.D., 1991

Attest:

W.G. Keys
(Corporate Seal)

Secretary.

BOW VALLEY DEVELOPMENT CORPORATION
By C.J. Caffrey Vice-President.

~~STATE OF UTAH~~
~~COUNTY OF~~

PROVINCE OF ALBERTA
CANADA

ss.

On the 11 day of February 1991, A.D., personally appeared before me
C.J. Caffrey and W.G. Keys
who being by me duly sworn, did say, each for himself, that he, the said C.J. Caffrey
is the president, and he, the said W.G. Keys is the secretary
of BOW VALLEY DEVELOPMENT CORPORATION, and that the within and foregoing
instrument was signed in behalf of said corporation by authority of a resolution of its board of directors, and said
C.J. Caffrey and W.G. Keys
each duly acknowledged to me that said corporation executed the same and that the seal affixed is the seal of the said
corporation.

Paul Dupuis
Notary Public

My Commission Expires: N/A Solicitor

Residing at: Calgary, Alberta, Canada

FORM 101C.1 - WARRANTY DEED CORP. - Kelly Co., 55 W. Ninth South, S.L.C., Utah

183127 . 2-3

Schedule "A"

Township 13 South, Range 40 East of the Boise Meridian, Franklin County,
Idaho

- Section 1 SE1/4, SW1/4 NE1/4, E1/2 NW1/4, SE1/4 SW1/4.
- Section 2 GOVERNMENT LOT FOUR (4), SW1/4 NW1/4, SW1/4, W1/2 SE1/4, EXCEPT, Beginning at the Southwest corner of the SW1/4 said Section 2, running thence East 260 feet; thence Northwesterly to a point 520 feet North of place of beginning; thence South 520 feet to place of beginning.
- Section 3 NE1/4 SE1/4, ALSO, Beginning at the Northeast corner of the SE1/4 SE1/4 said Section 3, running thence West 360 feet; thence Southeasterly to a point 800 feet South of place of beginning, thence North 800 feet to place of beginning.
- ALSO, Commencing at the Northeast corner of said Section 3, running thence South 160 rods, thence West 60 rods, more or less, to Grace-Preston Highway, thence in a Northeasterly direction following said highway to place of beginning.
- ALSO, Commencing at the Southeast corner of the NW1/4 SE1/4 of said Section 3, running thence West 310 feet, more or less, to Grace-Preston Highway, thence following along said highway in a Northeasterly direction to a point 810 feet, more or less, North of point of beginning, thence South 810 feet, more or less, to point of beginning.
- Section 11 S1/2, E1/2 NE1/4, East 72 rods of SW1/4 NE1/4.
- Section 12 N1/2, SW1/4, W1/2 SE1/4, NE1/4 SE1/4.
- Section 13 N1/2 NW1/4.
- Section 14 W1/2 NE1/4, NE1/4 NE1/4, NW1/4 SE1/4, W1/2.
- Section 15 E1/2 SE1/4, NE1/4 NE1/4.
- Section 21 SE1/4 SE1/4.
- Section 22 N1/2 NE1/4, S1/2 SW1/4, S1/2 SE1/4.
- Section 27 NE1/4, N1/2 NW1/4, SW1/4 NW1/4, N1/2 SW1/4.
- Section 28 E1/2 NE1/4.

.../2

183127 3-3

Schedule "A" (cont'd)

Page 2

Township 13 South, Range 41 East of the Boise Meridian, Franklin County, Idaho

Section 7

GOVERNMENT LOTS TWO (2) and THREE (3). ALSO, Commencing at the Northwest corner of the SE1/4 NW1/4 of said Section 7, running thence South 160 rods; thence East 11.5 rods to Oneida Narrows Reservoir, thence North 361 feet; thence North 49°57' East 106 feet; thence North 17°21' East 82.5 feet; thence North 34°50' East 339 feet; thence North 77°56' East 346.4 feet; thence North 42° East 138.6 feet; thence North 76°59' East 305.3 feet; thence North 76°49' East 170.5 feet; thence North 57°56' East 76.8 feet; thence North 33°18' East 146 feet; thence North 25°59' East 122.5 feet; thence North 29°31' East 115.2 feet; thence North 37° East 308 feet; thence North 25°13' East 271 feet; thence North 20°34' East 182.1 feet; thence North 19°28' East 119.8 feet; thence North 0°32' East 133.6 feet; thence North 12°36' West 195.8 feet; thence North 21°43' West 16.5 feet to North line of SW1/4 NE1/4 of said Section 7; thence West 124 rods, more or less, to place of beginning.

EXCEPTING THEREFROM portions deeded to UTAH POWER AND LIGHT COMPANY, in Book 18 of Deeds, page 413, recorded November 18, 1915, records of Franklin County, Idaho.

EXCEPTING THEREFROM all oil, gas, geothermal and other minerals as conveyed to BOW VALLEY PETROLEUM INC., by MINERAL DEED recorded December 24, 1984, as Microfilm Instrument No. 168128.

Township 12 South, Range 40 East of the Boise Meridian, Franklin County, Idaho

Section 36

SW1/4, EXCEPTING THEREFROM portions deeded to STATE OF IDAHO for Highway purposes. ALSO EXCEPTING THEREFROM all mineral rights as reserved in STATE OF IDAHO DEEDS recorded May 11, 1970, as Microfilm Instrument No. 126006 and 126007, records of Franklin County, Idaho.

High Desert Enterprises, LLP
12292 North Hwy. 34
Preston, ID 83263

State of Idaho
Department of Water Resources
c/o Harold W Jones, Water Rights Supervisor
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

RECEIVED

OCT 25 1999

Department of Water Resources

RECEIVED

OCT 18 1999

Department of Water Resources
Eastern Region

Oct. 15, 1999

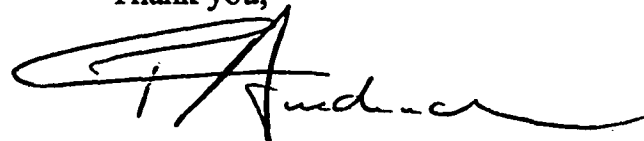
Re: Applications for water right before the Department of Water Resources State of Idaho;
Proof of land ownership: Applications for Permit No. 13-07564, 13-07565, 13-07566,
13-07567, 13-07568, 13-07569, 13-07570, 13-07571, 13-07572, 13-07573, 13-07574

Dear Harold,

In response to your letter concerning the documentation of the legal ownership of the land included in the Water Right Applications as referred, we enclose a copy of our Warranty Deed as discussed in our telephone conversation.

If you have any questions or if any other documentation is required please call; (208) 852-1416.

Thank you,



Terry Andrade, General Partner
High Desert Enterprises, LLP

Kari Lynn
Please put this with amended
Claim 13-04263. It shows
High Desert as the owner of
T13S R40E Sec 12, SW 1/4
which was the original place
of use.