

Date Received **RECEIVED**

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

OCT 22 2025
IDWR/Preston

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time to file an adjudication claim as allowed under Section 42-1409(8), Idaho Code.

Bear River Assets LP / Leman 208 406-6861
Name of Claimant Phone Number
3523 S. 1600W.
Mailing Address E-mail Address brasset21@gmail.com
Preston Idaho 83223
City State Zip
Franklin
County(ies) where place of use is located Date claim originally due 10-31-2025
13-02027, 13-845, 13-907, 13-912
Identify water rights for which extension is requested

State why an extension of time is requested, explaining how a diligent effort has been made to meet the deadline:

Just got this from attorney + Jan
going to be out of town until Nov 8, 2025
I need to coordinate with Jan

Claimant requests an extension to Nov. 17, 20 25

Carson Leman 10-21-, 20 25
Signature Date of request

Secretary, VP President
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

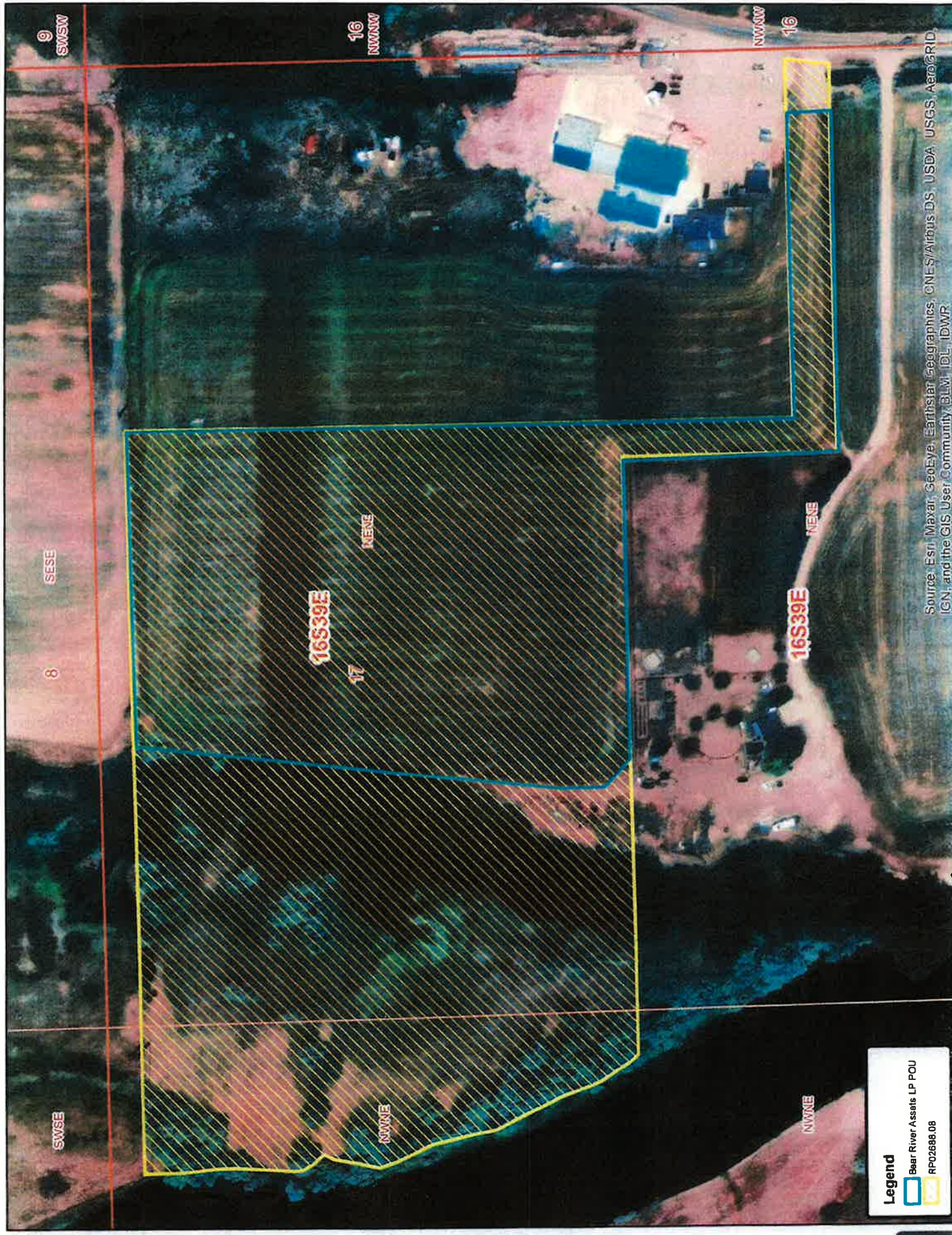
Approval of this request is not expected to impact the
BRBA timeline. Approval also generally applies to claims filed on area shown on map.

and if granted the filing deadline is extended to November 17, 20 25

Signed this 23 day of October, 20 25

Christopher Holmes
Director or his designated agent

Bear River Assets LP - RP02688.08



Legend

- Bear River Assets LP POU
- RP02688.08



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community, BLI, IDL, IDWR

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576

Ident. Number: 13-8565
Date Received: 7/15/2024
Receipt No: P001196
Claim Fee: \$25.00
Received By: MB

COPY

RECEIVED

AUG 19 2024

IDWR/Preston

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day

1. Name of Claimant(s)

MARY DEWITT
3268 S 1600 W
PRESTON ID 83263

Phone: (435) 757-2789

AND

DAVID DEWITT
3268 S 1600 W
PRESTON ID 83263

Phone: (435) 757-2789

2. Date of Priority: 4/15/2007

3. Source:
GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
16S	39E	17	NE NE		FRANKLIN	

5. Description of diverting works:

Well pumped to house and stockwater

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
DOMESTIC	01/01	12/31	0.04		
STOCKWATER	01/01	12/31	0.02		

7. Total Quantity Appropriated is:

0.06 C.F.S. and/or A.F.A.

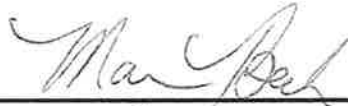
Idaho Department of Water Resources Receipt

Receipt ID: P001196

Payment Amount	\$25.00	Date Received	8/19/2024	Region	PRESTON
Payment Type	Check	Check Number	1396		
Payer	MARY B DEWITT				
Comments	BRBA CLAIM FILING FEE FOR MARY & DAVID DEWITT. BRBA CLAIM 13-8565				

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$25.00	BRBA CLAIM FILING FEE	81503	0337	2		1155



Signature Line (Department Representative)

8. Non-irrigation uses:

4 horses, chickens.
1 house, lawn and garden.

9. Place of use:

DOMESTIC within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
16S	39E	17	NE		NE		

STOCKWATER within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
16S	39E	17	NE		NE		

10. Do you own the property listed above as place of use? Yes

If your answer is no, describe in remarks below the authority you have to claim this water right.

11. Other Water Rights Used:

12. Remarks:

Priority Date Explanation:

This is when the well was finished and use first began and use continues today.

13. Basis of Claim: Beneficial Use

14. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the BEAR River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

For Individuals:

I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s):  Date: 7-16-24
Mary DeWitt Date: 16 July 2024

STATE OF IDAHO,
SS.
COUNTY OF FRANKLIN.

On this 13th day of November, in the year 1942, before me, C. L. Swenson, a Notary Public, in and for said State, personally appeared James R Rawlings known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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)

C. L. Swenson

Notary Public, Preston, Idaho.

STATE OF IDAHO,
SS.
COUNTY OF FRANKLIN.

I hereby certify that this instrument was filed for record at the request of Mrs. J. W. Stoddard at 9:05 A.M., August 5, 1943.

Fees, \$.40

C. L. Swenson, Ex-Officio Recorder

By L. L. Sant Deputy

Compared
00000000

Inst. No. 68621

Preston Ida

Apr 27-40

To whom may be concerned.

I Thomas Thompson here by agree to allow Mrs J. W. Stoddard Trustee for the Heirs of R. M. Taylor to make a drain ditch of sufficient width and depth to drain the surplus water from my meadow situated on the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sect 9 T.3 S 16 R 39 EBM.

Said drain to run from a point near the east side and at the north line of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 9 TS 16 R 39 E BM and running in a south westerly direction to the top of the hill near the south line and provided with suitable crossing.

I also give them the full rights to all water obtained there from.

Thos Thompson

STATE OF IDAHO,
SS.
COUNTY OF FRANKLIN.

On this 13th day of November, in the year 1942, before me, C. L. Swenson, a Notary Public, in and for said State, personally appeared Thos Thompson known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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)

C. L. Swenson

Notary Public, Preston, Idaho

STATE OF IDAHO,
SS.
COUNTY OF FRANKLIN.

I hereby certify that this instrument was filed for record at the request of Mrs. J. W. Stoddard at 9:10 A.M., August 5, 1943.

Fees, \$.40

C. L. Swenson, Ex-Officio Recorder

By L. L. Sant Deputy

Compared
00000000

community; and that the said community property acquired during coverture by the said petitioner and the decedent is located in Franklin County, Idaho and is described as follows:

"Commencing at a point 133 rods West and 3 rods South of the Northeast corner of Section 27, Township 15 South, Range 39 East of the Boise Meridian in Idaho, and running thence South 12 rods, thence West $3\frac{1}{2}$ rods, thence North 12 rods, thence East $3\frac{1}{2}$ rods to the place of beginning.

Subject to a one-half interest in and to a right of way one rod wide along the East side of Said land

It is further ORDERED, ADJUDGED AND DECREED that the above described property be and the same is hereby set apart to the said S. Lorin Corbridge, the surviving husband of the said Effie S. Corbridge, and that record title be and the same is hereby established to said property in the said S. Lorin Corbridge, the surviving husband and survivor of the community, and that any and all other property known or not known is hereby also distributed and set aside and decreed to the said S. Loren Corbridge as community property and record title be established in him as the survivor of said community estate.

It is so ORDERED, and ADJUDGED this 2 day of August, 1943.

Thomas Preston

Probate Judge

(Seal)

STATE OF IDAHO

COUNTY OF FRANKLIN-ss

I, Thomas Preston, the duly elected, qualified and acting Probate Judge of the Probate Court of Franklin County, do hereby certify that the annexed and foregoing DECREE ESTABLISHING RECORD TITLE TO COMMUNITY PROPERTY is a true and exact copy of the original filed in my office on the 2 day of August, 1943.

WITNESS my signature and the seal of the above entitled Court this 2 day of August, 1943.

Thomas Preston

Probate Judge

(Seal)

STATE OF IDAHO,

ss.

COUNTY OF FRANKLIN.

I hereby certify that this instrument was filed for record at the request of Ben B. Johnson at 5:00 P.M., August 3, 1943.

Fees, \$1.60

C. L. Swenson, Ex-Officio Recorder

By Leland Hunt Deputy

Compared
00000000

Inst. No. 68620

Preston Ida

Apr 27-40

I James R Rawlings hereby agree to allow Mrs. J. W. Stoddard trustee for the heirs of R. M. Taylor, to make a drain ditch of sufficient width and depth to drain the surplus water from the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sect 9 T.S. 15 R 39 KBM Said drain to begin at the north edge of the swampy land near the east line and run south to the south line where it continues thru a suitable ditch to carry all waters away.

I also grant them full rights to all the water obtained therefrom.

It being agreed that a satisfactory crossing will be provided on the drain.

James R Rawlings

State of Idaho
Department of Water Resources
Adjudication Claim

13-9107

Mary Dewitt

October 21, 2024

Irrigation

39E

16S



0 0.175 0.35 0.7 Miles

- Place Of Use Boundary
- Point of Diversion
- State Outline
- Townships
- PLS Sections
- Quarter Quarters

- Ditched
- Piped/culvert



9. Place of use:

IRRIGATION within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
16S	39E	17	NE		NE		21
16S	39E	17	SE		NE		18

Total Acres = 39

STOCKWATER within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
16S	39E	17	NE		NE		
16S	39E	17	SE		NE		

10. Do you own the property listed above as place of use? No

If your answer is no, describe in remarks below the authority you have to claim this water right.

11. Other Water Rights Used:

13-2027

12. Remarks:

Priority Date Explanation:

This is when the water was first ditched and moved from the swamp area to be used for irrigation and use continues today.

13. Basis of Claim: Beneficial Use

14. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the BEAR River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Mary Peter Date: NOV 24

Date: _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576

Ident. Number: 13-9107
Date Received: 10/21/2024
Receipt No: 1463
Claim Fee: \$52.00
Received By: MB

COPY

RECEIVED

OCT 21 2024

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

IDWR/Preston

1. Name of Claimant(s)

MARY DEWITT
3268 S 1600 W
PRESTON ID 83263

Phone: (435) 757-2789

2. Date of Priority: 8/5/1943

3. Source:

SPRING BEAR RIVER

Trib. to:

4. Point of Diversion:

Township	Range	Section	$\frac{1}{4}$ of $\frac{1}{4}$ of $\frac{1}{4}$	Lot	County	Type
16S	39E	9	NW SW		FRANKLIN	

5. Description of diverting works:

Spring ditched and drained used for irrigation and stockwater.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.5		
STOCKWATER	01/01	12/31	0.02		

7. Total Quantity Appropriated is:

1.5 C.F.S. and/or A.F.A.

8. Non-irrigation uses:

20 cattle and 20 horses

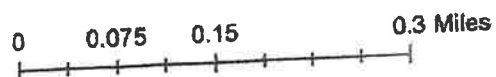
State of Idaho
Department of Water Resources
Adjudication Claim

13-9112
Mary Dewitt
October 21, 2024

Irrigation

39E

16S



- Place Of Use Boundary
- Point of Diversion
- State Outline
- Townships
- PLS Sections
- Quarter Quarters

- Ditch to BR
- Mainline from BR
- Wheel lines
- Hand lines

● Redivision Point



Prepared By: Pacheco, Jose

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576

COPY

Ident. Number: 13-9112
Date Received: 10/21/2024
Receipt No: Per 1463
Claim Fee: \$59.00
Received By: m3

RECEIVED

OCT 21 2024

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

IDWR/Preston

1. Name of Claimant(s)

MARY DEWITT
3268 S 1600 W
PRESTON ID 83263

Phone: (435) 757-2789

2. Date of Priority: 5/15/1964

3. Source:

WESTON HOLLOW CREEK
WESTON HOLLOW CREEK

Trib. to:

BEAR RIVER
BEAR RIVER

4. Point of Diversion:

Township	Range	Section	¼ of	¼ of	¼ of	Lot	County	Type
16S	39E	17	SE	NE			FRANKLIN	Rediversion
16S	39E	17	NW	NE			FRANKLIN	

5. Description of diverting works:

Water is diverted to the bear river and rediverted from the bear river. From the Bear River it is piped to irrigate the properties.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
IRRIGATION	04/01	10/31	0.6		

7. Total Quantity Appropriated is:

0.6 C.F.S. and/or A.F.A.

8. Non-irrigation uses:

State of Idaho
Department of Water Resources
Adjudication Claim

13-2027

Mary Dewitt

October 21, 2024

Irrigation

39E

16S



0 0.075 0.15 0.3 Miles

Place Of Use Boundary

Point of Diversion



State Outline



Townships



PLS Sections



Quarter Quarters

— Ditch to BR

— Mainline from BR

— Wheel lines

— Hand lines

● Redivision Point



9. Place of use:

IRRIGATION within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
16S	39E	17	NE		NE		21
16S	39E	17	SE		NE		18

Total Acres = 39

10. Do you own the property listed above as place of use? No

If your answer is no, describe in remarks below the authority you have to claim this water right.

11. Other Water Rights Used:

13-9107

12. Remarks:

Priority Date Explanation:

This is the licensed priority date and use continues today. This claim is for 30 acres within the 39 acre POU. The Place of Use includes 7 property owners within the Bear Grove Subdivision. The water is delivered and managed by Mary DeWitt.

USGS MAP SHOWS P/D AS WETLANDS ADJACENT TO BEAR RIVER.

13. Basis of Claim: License

14. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the BEAR River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Mary DeWitt Date: 21 OCT 24

Date: _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576

RECEIVED

OCT 21 2024

IDWR/Preston

COPY

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Ident. Number: 13-2027
Date Received: 10/21/2024
Receipt No: *Per 463*
Claim Fee: \$ 80.00
Received By: *mb*

1. Name of Claimant(s)

MARY DEWITT
3268 S 1600 W
PRESTON ID 83263

Phone: (435) 757-2789

2. Date of Priority: 8/18/1909

3. Source:

WESTON HOLLOW CREEK
WESTON HOLLOW CREEK

Trib. to:

BEAR RIVER
BEAR RIVER

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
16S	39E	17	NW NE		FRANKLIN	
16S	39E	17	SE NE		FRANKLIN	Rediversion

5. Description of diverting works:

Water is diverted to the bear river and rediverted from the bear river. From the Bear River it is piped to irrigate the properties.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.6		

7. Total Quantity Appropriated is:

0.6 C.F.S. and/or A.F.A.

8. Non-irrigation uses:

STATE OF IDAHO,
SS.
COUNTY OF FRANKLIN.

On this 13th day of November, in the year 1942, before me, C. L. Swenson, a Notary Public, in and for said State, personally appeared James R Rawlings known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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)

C. L. Swenson
Notary Public, Preston, Idaho.

STATE OF IDAHO,
SS.
COUNTY OF FRANKLIN.

I hereby certify that this instrument was filed for record at the request of Mrs. J. W. Stoddard at 9:06 A.M., August 5, 1943.

Fees, \$.40

C. L. Swenson, Ex-Officio Recorder

By Laurie Sant Deputy

Compared
correct

Inat No. 68821

Preston Ida

Apr 27-40

To whom may be concerned.

I Thomas Thompson here by agree to allow Mrs J. W. Stoddard Trustee for the Heirs of R. M. Taylor to make a drain ditch of sufficient width and depth to drain the surplus water from my meadow situated on the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sect 9 T.8 16 R 39 EBM.

Said drain to run from a point near the east side and at the north line of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 9 TS 16 R 39 E BM and running in a south westerly direction to the top of the hill near the south line and provided with suitable crossing.

I also give them the full rights to all water obtained there from.

Thos Thompson

STATE OF IDAHO,
SS.
COUNTY OF FRANKLIN.

On this 13th day of November, in the year 1942, before me, C. L. Swenson, a Notary Public, in and for said State, personally appeared Thos Thompson known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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)

C. L. Swenson
Notary Public, Preston, Idaho

STATE OF IDAHO,
SS.
COUNTY OF FRANKLIN.

I hereby certify that this instrument was filed for record at the request of Mrs. J. W. Stoddard at 9:10 A.M., August 5, 1943.

Fees, \$.40

C. L. Swenson, Ex-Officio Recorder

By Laurie Sant Deputy

Compared
correct

community; and that the said community property acquired during coverture by the said petitioner and the decedent is located in Franklin County, Idaho and is described as follows:

Commencing at a point 133 rods West and 3 rods South of the Northeast corner of Section 27, Township 15 South, Range 39 East of the Boise Meridian in Idaho, and running thence South 12 rods, thence West $3\frac{1}{4}$ rods, thence North 12 rods, thence East $3\frac{1}{4}$ rods to the place of beginning.

Subject to a one-half interest in and to a right of way one rod wide along the East side of Said land

It is further ORDERED, ADJUDGED AND DECREED that the above described property be and the same is hereby set apart to the said S. Lorin Corbridge, the surviving husband of the said Effie S. Corbridge, and that record title be and the same is hereby established to said property in the said S. Lorin Corbridge, the surviving husband and survivor of the community, and that any and all other property known or not known is hereby also distributed and set aside and decreed to the said S. Loren Corbridge as community property and record title be established in him as the survivor of said community estate.

It is so ORDERED, and ADJUDGED this 2 day of August, 1943.

Thomas Preston

(Seal)

Probate Judge

STATE OF IDAHO

COUNTY OF FRANKLIN-ss

I, Thomas Preston, the duly elected, qualified and acting Probate Judge of the Probate Court of Franklin County, do hereby certify that the annexed and foregoing DECREE ESTABLISHING RECORD TITLE TO COMMUNITY PROPERTY is a true and exact copy of the original filed in my office on the 2 day of August, 1943.

WITNESS my signature and the seal of the above entitled Court this 2 day of August, 1943.

(Seal)

Thomas Preston

Probate Judge

STATE OF IDAHO,

ss.

COUNTY OF FRANKLIN.

I hereby certify that this instrument was filed for record at the request of Ben B. Johnson at 5:00 P.M., August 3, 1943.

Fees, \$1.60

C. L. Swenson, Ex-Officio Recorder

By L. L. Swenson Deputy

Compared
cccccccc

Inst. No. 68620

Preston Ida

Apr 27-40

I James R Rawlings hereby agree to allow Mrs. J. W. Stoddard trustee for the heirs of R. M. Taylor, to make a drain ditch of sufficient width and depth to drain the surplus water from the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sect 9 T.S. 16 R 39 EBM Said drain to begin at the north edge of the swampy land near the east line and run south to the south line where it continues thru a suitable ditch to carry all waters away.

I also grant them full rights to all the water obtained therefrom.

It being agreed that a satisfactory crossing will be provided on the drain.

James R Rawlings

231526 2-2

**LEGAL DESCRIPTION FOR PUMP ACCESS EASEMENT FOR
PARCELS 2688.03 AND 2688.01**

A 2 rod wide easement for access to an existing pump, said easement lying in the Northeast Quarter of Section 17, Township 16 South, Range 39 East, Boise Meridian, Franklin County, Idaho; 1 rod each side of the following described centerline:

Commencing at the East Quarter Corner of Section 17, Township 16 South, Range 39 East of the Boise Baseline and Meridian monumented with an aluminum cap; thence North 1302.24 feet along the east line of the Northeast Quarter of Section 17; thence S 89°43'31" W 806.09 feet; thence S 73°21'48" W 185.17 feet; thence S 65°37'56" W 48.38 feet to the point of beginning and running thence S 19°30'58" E 98.67 feet; thence S 14°24'33" E 42.58 feet; thence 141.69 feet along a curve to the right having a radius of 50.00 feet, a central angle of 162°21'38", and a chord which bears S 66°46'16" W 98.82 feet; thence N 32°02'55" W 139.55 feet to the point of terminus.

Ron Foster Construction

Phone: (435) 752-3766

13481 N. 2400 E. Cove, UT 84320

Fax: (435) 752-3857

231526 1-2

Recorded at the request of
Northern Title

4:40
a.m. OCT 03 2005 p.m.

V. ELLIOTT LARSEN, RECORDER
By Shauna Geddes Deputy
FRANKLIN COUNTY, IDAHO

September 21, 2005

John Griffith

RE: Fairview Farm land water rights

Dear Mr. Griffith:

Along with the water rights that Ron Foster you will receive a proportionate share of the water rights that are in the water storage as well as the water rights flowing through the farm land. The proportionate share will be determined by the acreage of the upland water right.

Thank you,


Ron Foster

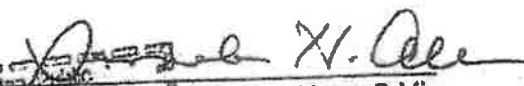
State of Utah }
County of Cache } ss:

On the 30th day of September, 2005, personally appeared before me Ron Foster

who duly acknowledged to me that he executed the same.

Expires: 3/14/06
Residing: North Logan




Notary Public

Excavation and Site Preparation

201068 1-2

QUITCLAIM DEED

FOR VALUE RECEIVED

HELEN GREENE RALPHS, aka HELEN GREENE,

does hereby convey, release, remise and forever quit claim unto

RONNIE FOSTER aka RONALD FOSTER and ELAINE FOSTER, husband and wife,

whose current address is: 13481 North 2400 East, Richmond, UT 84333,

the following described premises, in Franklin County, Idaho, to-wit:

SEE EXHIBIT 'A' ATTACHED HERETO

DATED: Dec 29, 1997

Helen Greene Ralphs
HELEN GREENE RALPHS

STATE OF IDAHO

County of Franklin

On this 29th day of December, 1997, before me the undersigned, a Notary Public in and for said State, personally appeared HELEN GREENE RALPHS, 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.



Steven R. Fuller
NOTARY PUBLIC for State of Idaho
Residing at: Preston, ID
Comm. Expires: 2/19/99

Received at the request of
STEVEN R. FULLER

a.m. JAN 07 1998 ^{4:30}_{p.m.}

V. ELLIOTT LARSEN, RECORDER
By Shauna Giddes Deputy
FRANKLIN COUNTY, IDAHO

EXHIBIT "A"

20106822

PARCEL A: Township 16 South, Range 39 East of the Boise Meridian Section 16: Commencing at the Northwest corner of the Northwest Quarter of the Northwest Quarter of said Section 16, thence running East 20 rods, thence Southwesterly East of what is known as Taylor Springs, to a point 40 rods South of the point of beginning, thence North 40 rods to point of beginning.

Section 17: NE1/4; NW1/4SE1/4, EXCEPTING THEREFROM that portion of the following described property which lies South of 3600 South: Commencing at the Southwest corner of the NW1/4SE1/4 of Section 17, and running thence East 194 feet, thence North 330 feet, thence Northwesterly 278 feet to a point 460 feet North of the place of beginning, thence South 460 feet to the place of beginning.

ALSO EXCEPT: Commencing at a point 660 feet East and 100 feet North from the Southwest corner of the NW1/4SE1/4 of Section 17, and running thence North 100 feet; thence West 125 feet; thence South 100 feet; thence East 125 feet to THE POINT OF BEGINNING.

PARCEL B: Township 16 South, Range 39 East of the Boise Meridian Section 17: Commencing at a point 660 feet East and 100 feet North from the Southwest corner of the NW1/4SE1/4 of Section 17, and running thence North 100 feet; thence West 125 feet; thence South 100 feet; thence East 125 feet to THE POINT OF BEGINNING.

TOGETHER with all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto, including but not limited to all water rights related to Judgment, recorded in Book B of Judgments, Page 126, and also drain water rights described in Warranty Deed recorded in Book 37 of Deeds, Page 79, as Instrument No. 70243, and in Book 10 of Miscellaneous, Page 298, as Instrument No. 68620, and in Book 10 of Miscellaneous, Page 299, as Instrument No. 68621, records of Franklin County, Idaho.

Relevant water rights are as follows: Evidence of 115 acre-feet assessed as rental water from Bear River Water District #11 for irrigation of 46 acres of cropland East of river in NE1/4 of Section 17 has been verified by watermaster Pete Peterson at 852-1385. Evidence of License #13-02027 for 0.600 cfs from Weston Hollow Creek with a priority date of 8/18/1909 for irrigation of 30.0 acres planted pasture located West of river in NE1/4 of Section 17. Judgment decree dated 12/14/1900 includes rights to Taylor Springs and reservoir located in Northwest corner of Section 16. Currently used as piped spring for domestic purposes. Drainage water rights denoted in Book 10 of Miscellaneous at Page 298 Instrument #68620 for drain water diverted from NW1/4SW1/4 Section 9. Drainage water rights denoted in Book 10 of Miscellaneous at Page 299 Instrument #68621 in drain water diverted from SW1/4SW1/4 Section 9. All irrigation, pumps, mainline and water delivery systems.

The Real Property or its address is commonly known as 3200 South 1600 West (approx.). Preston. ID 83263.