

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 SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

RECEIVED

JAN 23 1990

Ident. Number: A25-00265
Date Received: 1/17/1990
Receipt No: EO 1825 / 90
Received By: SA

Department of Water Resources
Eastern District Office

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: DAN MORGAN
Address: WAYAN, ID

208-574-2155

83285

2. Date of Priority: APR 14, 1887

3. Source: HARRISON CREEK

Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	43E	11	SE	SW	SE		CARIBOU
		12	NE	NW	SW		CARIBOU

5. Description of diverting works:

2 DIVERSTIONS FROM STREAM INTO DITCHES. FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.000		

7. Total Quantity Appropriated is:
3.000 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is 327.5 Acre Feet Per Annum.

9. Non-irrigation uses:

INCIDENTAL STOCKWATERING

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05S	43E	11	NW	NE		IRR	23.0
			SW	NE		IRR	6.0

A25-00265

Page 1

Date: 01/17/90

MICROFILMED

NOV 10 1992

A2500265



10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05S	43E	11	SE		NW		IRR	20.0
			NE		SW		IRR	40.0
			SW		SW		IRR	3.0
			SE		SW		IRR	28.0
			NW		SE		IRR	7.0
			SW		SE		IRR	4.0

Section Acres 131.0

Total Acres 131.0

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

BENEFICIAL USE RIGHT FROM UNNAMED STREAM.

14. Remarks:

DECREE GIVES ALL WATER FROM CK. TO LANDS STATED.

15. Basis of Claim: DECREEED

Case Number:

Court :

Decree date: 7/02/1976

JOHN SODERMAN ET AL
Decree Plaintiff

vs

DR. EVAN KACKLEY ET AL
Decree Defendant

16. 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 Snake 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 that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Kan Morgan Date: Jan 18, 1990
Ida Morgan Date: Jan 18, 1990

State of Idaho)
County of CARIBOU) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of January 19 90

Michael D. Maper
Notary Public

Seal

Residing at Soda Springs, ID
My Commission Expires 8-6-92

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 SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 25-265
Date Received: 1/23/90
Receipt No:
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

JAMES E CRAWFORD Phone: (208) 574-2166

3724 LANES CREEK RD
WAYAN ID USA 83285

EARLENE L CRAWFORD Phone: (208) 574-2166

3724 LANES CREEK RD
WAYAN ID USA 83285

2. Date of Priority: 04/14/1887

3. Source: HARRISON CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
05S	43E	12	NE NW SW	CARIBOU
05S	43E	11	SE SW SE	CARIBOU

5. Description of diverting works:

2 DIVERSTIONS FROM STREAM INTO DITCHES. FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	3	

7. Total Quantity Appropriated is:
3 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	43E	11	NW	NE	IRRIGATION	23
			SW	NE	IRRIGATION	6
			NE	SW	IRRIGATION	40
			SW	SW	IRRIGATION	3
			SE	SW	IRRIGATION	28
			SW	SE	IRRIGATION	4
			NW	SE	IRRIGATION	7
					Section Acres	111
					Total Acres	111

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks:

DECREE GIVES ALL WATER FROM CK. TO LANDS STATED
 CHANGED OWNERSHIP PER REQUEST/CV/09-28-00
 CLAIM AMENDED TO CORRECT POU TO LANDS OWNED BY CLAIMANT. BCONTOR 10/16/2000.

15. Basis of Claim: Decreed

16. 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 Snake 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 that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): James E Crawford Date: 10/16/2000

Date:

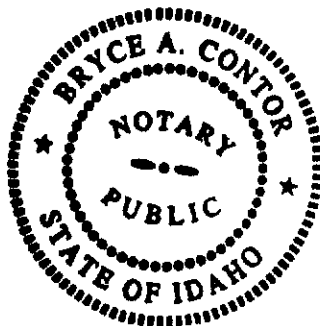
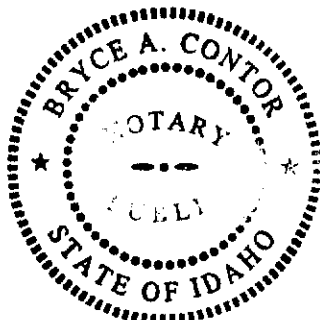
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of October 2000 Bryce A. Contor

Notary Public

Residing at Mud Lake ID

My commission Expires 10/14/2005



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
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Date Received: 1/23/90
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1. Name of Claimant(s)

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3724 LANES CREEK RD
WAYAN ID USA 83285

EARLENE L CRAWFORD Phone: (208) 574-2166

3724 LANES CREEK RD
WAYAN ID USA 83285

2. Date of Priority: 04/14/1887

3. Source: HARRISON CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County
05S	43E	12	NE	NW	SW	CARIBOU
05S	43E	11	SE	SW	SE	CARIBOU

5. Description of diverting works:

2 DIVERSTIONS FROM STREAM INTO DITCHES. FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	3	

7. Total Quantity Appropriated is:
3 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	43E	11	NW	NE	IRRIGATION	23
			SW	NE	IRRIGATION	6
			SE	NW	IRRIGATION	20
			NE	SW	IRRIGATION	40
			SW	SW	IRRIGATION	3
			SE	SW	IRRIGATION	28
			SW	SE	IRRIGATION	4
			NW	SE	IRRIGATION	7
Section Acres						131
Total Acres						131

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks:

DECREE GIVES ALL WATER FROM CK. TO LANDS STATED
CHANGED OWNERSHIP PER REQUEST/CV/09-28-00

15. Basis of Claim: Decreed

CARIB

BONNEVILLE CO
CARIBOU CO

POINT OF DIVERSION
UNNAMED STREAM
-- A25-13413

T
S
S
R43E

POINTS OF DIVERSION
A25-00265

MICROFILMED
NOV 10 1992



NOV 10 1992

Log for claim 25-00265

Spatial Dynamics CAT

11/16/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
05s43e	11	NWNE	23	40	Indiscernible
05s43e	11	SWNE	6	14	Indiscernible
05s43e	11	SENE	20	40	Indiscernible
05s43e	11	NESW	40	40	
05s43e	11	SWSW	3	7.5	Indiscernible
05s43e	11	SESW	28	34	Indiscernible
05s43e	11	NWSE	7	12	Indiscernible
05s43e	11	SWSE	4	12	Indiscernible
Totals:			131	199.5	

AJ5809NP
No. A25-00265

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/18/00
PAGE: 11

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAN MORGAN	04/14/1887	IRRIGATION	04-01 11-01	3.000 CFS	
C	IDA MORGAN					
	WAYAN ID 83285			TOTAL DIVERSION:	3.000 CFS	
	(208) 574-2155			CONSUMPTIVE USE:		327.50 AFA

Water Source: HARRISON CREEK

Tributary to: SINKS

Stage: DECREED

Point(s) of Diversion:

T05S R43E S11
S12

SESWSE
NENWSW

CARIBOU County
CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM			
05S	43E	11	:			23	06	:				20	:	40		03	28	:	07	04	:	131.0		
																			TOTAL ACRES					131.0

POU County: CARIBOU

Non-Irrigation Uses: INCIDENTAL STOCKWATERING

Other Rights: BENEFICIAL USE RIGHT FROM UNNAMED STREAM.

Other Water Rights Listing Overlapping Place(s) of Use:
A25-13413

Remarks: GEN DECREE GIVES ALL WATER FROM CK. TO LANDS STATED.

Dates: Exam Made Date: Verified Date: 05/20/1985 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 01/23/90 THOMPSON 03/29/95 POST-STD



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

October 6, 2000

JAMES & EARLENE CRAWFORD
3724 LANES CREEK RD
WAYAN ID 83285

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT 25-265, 25-13413

Dear Mr. & Mrs. Crawford:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect you as the new claimant.

However, these claims include 20 acres in the SE of the NW of Section 11 that are not listed in the deed you submitted. The county assessor says this property is owned by a Mr. Nuffer. If Mr. Nuffer is not entitled to the water under these rights, then I suggest you amend your claims to remove this 20 acres.

Permit 25-7559 is already in your name and 25-13414 and 25-13415 has been forwarded to our state headquarters in Boise for processing.

If you have any questions about these matters, please do not hesitate to call.

Respectfully yours,

Jennifer Crabtree
Technical Records Specialist

Enclosure

RECEIVED

JUN 19 2000

Department of Water Resources
Eastern Region

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 25-07559-permit done
 Adjudication Claim No(s): 25-13414rd 25-13415rd 25-13413
25-00265
2. The following **REQUIRED** information must be submitted with this form:

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant

James Daniel Morgan

- ✓ 4. New Owner/Claimant(s)

James E and Earlene L Crawford

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

3724 Lane Creek Rd

City, State and ZIP Code

Wayan Idaho 83285

New Telephone Number

(208) 574-2166

5. Date you acquired the property

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s)
or Claimant(s)

James E Crawford
Earlene L Crawford

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

P.O. Box 487
56 E. 2nd So.
Soda Springs, ID 83276

& Associates
WILLIAM B. MAUGHAN, GRI
BROKER-APPRAISER

REALTOR®

Telephone 547-4909

LEGAL DESCRIPTION

Estate of J. Daniel Morgan, a single man and
Ida K. Morgan, a single woman

Caribou County, Idaho

Township 5 South, Range 43 East of the Boise Meridian:

Section 1: SW1/4SW1/4,

Section 2: S1/2SE1/4,

Section 10: SE1/4SE1/4,

Section 11: N1/2NE1/4, SW1/4NE1/4, NE1/4SW1/4, S1/2SW1/4,
W1/2SE1/4,

Section 12: NE1/4NW1/4,

Section 14: NW1/4NE1/4, N1/2NW1/4,

Section 15: NE1/4NE1/4.

COPY

Last Will and Testament

OF

J. DANIEL MORGAN

I, J. DANIEL MORGAN, also known as DAN MORGAN, of Wayan, Caribou County, State of Idaho, hereby make, publish and declare this to be my Last Will and Testament and revoke all previous wills and codicils made by me.

12.11.97

Section 1. Identification of Family

1.01 I am a single man, having never been married.

1.02 I have no children, living or deceased.

Section 2. Nomination of Personal Representative and Trustee

2.01 I hereby nominate JAMES E. CRAWFORD of Wayan, Idaho, to serve as my personal representative.

2.02 I hereby appoint JAMES E. CRAWFORD of Wayan, Idaho, as the trustee of any trust created under this will.

Section 3. Specific and General Gifts

3.01 I give, devise and bequeath my property, except my real property and except tangible personal property as provided in Section 4 to my Trustee in Trust. The trustee shall hold, administer and distribute my trust estate as hereinafter provided in this will. My trust estate shall consist of the property devised under this paragraph and all other property, benefits or assets payable or distributed to the trustee by reason of my death.

3.02 I give, devise and bequeath my real property to JAMES E. CRAWFORD. In the event he fails to survive me, I give, devise and bequeath my real property to his wife, Earline Crawford, in the event she fails to survive me then I give, devise and bequeath my real property to the issue of James E. Crawford by representation.

Section 4. Disposition of Tangible Personal Property

4.01 I direct that my tangible personal property be distributed in accordance with a written statement signed by me or in my handwriting which I intend to leave at my death.

CERTIFICATION OF VITAL RECORD

STATE OF IDAHO
IDAHO DEPARTMENT OF HEALTH AND WELFARE
CENTER FOR VITAL STATISTICS AND HEALTH POLICY

CERTIFICATE OF DEATH

DATE FILED: DECEMBER 17, 1997

STATE FILE NUMBER: 97-08072

DECEDENT: JAMES DANIEL MORGAN

DATE OF DEATH: DEC. 11, 1997
TIME OF DEATH: 1:15 A.M.

PLACE OF DEATH: SODA SPRINGS, IDAHO

DATE OF BIRTH: AUG. 20, 1907

PLACE OF BIRTH: IDAHO

AGE: 90 YEARS SEX: MALE VETERAN? NO

MARITAL STATUS: NEVER MARRIED

SOCIAL SECURITY NUMBER: 518-16-6419 RESIDENCE: WAYAN, IDAHO

FATHER: JAMES O. MORGAN
FATHERS BIRTHPLACE: UTAH
MOTHER (MAIDEN): MATTIE E. DIMMICK
MOTHERS BIRTHPLACE: ILLINOIS

MORTUARY: ALLEN-SIMS FUNERAL HOME
MORTICIAN: F. DUAYNE SIMS

SODA SPRINGS, IDAHO
DISPOSITION: CREMATION

CERTIFYING PHYSICIAN: JOHN W. OBRAY, MD

AUTOPSY: NO

1. CAUSE OF DEATH, UNDERLYING CAUSE LAST:

INTERVAL

PNEUMONIA

48 HOURS

2. OTHER CONDITIONS CONTRIBUTING TO DEATH BUT UNRELATED TO ABOVE CAUSES:

ADVANCED AGE

MANNER OF DEATH: NATURAL

AMENDED: 01/13/98

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO CENTER FOR VITAL STATISTICS AND HEALTH POLICY.

DATE ISSUED: JANUARY 13, 1998

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

Jane S. Smith
JANE S. SMITH
STATE REGISTRAR



ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

4.02 I give, devise and bequeath my tangible personal property not disposed of by the written statement described in paragraph 4.01 above to be distributed with my residuary estate.

Section 5. Residuary Devise

5.01 The balance of my residuary estate shall consist of all property or money owned by me at the time of my death and not otherwise effectively disposed of in this will, including all insurance proceeds or other death benefits that are payable to my estate but excluding any property over which I may have a power of appointment, less all valid claims asserted against my estate and all expenses incurred in administering my estate, including expenses of administering nonprobate assets.

5.02 I give, devise and bequeath the balance of my residuary estate in trust to the trustee named in paragraph 2.02 of this will. The trustee shall hold, administer and distribute my trust estate as hereinafter provided in this will. My trust estate shall consist of the property devised under this paragraph 2.01 and all other property, benefits or assets payable or distributed to the trustee by reason of my death.

Section 6. Powers of Personal Representative

6.01 I direct that my personal representative, and any successor thereto, be permitted to serve without bond in any jurisdiction.

6.02 My personal representative, and any successor thereto, shall have all of the powers granted to personal representatives and fiduciaries under the probate code and other applicable laws of the state of Idaho, including the power to execute any joint or individual tax return on my behalf or on behalf of my estate.

6.03 My personal representative shall be entitled to reasonable compensation for services actually performed and to reimbursement of expenses properly incurred.

6.04 My personal representative shall have, in addition to any other powers, the power to invest, reinvest, sell, mortgage, lease or otherwise transfer or dispose of any part or all of my estate, without the necessity of obtaining prior or subsequent court approval.

6.05 My personal representative may make distributions either in cash or in kind. Distributions in kind may be made at the discretion of my personal representative. My personal representative may make any distributions under this will either (1) directly to the beneficiary, (2) in any form allowed by applicable state law for gifts or transfers to minors or persons under disability, (3) to the beneficiary's guardian, conservator, or caregiver for the benefit of the beneficiary, or (4) by direct payment of the beneficiary's expenses.

Section 7. Construction and Definitions

The following rules and definitions shall apply in the construction of this instrument and in the administration of my estate:

7.01 When an interest is given to the issue of a deceased person, distributions shall be made by representation whereunder the issue of the deceased person take and share equally the share of the estate that would have been taken by deceased person if he or she were alive.

7.02 Any reference to my "personal representative" in whatever form refers to the person, persons, or institution then acting as the personal representative of my estate.

7.03 If any devisee or other beneficiary under this will dies within 10 days after my death or under such circumstances where there is insufficient evidence in the judgment of my personal representative to determine whether such person has died within 10 days after my death, the devisee or beneficiary shall be deemed to have failed to survive me.

7.04 All questions as to the validity and construction of this will shall be governed by the laws of the state of Idaho.

7.05 The term "estate and death taxes" shall mean all estate, inheritance, transfer, succession, or other taxes or duties payable by reason of my death, including interest and penalties thereon.

Section 8. Payment of Taxes and Expenses

8.01 I direct my personal representative to pay the expenses of administering my estate, the expenses created by reason of my death, and all estate and death taxes payable with respect to property includable in my gross estate or taxable by reason of my death, whether or not such property is part of my probate estate and whether or not such taxes are payable by my estate or by the recipient of any such property. Such taxes and expenses should be paid out of my residuary estate without apportionment, but shall not be paid out of funds or property allocated to the trust described in section 11 of this will.

Section 9. Designation of Trust

9.01 The trustee shall administer my trust estate described in paragraph 3.01 of this will into what shall be known as the J. DANIEL MORGAN TRUST.

9.02 My sister, Ida K. Morgan, shall be the primary beneficiary of the J. Daniel Morgan Trust. Upon her death the Trust shall be divided into three shares, two of which shall be equal in value to 40% each of the total assets of the J. Daniel Morgan Trust and the third share shall be equal to 20% of the value of the assets of the J. Daniel Morgan Trust.

9.03 40% of the Trust assets shall remain in the said trust to be administered for the benefit of James Graham under the same terms and conditions of the Trust with James Graham as the primary beneficiary. Upon his death this share of the J. Daniel Morgan Trust assets shall be distributed to the wife of James Graham who is now married to him. If she fails to survive James Graham by at least 10 days this share of the Trust assets shall be distributed to the issue of James Graham by representation. The J. Daniel Morgan Trust shall then terminate.

9.04 40% of the assets of the J. Daniel Morgan Trust determined at the date of the death of Ida K. Morgan shall be distributed by the trustee to Harry Graham. If the said Harry Graham does not survive Ida K. Morgan by at least 10 days, the trustee shall distribute the stated 40% of the trust assets to his wife, to whom he is now married, if she fails to survive Ida K. Morgan by at least 10 days, the same shall go to the issue of Harry Graham by representation.

9.05 20% of the assets of the J. Daniel Morgan Trust determined at the date of the death of Ida K. Morgan shall be distributed by the trustee to James E. Crawford. If the said James E. Crawford does not survive Ida K. Morgan by at least 10 days, the trustee shall distribute the stated 20% of the trust assets to his wife, to whom he is now married, if she fails to survive Ida K. Morgan by at least 10 days, the same shall go to the issue of James E. Crawford by representation.

Section 10. J. Daniel Morgan Trust

10.01 During the life of my sister, the trustee may distribute so much of the income and principal of the J. Daniel Morgan Trust to or for the benefit of one or more persons within a class consisting of my beneficiaries, their wives, and their issue in such proportions and in such amounts as the trustee in its discretion may determine to be necessary or advisable for their health, education, support and maintenance, provided, however, that in exercising its discretion the trustee shall give primary consideration to the needs and general well being of my sister and secondary consideration to the needs of my other beneficiaries, their wives and their issue. Any income not distributed may be added periodically to principal.

10.02 The trustee is directed to distribute the principal and income of the J. Daniel Morgan Trust in accordance with the following guidelines:

(a) The primary purposes of the J. Daniel Morgan Trust are to provide for the comfortable support, medical care, and other best interests of my sister, having regard for my sister's other means of support; to provide for the comfortable support, medical care, and other best interests of my beneficiaries. The preservation of principal is not as important as the accomplishment of these objectives.

(b) In making distributions to beneficiaries other than my sister, the trustee may, but need not, consider all funds known to the trustee to be available to the beneficiary.

Section 11. Trustee Provisions

11.01 The trustee serving under any trust created in this will may perform every act reasonably necessary to administer the trust. In addition to and not in limitation of the powers, authorities and discretions granted to the trustee by statute, common law or under any administrative or court rule, the trustee is hereby authorized and empowered to hold, retain, invest, reinvest and manage without diversification as to kind, amount, or risk of non-productivity in realty or personalty and without limitation by statute or rule of law, partition, sell, exchange, grant, convey, deliver, assign, transfer, lease, option, mortgage, pledge, abandon, borrow, loan, contract, distribute in cash or kind or partly in each at fair market value on the date of distribution, without requiring pro rata distribution of specific assets and without requiring pro rata allocation of the tax bases of such assets, hold in nominee form, continue businesses, carry out agreements, deal with other fiduciaries and business organizations in which the trustee may have an interest; establish reserves, release powers, and abandon, settle or contest claims; employ attorneys, accountants, custodians of the trust assets, other agents or assistants as deemed advisable to act with or without discretionary powers and compensate them and pay their expenses from income or principal or both.

11.02 The trustee may make any payments under any trust under my will either (1) directly to the beneficiary, (2) in any form allowed by applicable state law for gifts or transfers to minors or persons under disability, (3) to the beneficiary's guardian, conservator, or caregiver for the benefit of the beneficiary, or (4) by direct payment of the beneficiary's expenses. A receipt by the recipient for any such distribution, if such distribution is made in a manner consistent with the proper exercise of the trustee's duties, shall fully discharge the trustee.

11.03 If for any reason the trustee is unwilling or unable to act as to any property of any trust created hereunder, the trustee may designate in writing an individual or a bank or trust company to act as cotrustee or substitute trustee as to such property or with respect to any provision, and may revoke any such designation at will. Each cotrustee or substitute trustee so acting shall exercise all fiduciary powers granted by my will unless expressly limited by the trustee in the instrument designating such cotrustee or substitute trustee. Any cotrustee or substitute trustee may resign at any time by written notice to the trustee.

11.04 No trustee shall be obligated to examine the accounts, records, or acts, or in any way or manner be responsible for any act or omission to act on the part of any previous trustee or of the personal representative of my estate. No trustee shall be liable to my personal representative or to any beneficiary for the consequences of any action taken by such trustee which would, but for the prior removal of such trustee, have been a proper exercise by such trustee of the authority granted to the trustee under my will, until actual receipt by such trustee of notice of such removal. Any trustee may acquire from the beneficiaries, or from their guardians or conservators, instruments in

writing releasing such trustee from liability which may have arisen from the acts or omissions to act of such trustee, and indemnifying such trustee from liability therefor, and such instruments, if acquired from all then living beneficiaries, or from their guardians or conservators, shall be conclusive and binding upon all parties, born or unborn, who may have, or may in the future acquire, an interest in the trust.

11.05 Any successor trustee at any time serving hereunder, whether corporate or individual, shall have all the title, rights, powers and privileges, and be subject to all of the obligations and duties, both discretionary and ministerial, as herein granted to the original trustee hereunder, and shall be subject to any restrictions herein imposed upon the original trustee. Any fiduciary succeeding to the trust business of any corporate trustee shall become a successor trustee under my will with like powers, duties, and obligations.

11.06 Any trustee may resign by giving written notice thereof to my personal representative, if serving, to any adult beneficiary, and to the parents or guardians of any minor beneficiary then eligible to receive current income, and to any other trustee then serving. Such written notice shall be delivered by hand or by certified mail and shall become effective upon the acceptance of appointment by the successor trustee.

Section 12. Administrative Provisions

12.01 Any trust established under this instrument shall be administered in a timely and efficient manner consistent with its terms, free of active judicial intervention and without order, approval or other action by any court, subject only to the jurisdiction of a court being invoked by the trustees or other interested parties or as otherwise provided by law.

12.02 I direct that no trustee shall be required to give any bond in any jurisdiction, and if, notwithstanding this direction, any bond is required by any law, statute, or rule of court, no sureties be required.

12.03 Any trustee under this instrument shall be entitled to reasonable compensation commensurate with services actually performed and shall be entitled to reimbursement for expenses actually and properly incurred.

12.04 No beneficiary shall have any right to anticipate, sell, assign, mortgage, pledge or otherwise dispose of or encumber all or any part of any trust estate established for his or her benefit under this instrument, nor shall any part of such trust estate, including income, be liable for the debts or obligations of any beneficiary or be subject to attachment, garnishment, execution, creditor's bill or other legal or equitable process.

12.05 The trustee of any trust established under this instrument shall not be obligated to undertake litigation for collection of any benefits or assets payable by reason of the testator's death including, but not limited to, benefits under life insurance policies, employee benefit plans or other contracts, plans, or arrangements providing for payment or transfer at death which are payable to such trust unless it is indemnified to its satisfaction against any liability and expense of such litigation. Payment to such trustee and the receipt of or release by the trustee shall fully discharge any payor and no payor need inquire into or take notice of this agreement or see to the application of such payment. Anything in this instrument to the contrary notwithstanding, any benefits or assets payable by reason of my death which are payable to the trustee of any trust established under this instrument shall not be subject to the claims against my estate. Such benefits shall not be subject to the control of my personal representative or included in the property administered as a part of my probate estate.

12.06 All trusts created hereunder shall in any event terminate no later than 21 years after the death of the last survivor of the group composed of myself, my sister, and other named beneficiaries living at my death. The property held in trust shall be discharged free of any trust and shall immediately vest in and be distributed to the persons then entitled to the income therefrom in the proportions in which they are beneficiaries of the income, and for this purpose only, any person then eligible to receive discretionary payments of income of a particular trust shall be treated as being entitled to receive the income, and if more than one person is so treated, the group of such persons shall be treated as being entitled to receive such income as a class, to be distributed among them by representation.

12.07 In all matters pertaining to the administration of any trust under this instrument, when more than two trustees are acting, the concurrence and joinder of a majority of such trustees shall control; but any trustee may dissent or abstain from a decision of the majority, and such trustee shall be absolved from personal liability by registering such dissent or abstention in the records of such trust, and shall thereafter act with the other trustees in any way necessary or appropriate to effectuate the decision of the majority. If two trustees are acting, however, the joinder of both of them shall be required.

12.08 At any time there is a corporate trustee acting, such corporate trustee shall be the custodian of my estate and trust property and of the books and records of my estate or trust, and may perform all ministerial acts necessary for the acquisition and transfer of personal property and money, including the signing and endorsement of checks, receipts, stock certificates, and other instruments, and no person need inquire into the propriety of any such act.

12.09 Any trustee may release in whole or in part, temporarily or permanently, any power, authority, or discretion conferred by my will or by a trust created thereunder, by a writing delivered to any co-trustee, and to each beneficiary then eligible to receive income distributions from any trust or, if none, to all ascertainable beneficiaries. Such renunciation or release shall not affect the grant of power, authority, or discretion renounced or released.

12.10 The trustee shall report no less frequently than annually to all adult beneficiaries and to the guardian of any beneficiaries then eligible to receive current income. The report shall disclose all receipts, disbursements, and distributions made during the reporting period, and identify all property then held as the principal of the trust. The records of the trust shall be open at all reasonable times to the inspection of the beneficiaries of the trust and their representatives.

12.11 The trustee, in its discretion and at the expense of the estate, may institute, join, compromise, settle, dismiss, and defend any trust created under this will and any property administered hereunder in any judicial or administrative proceeding. The trustee is authorized to retain such legal counsel and ancillary personnel as it may deem appropriate in the exercise of its discretion hereunder.

12.12 Notwithstanding the general powers conferred upon the trustee, no trustee shall exercise or participate in the exercise of discretion with respect to the distribution of income or principal, or the termination of any trust administered hereunder (1) to or for the benefit of such trustee; or to or for the benefit of any beneficiary in whom is vested at the time of such exercise the power to remove or to participate in the removal of such trustee or to designate or to participate in the designation of a replacement trustee, which power can be exercised by the beneficiary without the consent or joinder of at least one other person having a substantial interest in the trust estate which is adverse to that of the beneficiary; to the extent that the exercise of such discretion is in excess of that which is necessary for the education, health, maintenance, and support of such trustee

or of such beneficiary, as the case may be; (2) to any person such trustee or any such beneficiary is legally obligated to support, to the extent such distribution is for the purpose of discharging such support obligation; or (3) which would cause the disqualification of an otherwise qualified disclaimer.

IN WITNESS WHEREOF, I hereby subscribe my name to this instrument this 20th day of June, 1995 at Soda Springs, Caribou County, State of Idaho.
Wayan

151
J. DANIEL MORGAN
Testator

The foregoing instrument, consisting of 10 pages of which this is the last substantive page, was on the 20th day of June, 1995, signed and published by J. DANIEL MORGAN, the testator, and declared by the testator to be his Last Will and Testament in the presence of each of us, who, at the testator's request and in the testator's presence, and in the presence of each other now subscribe our names as witnesses.

151 Larry K. Swain
SIGNATURE OF WITNESS

NAME OF WITNESS

ADDRESS OF WITNESS

151 Leith R. Somsen
SIGNATURE OF WITNESS

NAME OF WITNESS

ADDRESS OF WITNESS

STATE OF IDAHO)
)
 :SS
COUNTY OF CARIBOU)

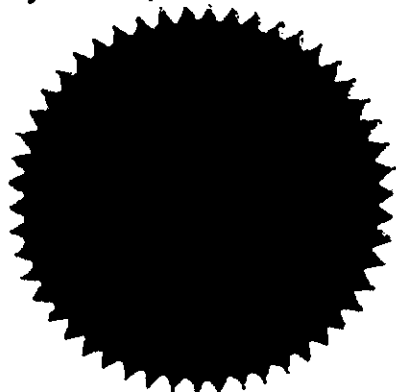
We, J. DANIEL MORGAN, Larry K. Swain and Leith R. Somaen, the testator and the witnesses, respectively, whose names are signed to the attached or foregoing instrument, being first duly sworn, do hereby declare to the undersigned authority that the testator signed and executed the instrument as his last will and that he had signed willingly (or directed another to sign for him), and that he executed it as his free and voluntary act for the purposes therein expressed; and that each of the witnesses, in the presence and hearing of the testator, signed the will as witness and that to the best of his or her knowledge the testator was at the time 18 or more years of age, of sound mind and under no constraint or undue influence.

15/
J. DANIEL MORGAN
Testator

15/ Larry K. Swain
SIGNATURE OF WITNESS

15/ Leith R. Somaen
SIGNATURE OF WITNESS

Subscribed, sworn to and acknowledged before me by J. DANIEL MORGAN, the testator, and subscribed and sworn to before me by Larry K. Swain and Leith R. Somaen, this 20th day of June, 1995.



15/ Marilyn L. Swain
NOTARY PUBLIC, STATE OF IDAHO
Residing at Wayan
Commission Expires 4-15-97

A. BRUCE LARSON

Attorney at Law

241 S. Main-P.O. Box 608

Soda Springs, Idaho 83276

Telephone: (208) 547-2186

Fax: (208) 547-2297

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE

STATE OF IDAHO, IN AND FOR THE COUNTY OF CARIBOU

PROBATE CASE NO. SP 97-1271

LETTERS OF ADMINISTRATION

JAMES DANIEL MORGAN,

1. JAMES E. CRAWFORD was duly appointed and qualified as Personal

Representative of the estate of the above-named decedent on the 8 day of January, 1998, by the
Magistrate Judge, with all authority pertaining thereto.

2. Administration of the estate is unsupervised.

STATE OF IDAHO }
COUNTY OF CARIBOU } ss. WITNESS my signature and the Seal of this Court, this 8 day of January, 1998.

I HEREBY CERTIFY THAT THE ABOVE AND FOREGOING IS A FULL, TRUE AND CORRECT COPY OF THE ORIGINAL AS THE SAME APPEARS OF RECORD OR ON FILE IN THIS OFFICE

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE
OFFICIAL SEAL OF THIS OFFICE AT SODA SPRINGS, IDAHO THIS 8
JAY OF Cheney 19 98

Ronald M. Hart
Lawyer Magistrate

Edie Izatt
Clerk of the District Court

adminstr.ltr
Letters of Administration

Deputy Clerk

CARIBOU NATIONAL FOREST -

41 E.

R. 42 E.

R. 43 E.

is may be marked as
and Area Restrictions:

AVING TRAVEL
RICTED AREA

ounter are:



SEDAN

ALL-TERRAIN
VEHICLE

Symbol with RED
SLASH indicates ac-
tivity not allowed.
Symbol with
YELLOW SLASH in-
dicates activity not
recommended.

L FOREST
MARKERS

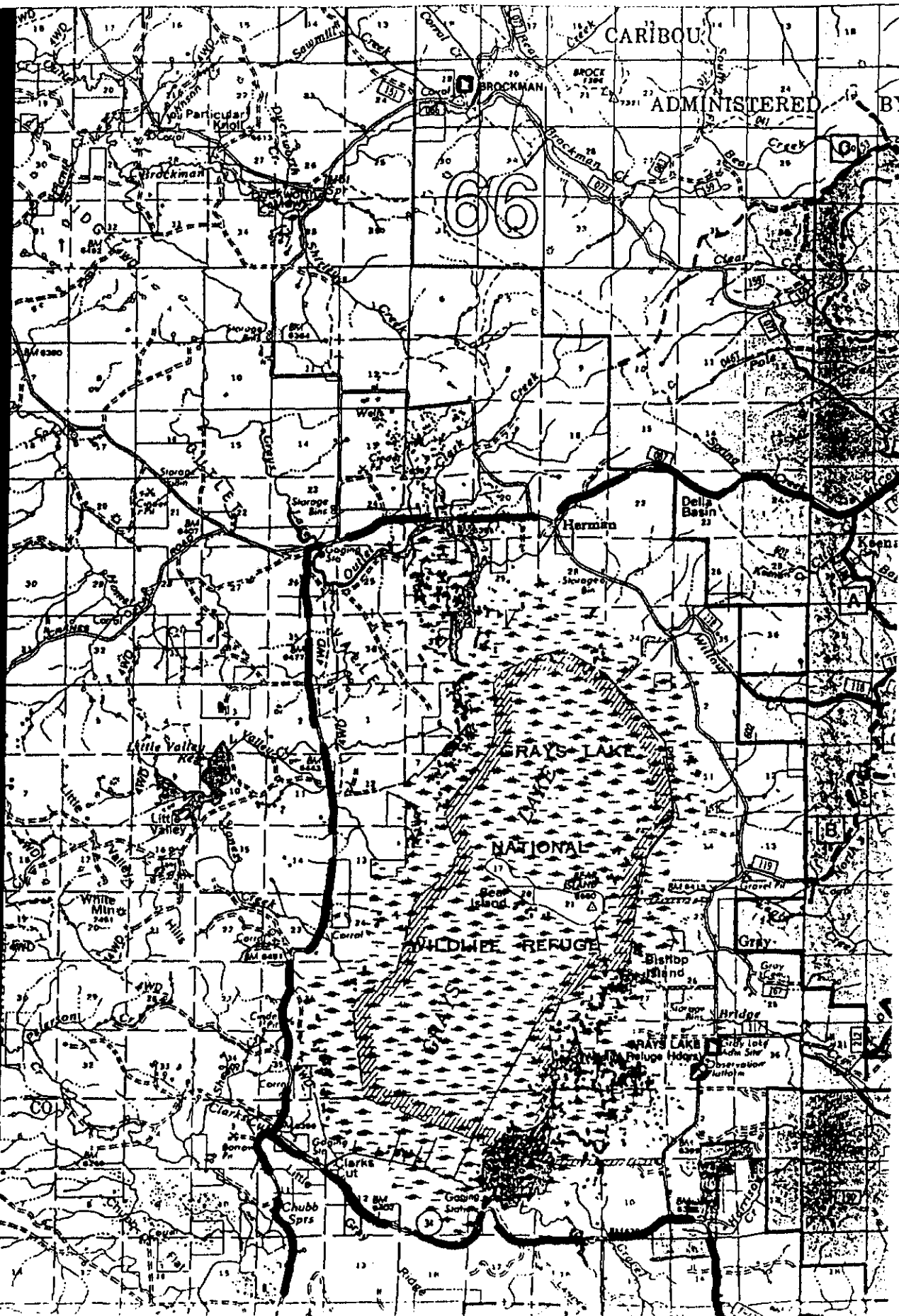


Roads maintained
for LOW clearance
vehicles, such as
sedans, trailers and
motorhomes.

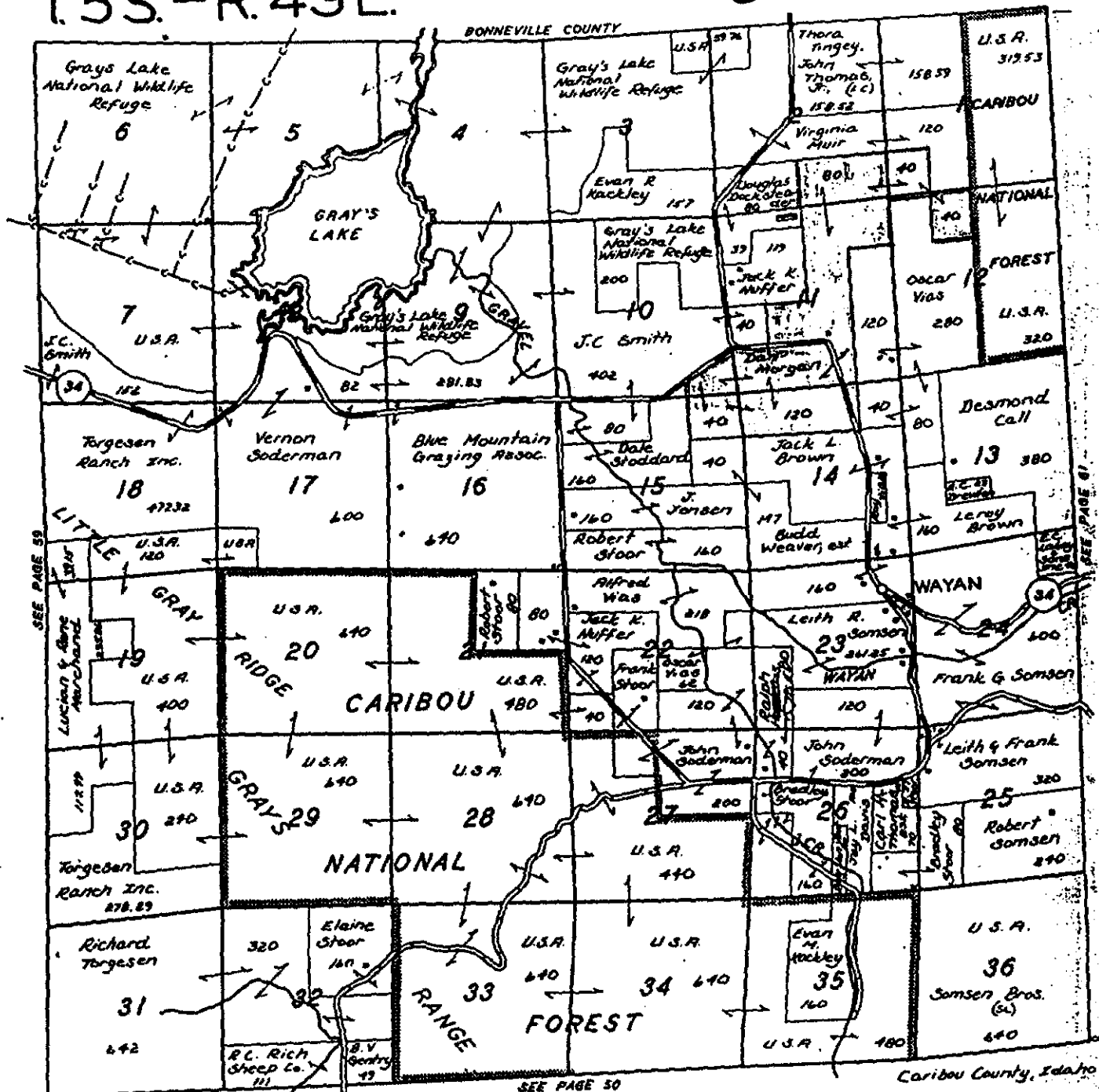


Roads suitable for
HIGH clearance
vehicles, such as
4x4 and pickup.

ROUTE DESIGNATIONS!



T.5S.-R.4SE.



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SEE PAGE 50

Caribou County, Idaho