

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: A29-04007
Date Received: 11/03/1988
Receipt No: E003757
Received By: ENC

AMENDED.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ALAN K. BROADHURST 208-232-2640
Address: P.O. BOX 4300
POCATELLO, ID 83205

2. Date of Priority: AUG 22, 1911

3. Source: BLUE CRANE CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	36E	13	SW	NW	SW		BANNOCK

5. Description of diverting works:
RESERVOIR/PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/15	0.350		

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

8. Total consumptive use is 42.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	36E	14	SE	NE		IRR	5.0
			NE	SE		IRR	4.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
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Section Acres 9.0

Total Acres 9.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

A29-02424.

14. Remarks:

RESERVOIR WHICH COLLECTS WATER FOR PIPELINE IS APPROXIMATELY 10' X 10' X 2'. THE PIPELINE IS ALSO USED TO DIVERT WATER FOR HYDROPOWER PLANT DESCRIBED IN A29-07761.

THE CLAIM IS BASED ON A PORTION OF LICENSE 29-2128.

15. Basis of Claim: LICENSE

Water Right Number: 7674

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): _____ Date: 6-14-90

Date:

MICROFILMED

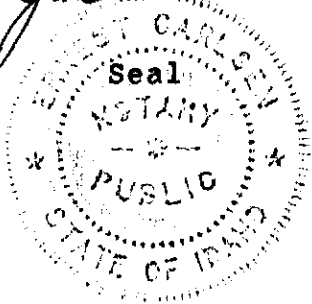
NOV 13 1992

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 14 day

of June 19 90

Ernest Carlson
Notary Public



Residing at Idaho Falls, ID.

My Commission Expires 8-14-1994

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
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CIVIL CASE NUMBER: 39576

Ident. Number: A29-04007
Date Received: 11/03/1988
Receipt No: E003757
Received By: ELC.

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ~~DON NOBLE~~ *Broadhurst C/o* 208-775-3642
Address: 2498 OLD HWY. 91 S.
MC CAMMON, ID 83250

2. Date of Priority: AUG 22, 1911

3. Source: BLUE CRANE CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	36E	13	SW	NW	SW		BANNOCK

5. Description of diverting works:
RESERVOIR/PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/15	0.350		

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

8. Total consumptive use is 42.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	36E	14	SE	NE		IRR	5.0
			NE	SE		IRR	4.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	9.0
					Total Acres	9.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
A29-02424.

14. Remarks:

RESERVOIR WHICH COLLECTS WATER FOR PIPELINE IS APPROXIMATELY
10' X 10' X 2'. THE PIPELINE IS ALSO USED TO DIVERT WATER FOR
HYDROPOWER PLANT DESCRIBED IN A29-07761.
THE CLAIM IS BASED ON A PORTION OF LICENSE 29-2128.

15. Basis of Claim: LICENSE

Water Right Number: 7674

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): + *Don Dale* Date: May 21/90

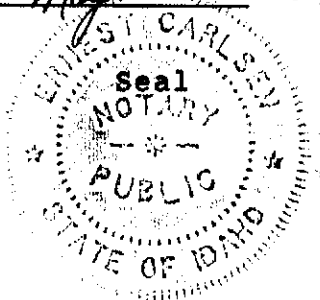
Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 21 day

of May 19 90.

Ernest Carlson
Notary Public



Residing at Idaho Falls, ID.

My Commission Expires 6-14-1994.

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 A29-04007Date Received 11/3/88Receipt Number E00357
E003757

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Don Noble Phone (20F) 725-3642Mailing Address 2448 Old Hi 91 So McPadden Zip 832502. Date of Priority (Only one (1) per claim) 8-22-19113. Source of water supply (a) Blue Crane Creek
which is tributary to (b) Fortneuf River4. a. Location of existing point of diversion is: Township 8S Range 36E Section 13
SW 1/4 of SE 1/4 of NE 1/4, Govt. Lot, B.M., County of BANNOCKAdditional points of diversion if any: Reservoir U.H Pipe Line
10' x 10' x 2' deep

b. If instream flow, beginning point of claimed instream flow is:

Township 8 Range 36E Section 13, SW 1/4 of NE 1/4 ofGovt. Lot B.M., County of BANNOCKending point is: Township 8 Range 36E Section 13, NE 1/4 of SE 1/4 of1/4, Govt. Lot B.M., County of BANNOCK5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.Constructed Plant for
generation on existing U.H pipe line
for small hydro plant (2 MW). Also useThis under for sprinkler irrigation, have easement
(meadow diked) across Fish LaneWATCH RIGHT NO. 29-7761 (generation)

NOV 13 1992

A2904007



6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from April to Nov 1 amount .35 or 30 APPROX

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .35 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 40 42.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
8S	36E	14				5									4	8			17

Total number of acres irrigated 17

11. In which county (ies) are lands listed above as place of use located? _____

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Small Hydro Plant - 2 KW - (NOT IN USE) or None ()

14. Remarks: Due to lack of water - Hydro Plant has not been producing any (0) power. Also have been unable to irrigate due to drought. Can run only 2 sprinkler heads from this source - FISH
denote not that water usage

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NOV 13 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

(29-2128)

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License 7674 Permit _____
Decree _____
If applicable provide IDWR Water Right Number 29-4007-29 ~~29-4007-7674~~
Court _____ Case Number _____ Decree Date 8-22-1911
Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.
Signature of Claimant (s) [Signature] Date Oct-16-88
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

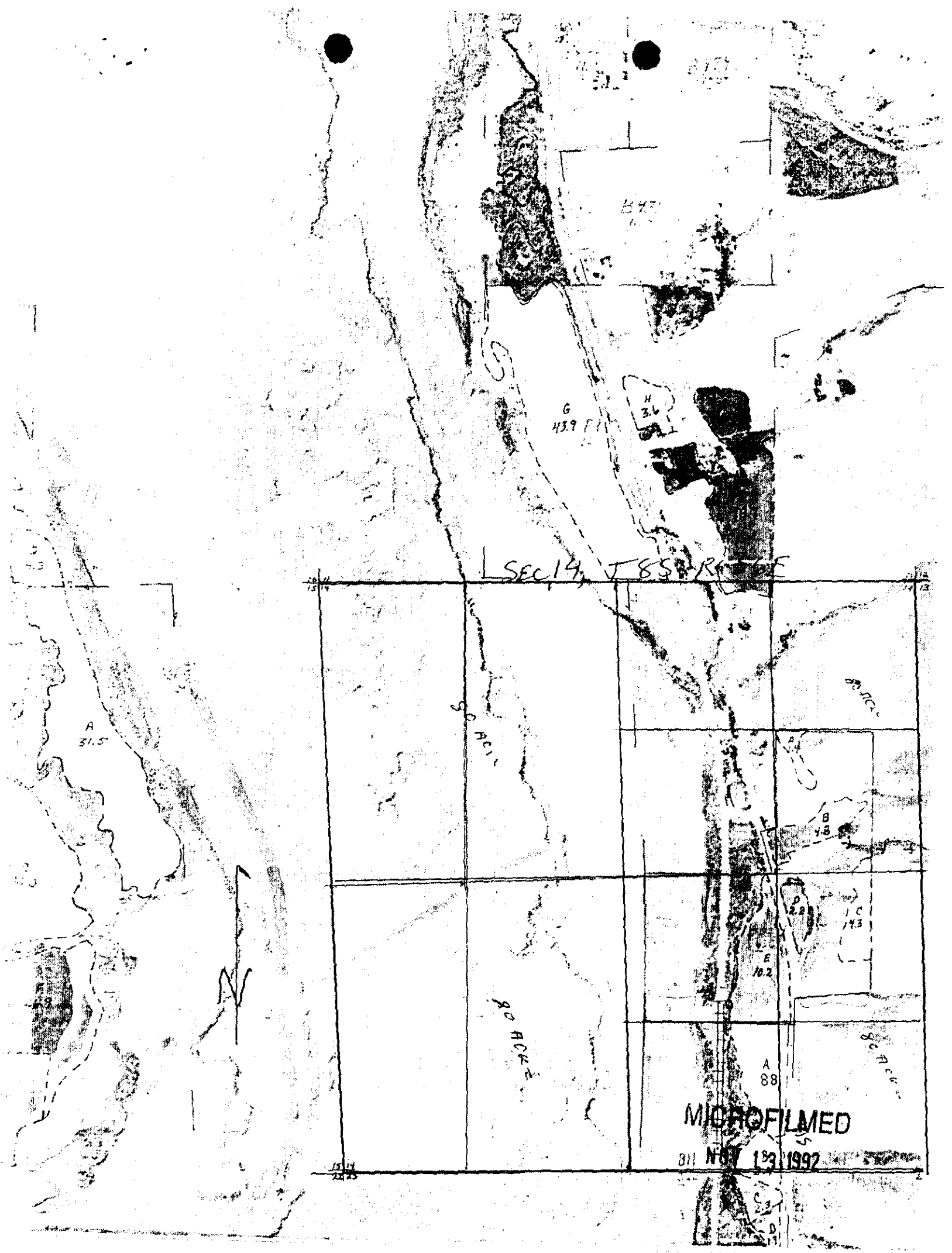
State of Idaho/or _____)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 11 day of Oct 19 88
SEAL Notary Public [Signature]
Residing at Thonney, Idaho
My Commission Expires 11-17-91
Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.
Signature _____
Address _____
Date _____

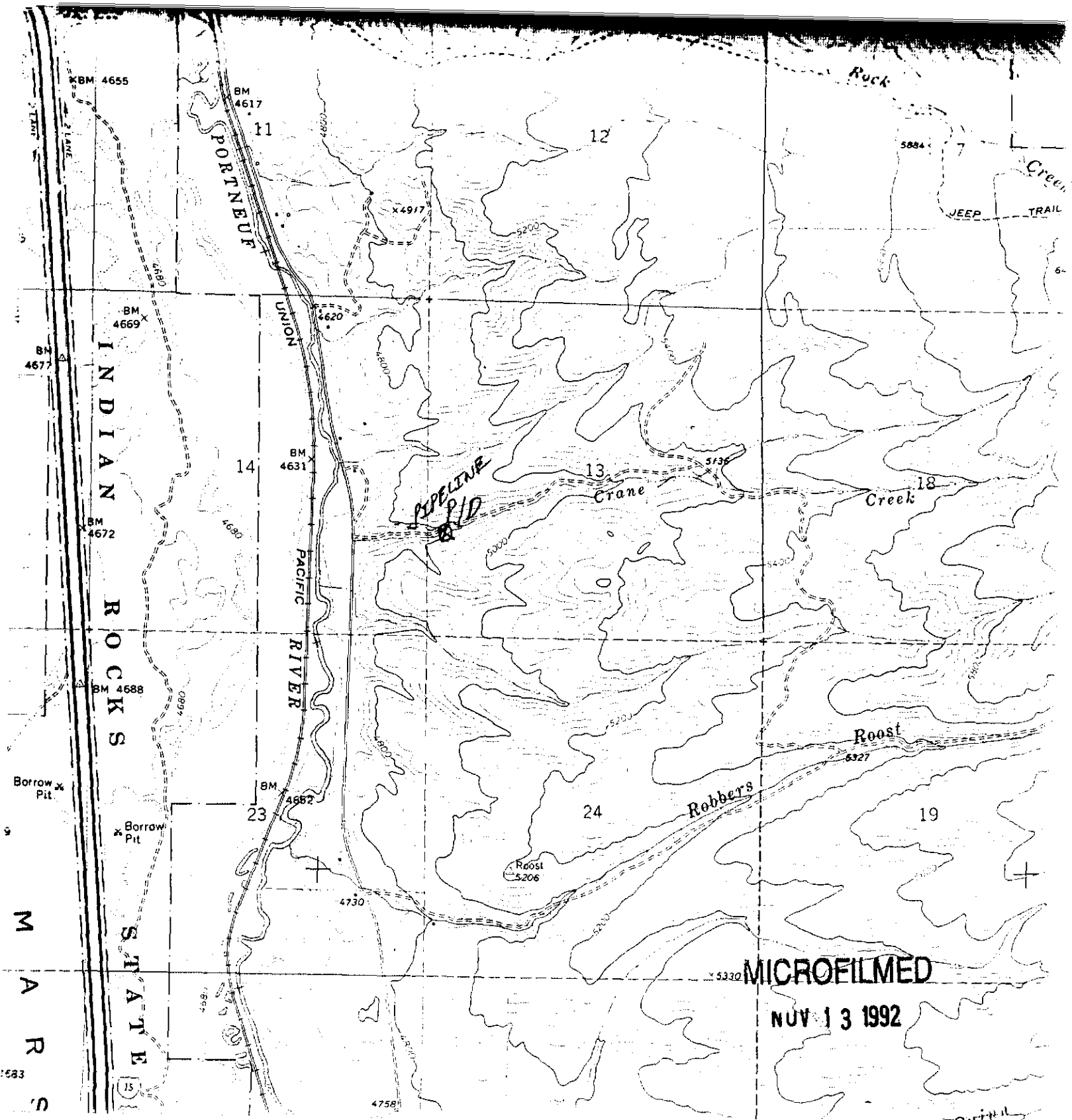
Last Name _____ Ident. Number _____

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NOV 13 1992
Copies White-State, Yellow-Claimant



MICROFILMED

811 NOV 13 1992



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NOV 13 1992

Log for claim A29-04007

Spatial Dynamics AMH

8/10/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s36e	14	SENE	5	5.3	
08s36e	14	NESE	4	2	
Totals:			9	7.3	

AJ5809NP
No. A29-04007

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/22/00
PAGE: 131

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ALAN K BROADHURST PO BOX 4300 POCATELLO ID 83205 (208) 232-2640	08/22/1911	IRRIGATION	04-01 10-15	0.350 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	0.350 CFS 42.50 AFA

Water Source: BLUE CRANE CREEK

Tributary to: PORTNEUF RIVER

Stage: LICENSE

Point(s) of Diversion:

T08S R36E S13

SWNW

BANNOCK 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	Lt	Ac	SUM				
-----																					-----				
08S 36E 14 :											05 :										04				9.0
																					TOTAL ACRES	9.0			

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: A29-02424.

Other Water Rights Listing Overlapping Place(s) of Use:
A29-02424 A29-02424A

Remarks: GEN RESERVOIR WHICH COLLECTS WATER FOR PIPELINE IS APPROXIMATELY
10' X 10' X 2'. THE PIPELINE IS ALSO USED TO DIVERT WATER FOR
HYDROPOWER PLANT DESCRIBED IN A29-07761.
THE CLAIM IS BASED ON A PORTION OF LICENSE 29-2128.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 11/03/88 OLENICHA 05/21/90 CARLSEN 06/14/90 CARLSEN 07/15/94 THOMPSON
03/29/95 POST-STD

Identification No. _____
Claim No. 29-4007
Map No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Don Noble
post office address Rt 1 Box 127 McCammon Idaho
2. The point of diversion is in NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Section 13 Township 8 S
Range 36 E B.M. located on Tracy Canyon Blue Grass Creek
(name of source)
tributary to Pedernis River in Bannock County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

8-22-1911 amount: .20 c.f.s. or 10 MINUTES acre feet
8-22-1911 amount: 50 c.f.s. or 25 MINUTES acre feet
8-22-1911 amount: _____ c.f.s. or _____ acre feet
Total claimed 70 c.f.s. or 35 MINUTES acre feet

- b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use 30 acre feed upper period of use from Apr 1 to Oct 15 (both dates inclusive)
use irrigation period of use from Apr 1 to Oct 15 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of WOOD
; length is 8 feet; height is 5 feet;
width at bottom is 4 feet; width at top is 4 feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known I use diesel pump with 2 mile sprinkler pipe from this headgate to water alfalfa pasture

b. Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____

[illegible]

if feeder canal is used give maximum carrying capacity_____c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions_____

1. **Introduction**
 2. **Background**
 3. **Methodology**
 4. **Results**
 5. **Discussion**
 6. **Conclusion**
 7. **References**
 8. **Appendix**
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 216. **Figure 208**
 217. **Figure 209**

[illegible]

5.7 acres have been developed since 1960 and that acreage will require more time to grow.

b. Do you get water through a ditch owned by several users? NO If yes, give the name of the ditch

The other users and their respective interests in the ditch are (if known) NO other users -

6. Where water is used for stock watering, give number of each kind of stock watered _____

7. Where water is used for domestic or municipal purposes give number of families served _____
name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities Water may eventually used for

domestic purposes pending the diversion and
construction of a gravity feed reservoir

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation

This water has been used only by the
owner of this road ever since early of the
old times in this area can remember. My
father-in-law Mr. Jones bought this place in 1930 and
he has used the water every year since that
time for irrigation and stock watering. I plan to
divert this stream and pipe it to a point that
will give me gravity feed sprinkling on the
entire place, but would like to establish
permanent claim to the use before spending that
amount of money. How do you suggest I get
permanent claim? before constructing these pipe
lines etc.

State of Idaho

County of Bannock 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 14th day of November, 1969

Don Noble
Claimant

Notary Public
Residing at Lava Hot Springs
Idaho

My commission expires Jan. 10. 1972

For Department Use Only
Received by ef Date 12-8-69 Exception filed by: _____ Forwarded to claimant by: _____ Date _____
Prelim. check by DM Date 12-8-69 _____
Fee received by ef Date 11-19-69 Fee \$ 10.00 _____
Approved for publication by _____
Published in Bannock Co. Dates 1-14-70 _____
Home Acct # 3871

29-4001

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	<u>May 18, 1871</u>	amount:	<u>0.8 c.f.s.</u> or _____	acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4 c.f.s.</u> or _____	acre feet
		Total claimed:	<u>1.2 c.f.s.</u> or _____	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[] Water Right Number(s): A29-04007 AND A29-10030

[] Name and Address of Former Claimant: Don NOBLE

2498 OLD HYW 91 So

McCammon, IDAHO 83250

[] New Claimant(s): ALAN K. BROADHURST

2498 OLD HYW 91 So

[] New Mailing Address: McCammon, IDAHO 83250

PO Box 4300

POCATELLO, IDAHO 83205

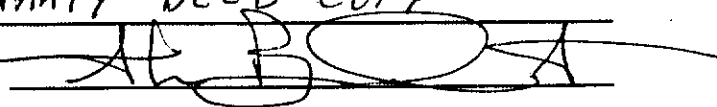
New Telephone Number: (208) 232-2640 (BUSINESS)

[] Does the change in ownership result in a splitting of the water right claimed? yes X no

If yes, then describe the portion of the water right that is now claimed by the new owner:

[☒] Attach proof of ownership

Describe proof attached: WARRANTY DEED COPY

[] Signature of New Claimant(s): 

Date: 6-14-90

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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WARRANTY DEED

For Value Received

DON NOBLE AND NORMA L. NOBLE, HUSBAND AND WIFE.

the grantors, do hereby grant, bargain, sell and convey unto
ALAN K. BROADHURST, A SINGLE MAN.

whose current address is
2498 OLD HWY 91, MCCAMMON, ID 83250

the grantees, the following described premises, in.....BANNOCK.....County Idaho, to wit:

See Attached Exhibit "A"

TOGETHER WITH WATER RIGHTS ON THE FOLLOWING PARCEL NUMBERS:

A29-10030
A29-04007

SUBJECT TO: ALL existing patent reservations, easements, rights of way, protective covenants, zoning ordinances and applicable building codes, laws and regulations.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: June 6, 1990

Don Noble
DON NOBLE

Norma L. Noble
NORMA L. NOBLE

STATE OF IDAHO, COUNTY OF Bannock
On this 6th day of JUNE, 1990,
before me, a notary public in and for said State, personally
appeared
DON NOBLE
NORMA L. NOBLE

known to me to be the person whose name
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Michael Anderson
Notary Public
Residing at POCA TELLO, Idaho
Comm. Expires 01/20/92

Michael Anderson
CERTIFY THIS IS A TRUE COPY
OF THE ORIGINAL DOCUMENT

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Furnished by the AMERICAN LAND TITLE CO., Pocatello, Idaho

PARCEL A:

A TRACT OF LAND IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER AND THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 14, TOWNSHIP 8 SOUTH, RANGE 36 E.B.M., A PORTION OF THE LAND DESCRIBED IN INSTRUMENT 455917 OF THE RECORDS OF BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST QUARTER CORNER OF SECTION 14, TOWNSHIP 8 SOUTH, RANGE 36 E.B.M.; THENCE NORTH $89^{\circ}28'00''$ WEST ALONG THE LATITUDINAL CENTERLINE OF SECTION 14 FOR A DISTANCE OF 495.00 FEET TO THE POINT OF BEGINNING; THENCE NORTH $00^{\circ}09'38''$ WEST PARALLEL TO AND 495 FEET WEST OF THE EAST LINE OF SECTION 14 FOR A DISTANCE OF 679.44 FEET TO AN INTERSECTION WITH AN EXISTING FENCE LINE; THENCE SOUTH $39^{\circ}59'52''$ WEST FOR A DISTANCE OF 387.96 FEET TO A POINT MARKED WITH A $\frac{1}{2}$ X 24 INCH IRON PIN TAGGED "LS-4430" THENCE SOUTH $08^{\circ}34'32''$ WEST FOR A DISTANCE OF 122.66 FEET TO A POINT MARKED WITH A $\frac{1}{2}$ X 24 INCH IRON PIN TAGGED "LS-4430"; THENCE SOUTH $67^{\circ}44'54''$ WEST FOR A DISTANCE OF 364.58 FEET TO A POINT MARKED WITH A $\frac{1}{2}$ X 24 INCH IRON PIN TAGGED "LS-4430" THENCE SOUTH $78^{\circ}44'56''$ WEST FOR A DISTANCE OF 208.22 FEET TO A POINT IN THE EASTERLY RIGHT OF WAY LINE OF OLD HIGHWAY 91, SAID POINT MARKED WITH A $\frac{1}{2}$ X 24 INCH IRON PIN TAGGED "LS-4430" THENCE SOUTH $16^{\circ}16'48''$ EAST ALONG THE SAID HIGHWAY RIGHT OF WAY LINE OF A DISTANCE OF 522.01 FEET TO A POINT OF CURVATURE, SAID POINT MARKED WITH A STATE HIGHWAY RIGHT OF WAY MONUMENT; THENCE CONTINUING ALONG THE SAID RIGHT OF WAY LINE, FOLLOWING A 1950 FOOT RADIUS CURVE, CONCAVE TO THE WEST, THROUGH A CENTRAL ANGLE OF $11^{\circ}59'53''$ FOR AN ARC DISTANCE OF 408.34 FEET TO A POINT MARKED WITH A $\frac{1}{2}$ X 24 INCH IRON PIN TAGGED "LS 4430" SAID POINT BEING 7.49 FEET NORTHERLY OF A STATE HIGHWAY RIGHT OF WAY MONUMENT; THENCE SOUTH $89^{\circ}11'09''$ EAST ON A NON-RADIAL LINE, PARALLEL WITH AND 495 FEET NORTH OF THE SOUTH $1/16$ TH LINE OF SECTION 14, FOR A DISTANCE OF 598.79 FEET TO A POINT MARKED WITH A $\frac{1}{2}$ X 24 INCH IRON PIN TAGGED "LS-4430" THENCE NORTH $00^{\circ}27'31''$ WEST PARALLEL WITH AND 495 FEET WEST OF THE EAST LINE OF SECTION 14 FOR A DISTANCE OF 828.41 FEET TO THE POINT OF BEGINNING.

PARCEL C:

A TRACT OF LAND IN THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 14, TOWNSHIP 8 SOUTH, RANGE 36 E.B.M., A PORTION OF THE LAND DESCRIBED IN INSTRUMENT 445917 OF THE RECORDS OF BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

ALL THAT PORTION OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER AND THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 14, TOWNSHIP 8 SOUTH, RANGE 36 E.B.M., EAST OF THE PORTNEUF RIVER AND WEST OF THE HIGHWAY.

EXCEPTING THEREFROM 3 PARCELS OF LAND SURVEYED BY VENTURES WEST MINING AND SURVEYING CO., IN 1984 AND DEPICTED ON THE RECORD OF SURVEY MAP RECORDED IN THE RECORDS OF BANNOCK COUNTY, IDAHO, MARCH 1, 1989, INSTRUMENT NO. 744979; AS FOLLOWS:

PARCEL 1: A TRACT OF LAND SITUATED IN THE $N\frac{1}{2}SE\frac{1}{4}$ SECTION 14, TOWNSHIP 8 SOUTH, RANGE 36 E.B.M., BANNOCK COUNTY, IDAHO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER (CS $1/16$) OF SAID $N\frac{1}{2}SE\frac{1}{4}$, THENCE SOUTH $89^{\circ}44'$ EAST, ALONG THE SOUTH BOUNDARY OF SAID $N\frac{1}{2}SE\frac{1}{4}$ A DISTANCE OF 1454.34 FEET TO THE POINT OF BEGINNING; THENCE NORTH $1^{\circ}28'$ EAST, ALONG THE WESTERLY RIGHT OF WAY OF THE BANNOCK COUNTY HIGHWAY, A DISTANCE OF 300.84 FEET; THENCE NORTH $89^{\circ}27'12''$ WEST A DISTANCE OF 709.78

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FEET TO THE CENTERLINE OF THE PORTNEUF RIVER; THENCE SOUTH $5^{\circ}15'$ WEST, ALONG THE CENTERLINE OF SAID PORTNEUF RIVER A DISTANCE OF 305.40 FEET; THENCE SOUTH $89^{\circ}44'$ EAST, ALONG THE SOUTH BOUNDARY OF SAID $N\frac{1}{2}SE\frac{1}{4}$ A DISTANCE OF 730.00 FEET TO THE POINT OF BEGINNING.

PARCEL 2: A TRACT OF LAND SITUATED IN THE $N\frac{1}{2}SE\frac{1}{4}$ OF SECTION 14, TOWNSHIP 8 SOUTH, RANGE 36 E.B.M., BANNOCK COUNTY, IDAHO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER (CS 1/16) OF SAID $N\frac{1}{2}SE\frac{1}{4}$; THENCE NORTH $78^{\circ}37'51''$ EAST A DISTANCE OF 1491.27 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY OF THE BANNOCK COUNTY HIGHWAY, THE POINT OF BEGINNING; THENCE 349.33 FEET ALONG THE ARC OF A 1870 FOOT RADIUS CURVE LEFT THE LONG CHORD OF WHICH BEARS NORTH $3^{\circ}53'06''$ WEST A DISTANCE OF 348.82 FEET; THENCE NORTH $89^{\circ}05'15''$ WEST A DISTANCE OF 653.87 FEET TO THE CENTERLINE OF THE PORTNEUF RIVER; THENCE SOUTH $5^{\circ}15'$ WEST ALONG SAID CENTERLINE OF THE PORTNEUF RIVER A DISTANCE OF 353.14 FEET; THENCE SOUTH $89^{\circ}27'12''$ EAST, A DISTANCE OF 709.78 FEET TO THE POINT OF BEGINNING.

PARCEL 3: A TRACT OF LAND SITUATED IN THE $N\frac{1}{2}SE\frac{1}{4}$ OF SECTION 14, TOWNSHIP 8 SOUTH, RANGE 36 E.B.M., BANNOCK COUNTY, IDAHO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER (CS 1/16) OF SAID $N\frac{1}{2}SE\frac{1}{4}$; THENCE NORTH $65^{\circ}56'50''$ EAST A DISTANCE OF 1575.15 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY OF THE BANNOCK COUNTY HIGHWAY, THE POINT OF BEGINNING; THENCE 229.99 FEET ALONG THE ARC OF A 1870 FOOT RADIUS CURVE LEFT, THE LONG CHORD OF WHICH BEARS NORTH $12^{\circ}45'36''$ WEST A DISTANCE OF 229.84 FEET; THENCE NORTH $16^{\circ}17'$ WEST ALONG SAID RIGHT OF WAY A DISTANCE OF 229.10 FEET; THENCE NORTH $90^{\circ}00'$ WEST, A DISTANCE OF 145.00 FEET TO THE CENTERLINE OF THE PORTNEUF RIVER; THENCE SOUTH $44^{\circ}10'28''$ WEST ALONG SAID CENTERLINE OF THE PORTNEUF RIVER A DISTANCE OF 560.97 FEET; THENCE SOUTH $5^{\circ}15'$ WEST, ALONG SAID CENTERLINE OF THE PORTNEUF RIVER A DISTANCE OF 31.46 FEET; THENCE SOUTH $89^{\circ}05'15''$ EAST, A DISTANCE OF 653.87 FEET TO THE POINT OF BEGINNING.

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