

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 74-14997
Date Received: 5/17/01
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LARRY GARDNER Phone: (208)237-6945

15245 W TYHEE RD
POCATELLO ID USA 83202

JILL GARDNER Phone: (208) 237-6934

15245 W TYHEE RD
POCATELLO ID USA 83202

2. Date of Priority: 04/01/1911

3. Source: LEMHI RIVER Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
18N	24E	5	SE NE	LEMHI	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.012	

7. Total Quantity Appropriated is:
0.012 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
----------	-------	---------	----------------	-----	-------



19N	24E	20	SE	SE	IRRIGATION	10
					Section Acres	10
19N	24E	29	NE	NE	IRRIGATION	4.9
					Section Acres	4.9
					Total Acres	14.9

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

SPLIT FROM FORMER RIGHT 74-401A

15. Basis of Claim: Beneficial Use



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. DREIER
DIRECTOR

May 18, 2001

LARRY & JILL GARDNER
15245 W TYHEE RD
POCATELLO ID 83202

RE: CHANGE IN OWNERSHIP FOR 74-236A, 74-401A, 74-402A,
74-403A

Dear Mr. & Mrs. Gardner:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

74-401A:

74-14996: 70.1 acres, .058 cfs, Sells

74-14997: 14.9 acres, .012 cfs, Gardner

74-402A:

74-14998: 70.1 acres, 1.15 cfs, Sells

74-14999: 14.9 acres, 0.25 cfs, Gardner

74-403A:

74-15001: 70.1 acres, 0.88 cfs, Sells

74-15002: 14.9 acres, 0.19 cfs, Gardner

74-236A was not changed because it is not appurtenant to the property you purchased.

Enclosed for your records is a typed Notice(s) reflecting your portion

of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

A handwritten signature in cursive script that reads "Jennifer Crabtree".

Jennifer Crabtree
Technical Records Specialist

Enclosure

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

OK GC 5/18/01
(and EC) RECEIVED
FEB 08 2001
Department of Water Resources
Eastern Region

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 Number(s) Portions of 74-0403 74-0402 74-0401 74-0236
(to be split)
Adjudication Claim Number(s) _____

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 for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former John E. Sells
Owner/Claimant(s)

P.O. Box 34 Tendoy, Id 83468

4. New Owner/Claimant(s) Larry and Jill Gardner

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR

New Mailing Address 15245 W. Tyhee Rd.

City, State and ZIP Code Pocatello, Id. 83202

New Telephone Number (208) 237-6945

5. Date you acquired the property Jan. 25, 2001

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated Approximately 16.9 acres Number and type of stock See attached Pages

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

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.

7. Signature of New Larry Gardner Date 1-25-01
Owner/Claimant(s) Jill Gardner Date 1-25-01

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

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

Change of Water Right Ownership
John Sells to Larry and Jill Gardner

To Be Verified by Idaho Dept. Water Resources
Water right numbers to be split

74-0401	.0008525cfs per acre irrigated
74-0402	.0170502cfs per acre irrigated
74-0403	.0127877cfs per acre irrigated
74-0236	~~.02646cfs per acre irrigated~~

For water to irrigate the SE4SE4SE4 of Section 20 and the NE4NE4NE4 of Section 29.
T. 19 N. R. 24 E., B.M.

WARRANTY DEED

Order No.:307000520L-C

FOR VALUE RECEIVED

The John E. Sells Family Trust Dated June 14, 1990, John E. Sells, Trustee

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Larry Gardner and Jill Gardner, Husband and Wife

whose current address is

15245 W. Tyhee Rd. Pocatello, ID 83202

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

THE NE1/4NE1/4NE1/4 OF SECTION 29 AND A FRACTION OF THE E1/2SE1/4SE1/4 OF SECTION 20, T. 19 N., R. 24 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NE CORNER OF SAID SECTION 29, FROM WHICH THE E1/4 CORNER OF SECTION 29 BEARS S. 00° 12' 38" E., 2649.30 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE S. 00° 12' 38" E. ALONG THE EASTERLY BOUNDARY OF SECTION 29 A DISTANCE OF 62.32 FT. TO THE SE CORNER OF SAID NE1/4NE1/4NE1/4 OF SECTION 29;

THENCE N. 89° 27' 49" W. ALONG THE SOUTHERLY BOUNDARY OF SAID NE1/4NE1/4NE1/4 A DISTANCE OF 661.00 FT. TO THE SW CORNER OF SAID NE1/4NE1/4NE1/4 OF SECTION 29;

THENCE N. 00° 12' 11" W. ALONG THE WESTERLY BOUNDARY OF SAID NE1/4NE1/4NE1/4 A DISTANCE OF 663.34 FT. TO THE NW CORNER OF SAID NE1/4NE1/4NE1/4 OF SECTION 29 AND THE SW CORNER OF SAID E1/2SE1/4SE1/4 OF SECTION 20;

THENCE N. 00° 35' 59" W. ALONG THE WESTERLY BOUNDARY OF SAID E1/2SE1/4SE1/4 A DISTANCE OF 683.97 FT. TO A POINT ON THE CENTERLINE OF AGENCY CREEK ROAD;

THENCE S. 83° 58' 44" E. ALONG SAID CENTERLINE A DISTANCE OF 663.94 FT. TO A POINT ON THE EASTERLY BOUNDARY OF SAID SECTION 20;

THENCE S. 00° 42' 58" E. ALONG SAID EASTERLY BOUNDARY A DISTANCE OF 621.55 FT. TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM THAT PORTION LYING WITHIN AGENCY CREEK ROAD.

Subject to a 25 foot utility and irrigation easement running along the westerly boundary of the above described real property and a 25 foot road, utility and irrigation easement running along the easterly boundary of the above described real property.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 1/18/2001

John E. Sells Family Trust Dated June 14, 1990

By: John E. Sells, Trustee

State of Idaho
County of Lemhi

SS No. _____

This instrument was filed for record at the request of Alliance Title

at 10:46 o'clock A.M. 1-29 2001

and duly filmed and indexed in the records of Lemhi County

Terri J. Morton
Ex-Officio Recorder

By [Signature] Deputy

Fee 6.00

Return to A.T.

COPY

RECEIVED
FEB 08 2001
Department of Water Resources
Eastern Region

246261

State of Idaho

}
} ss.
}

County of Lemhi

On this January 25, 2001, before me, a Notary Public in and for said state, personally appeared John E. Sells, trustee

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, as trustee of The John E. Sells Family Trust Dated June 14, 1990, John E. Sells, Trustee and acknowledged to me that he/she/they executed the same.

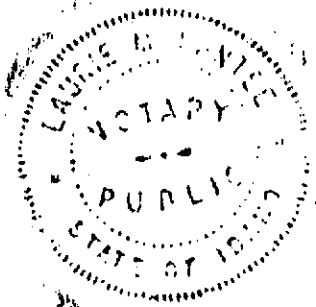
IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

Laurie M. Santee

Notary Public for the State of Idaho

Residing at: Salmon

Commission Expires: 6-19-2001



RECEIVED
FEB 08 2001
Department of Water Resources
Eastern Region

WADE SURVEYING

P.O. Box 1175
Salmon, Idaho 83467

Phone (208) 756-3070

January 31, 2001

PARCEL "C"

The NE 1/4 NE 1/4 NE 1/4 of Section 29 and a fraction of the E 1/2 SE 1/4 SE 1/4 of Section 20, T. 19 N., R. 24 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

BEGINNING at the NE Corner of said Section 29, from which the E 1/4 Corner of Section 29 bears S 00°12'38" E, 2649.30 ft., the Basis Of Bearing of this description, run thence S 00°12'38" E along the easterly boundary of Section 29 a distance of 662.32 ft. to the SE Corner of said NE 1/4 NE 1/4 NE 1/4 of Section 29;

Thence N 89°27'49" W along the southerly boundary of said NE 1/4 NE 1/4 NE 1/4 a distance of 661.00 ft. to the SW Corner of said NE 1/4 NE 1/4 NE 1/4 of Section 29;

Thence N 00°12'11" W along the westerly boundary of said NE 1/4 NE 1/4 NE 1/4 a distance of 663.34 ft. to the NW Corner of said NE 1/4 NE 1/4 NE 1/4 of Section 29 and the SW Corner of said E 1/2 SE 1/4 SE 1/4 of Section 20;

Thence N 00°35'59" W along the westerly boundary of said E 1/2 SE 1/4 SE 1/4 a distance of 683.97 ft. to a point on the centerline of Agency Creek Road;

Thence S 83°58'44" E along said centerline a distance of 663.94 ft. to a point on the easterly boundary of said Section 20;

Thence S 00°42'58" E along said easterly boundary a distance of 621.55 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 19.95 ACRES



RECORD OF SURVEY

RECEIVED
FEB 08 2001
Department of Water Resources
Eastern Region

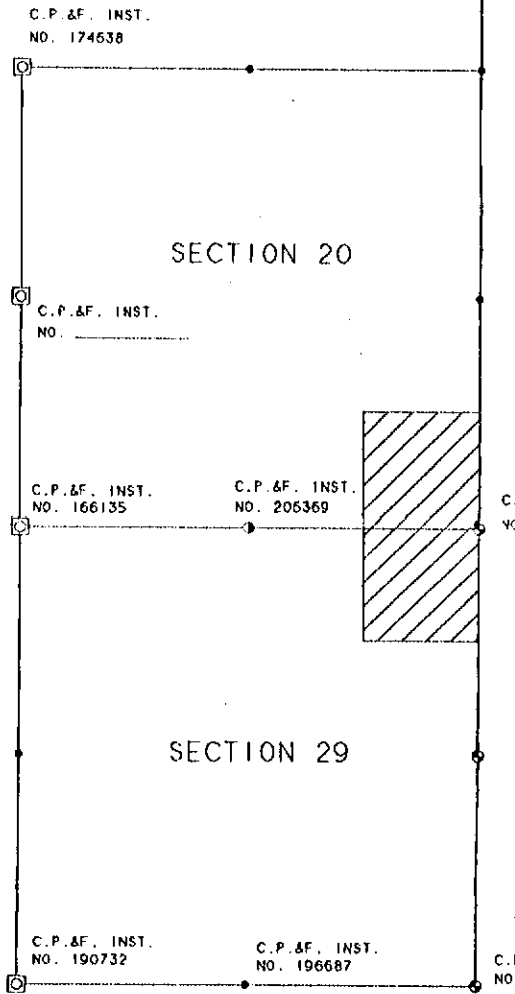
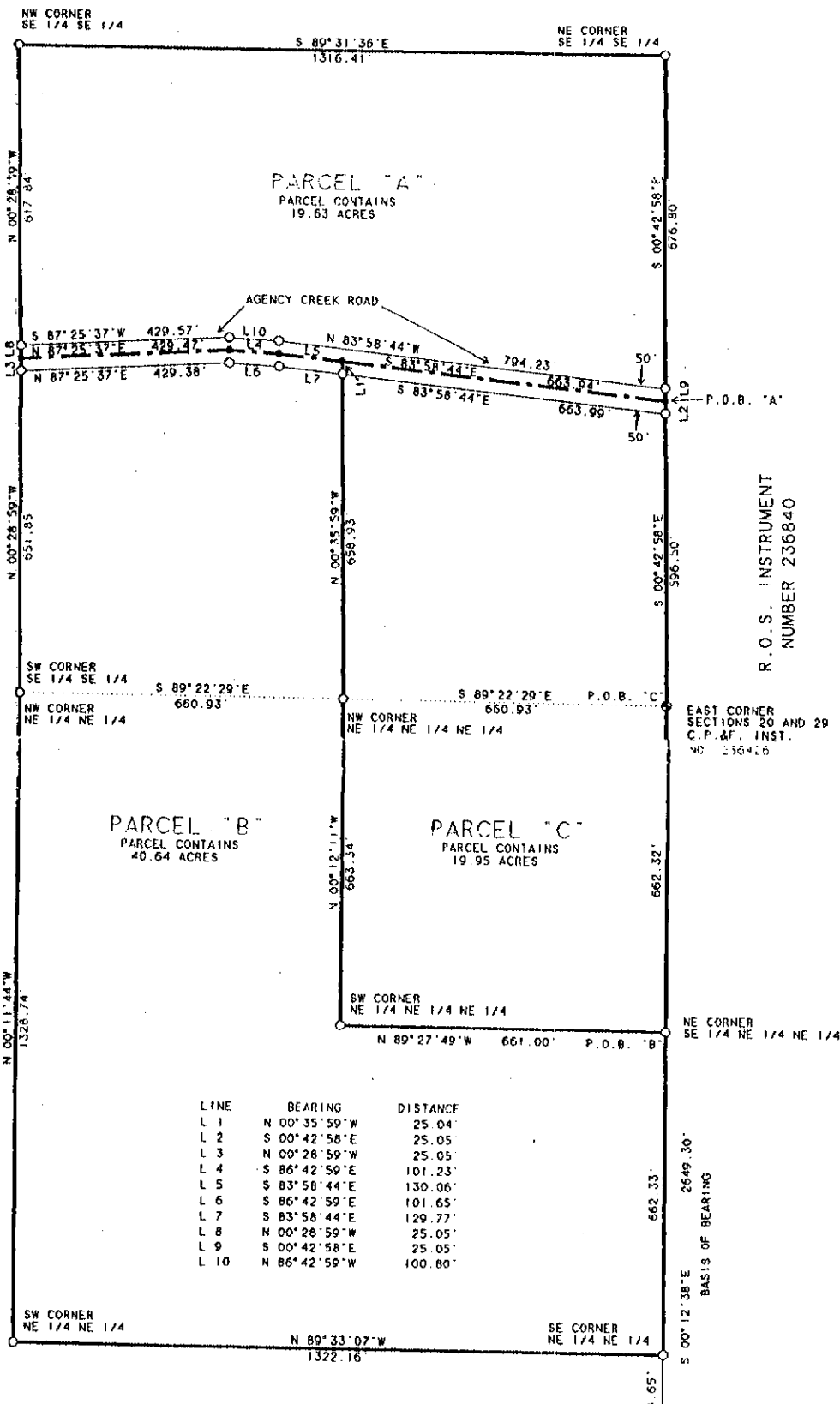
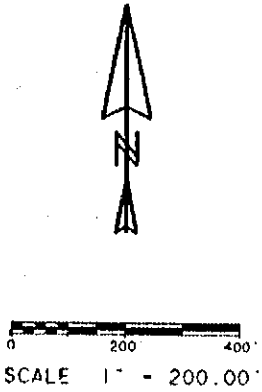
THE SE 1/4 SE 1/4, SECTION 20 AND THE NE 1/4 NE 1/4, SECTION 29,
T. 19 N., R. 24 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

THE PURPOSE OF THIS SURVEY IS TO ASSIGN NEW RP NUMBERS TO THESE THREE PARCELS.
RP 19N24E208401 IS SPLIT BY AGENCY CREEK ROAD THEREFORE, NO NEW PARCELS ARE
BEING CREATED AND THIS SURVEY IS EXEMPT FROM LOT SPLIT REVIEW.

OWNER: JOHN SELLS

LEGEND

- ⊙ A 3 1/4" BLM ALUMINUM CAP.
- A 5/8" X 24" REBAR WITH A YELLOW PLASTIC CAP MARKED WADE PLS 5080
- CALCULATED POINT (NOT SET).
- ⊞ SECTION CORNER MONUMENT SET BY LS 970.
- ⊙ 2 1/2" ALUMINUM CAP SET BY PLS 5080 ON A PREVIOUS SURVEY.
- ▲ GOVERNMENT STONE MONUMENT.
- P.O.B. POINT OF BEGINNING.



R.O.S. INSTRUMENT
NUMBER 236840

COUNTY RECORDER'S
CERTIFICATE

RECORDER OF LEMHI COUNTY

TIME: _____ DAY: _____ MONTH: _____
BOOK: _____ PAGE: _____ INST. NO. _____
RECORDER: _____
BY: _____



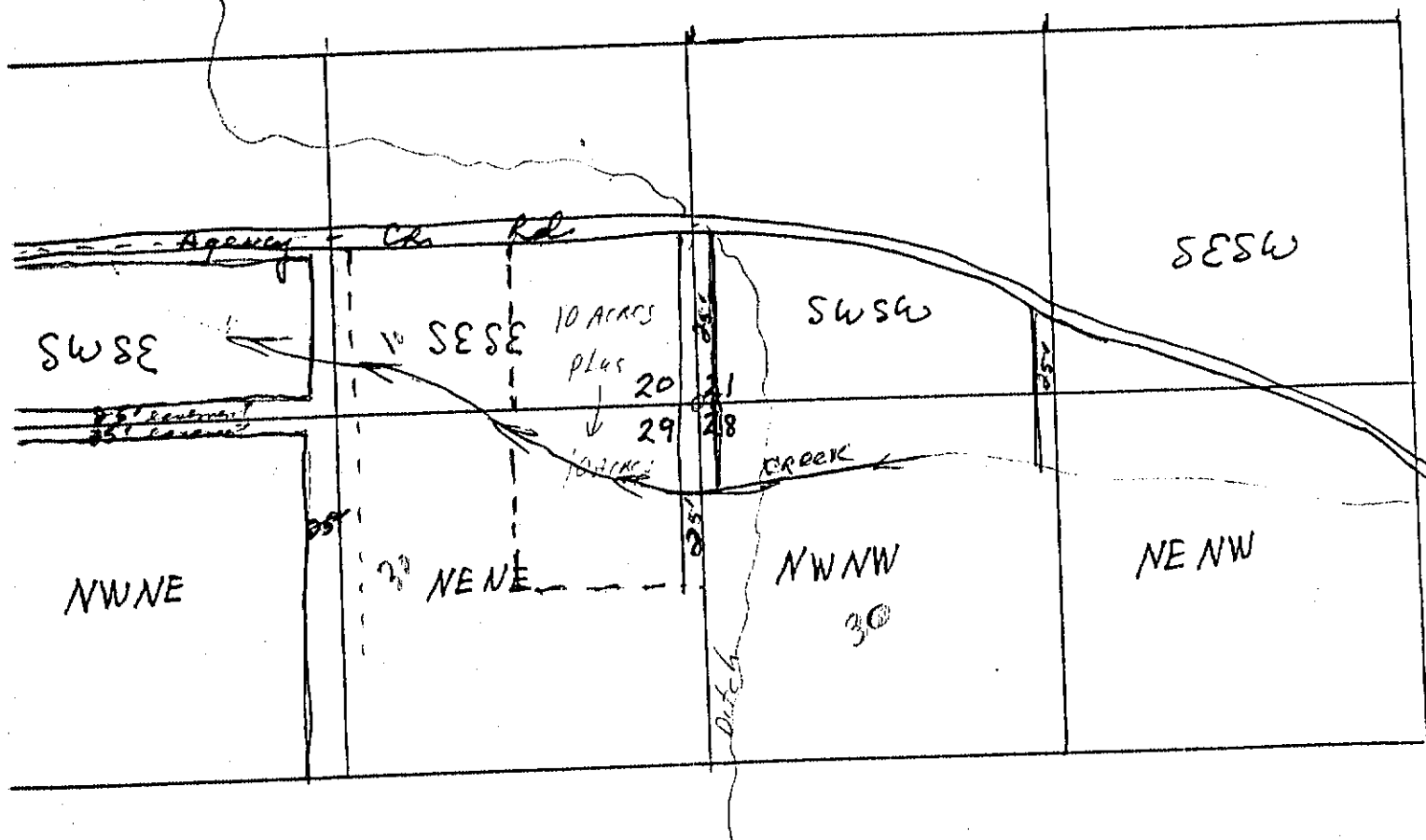
1/4	SEC	T	R
-----	-----	---	---

T. 19N. R. 24E., B.M.

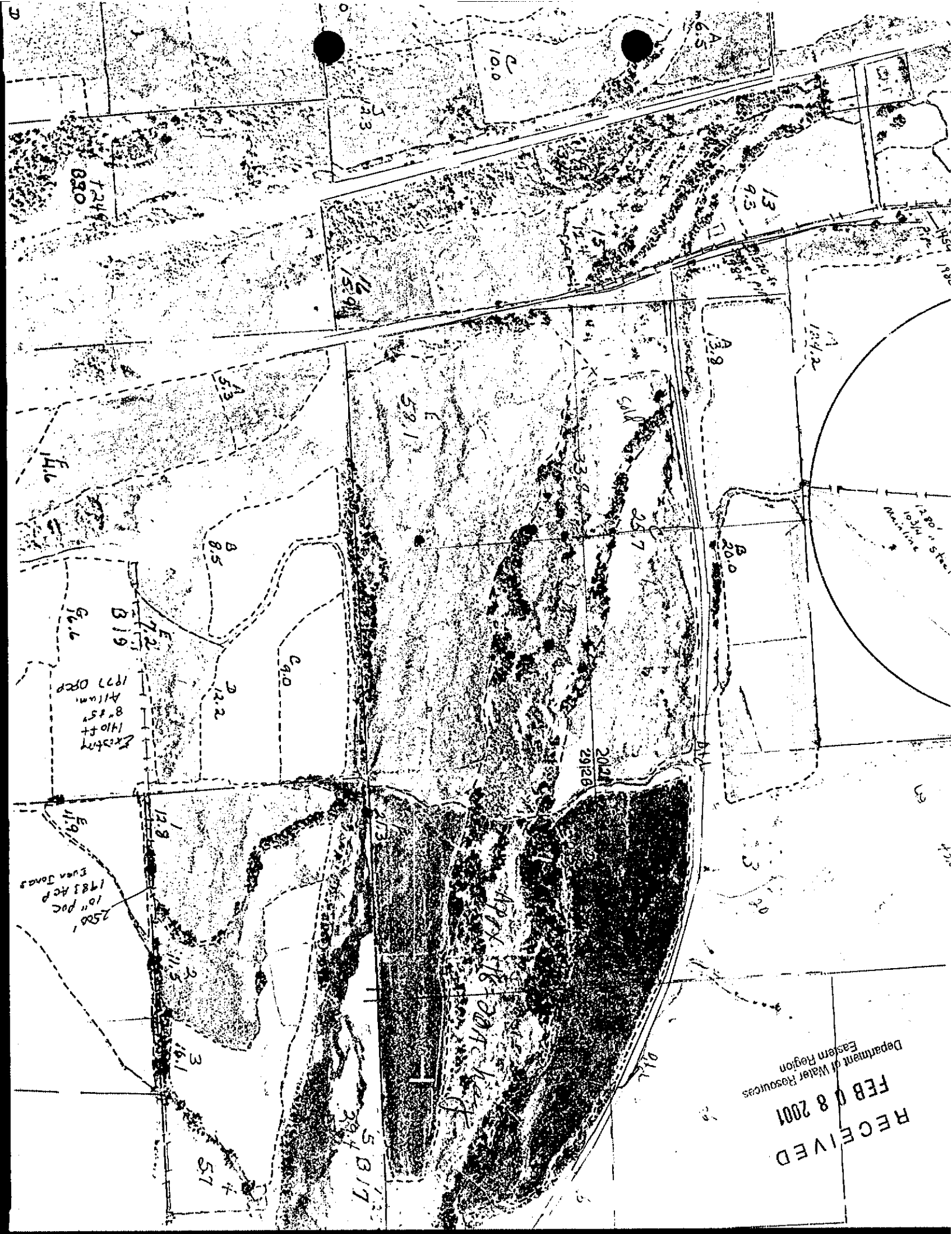
RECEIVED

FEB 08 2001

Department of Water Resources
Eastern Region



RECEIVED
FEB 08 2001
Department of Water Resources
Eastern Region



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 74-14997
Date Received: 5/17/01
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LARRY GARDNER Phone: (208)237-6945

15245 W TYHEE RD
POCATELLO ID USA 83202

JILL GARDNER Phone: (208) 237-6934

15245 W TYHEE RD
POCATELLO ID USA 83202

2. Date of Priority: 04/01/1911

3. Source: LEMHI RIVER Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
18N	24E	5	SE NE	LEMHI	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.012	

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

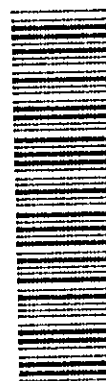
8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

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

A7414997



19N	24E	20	SE	SE	IRRIGATION	10
					Section Acres	10
19N	24E	29	NE	NE	IRRIGATION	4.9
					Section Acres	4.9
					Total Acres	14.9

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

SPLIT FROM FORMER RIGHT 74-401A

15. Basis of Claim: Beneficial Use



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

May 18, 2001

LARRY & JILL GARDNER
15245 W TYHEE RD
POCATELLO ID 83202

RE: CHANGE IN OWNERSHIP FOR 74-236A, 74-401A, 74-402A,
74-403A

Dear Mr. & Mrs. Gardner:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

74-401A:

74-14996: 70.1 acres, .058 cfs, Sells

74-14997: 14.9 acres, .012 cfs, Gardner

74-402A:

74-14998: 70.1 acres, 1.15 cfs, Sells

74-14999: 14.9 acres, 0.25 cfs, Gardner

74-403A:

74-15001: 70.1 acres, 0.88 cfs, Sells

74-15002: 14.9 acres, 0.19 cfs, Gardner

74-236A was not changed because it is not appurtenant to the property you purchased.

Enclosed for your records is a typed Notice(s) reflecting your portion

of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

A handwritten signature in cursive script that reads "Jennifer Crabtree".

Jennifer Crabtree
Technical Records Specialist

Enclosure

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

OK JC 5/18/01
(and EC) RECEIVED
FEB 08 2001
Department of Water Resources
Eastern Region

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 Number(s) Portions of 74-0403 74-0402 74-0401 74-0236
(to be split)
Adjudication Claim Number(s) _____

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 for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) John E. Sells

P.O. Box 34 Tendoy, Id 83468

4. New Owner/Claimant(s) Larry and Jill Gardner

Name connector (Check one): [] AND, [] OR, [] AND/OR

New Mailing Address 15245 W. Tyhee Rd.

City, State and ZIP Code Pocatello, Id. 83202

New Telephone Number (208) 237-6945

5. Date you acquired the property Jan. 25, 2001

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated Approximately 16.9 acres See attached Pages
Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

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.

7. Signature of New Owner/Claimant(s) [Signature] Date 1-25-01

[Signature] Date 1-25-01

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

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

Change of Water Right Ownership
John Sells to Larry and Jill Gardner

To Be Verified by Idaho Dept. Water Resources
Water right numbers to be split

74-0401	.0008525cfs per acre irrigated
74-0402	.0170502cfs per acre irrigated
74-0403	.0127877cfs per acre irrigated
74-0236	~~.02646cfs per acre irrigated~~

For water to irrigate the SE4SE4SE4 of Section 20 and the NE4NE4NE4 of Section 29.
T. 19 N. R. 24 E., B.M.

WARRANTY DEED

Order No.:307000520L-C

FOR VALUE RECEIVED

The John E. Sells Family Trust Dated June 14, 1990, John E. Sells, Trustee

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Larry Gardner and Jill Gardner, Husband and Wife

whose current address is

15245 W. Tyhee Rd. Pocatello, ID 83202

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

THE NE1/4NE1/4NE1/4 OF SECTION 29 AND A FRACTION OF THE E1/2SE1/4SE1/4 OF SECTION 20, T. 19 N., R. 24 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NE CORNER OF SAID SECTION 29, FROM WHICH THE E1/4 CORNER OF SECTION 29 BEARS S. 00° 12' 38" E., 2649.30 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE S. 00° 12' 38" E. ALONG THE EASTERLY BOUNDARY OF SECTION 29 A DISTANCE OF 62.32 FT. TO THE SE CORNER OF SAID NE1/4NE1/4NE1/4 OF SECTION 29;

THENCE N. 89° 27' 49" W. ALONG THE SOUTHERLY BOUNDARY OF SAID NE1/4NE1/4NE1/4 A DISTANCE OF 661.00 FT. TO THE SW CORNER OF SAID NE1/4NE1/4NE1/4 OF SECTION 29;

THENCE N. 00° 12' 11" W. ALONG THE WESTERLY BOUNDARY OF SAID NE1/4NE1/4NE1/4 A DISTANCE OF 663.34 FT. TO THE NW CORNER OF SAID NE1/4NE1/4NE1/4 OF SECTION 29 AND THE SW CORNER OF SAID E1/2SE1/4SE1/4 OF SECTION 20;

THENCE N. 00° 35' 59" W. ALONG THE WESTERLY BOUNDARY OF SAID E1/2SE1/4SE1/4 A DISTANCE OF 683.97 FT. TO A POINT ON THE CENTERLINE OF AGENCY CREEK ROAD;

THENCE S. 83° 58' 44" E. ALONG SAID CENTERLINE A DISTANCE OF 663.94 FT. TO A POINT ON THE EASTERLY BOUNDARY OF SAID SECTION 20;

THENCE S. 00° 42' 58" E. ALONG SAID EASTERLY BOUNDARY A DISTANCE OF 621.55 FT. TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM THAT PORTION LYING WITHIN AGENCY CREEK ROAD.

Subject to a 25 foot utility and irrigation easement running along the westerly boundary of the above described real property and a 25 foot road, utility and irrigation easement running along the easterly boundary of the above described real property.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 1/18/2001

John E. Sells Family Trust Dated June 14, 1990

By: John E. Sells, Trustee

State of Idaho)
County of Lemhi)

SS No. _____

This instrument was filed for record at the request of Alliance Title

at 0:46 o'clock A.m. 1-29 2001

and duly filed and indexed in the records of Lemhi County

Terri J. Moxton
Ex-Officio Recorder

By J Deputy

Fee 6.

Return to A.T.

246261

COPY

RECEIVED
FEB 08 2001
Department of Water Resources
Eastern Region

246261

State of Idaho

}
} ss.
}

County of Lemhi

On this January 25, 2001, before me, a Notary Public in and for said state, personally appeared John E. Sells, trustee

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, as trustee of The John E. Sells Family Trust Dated June 14, 1990, John E. Sells, Trustee and acknowledged to me that he/she/they executed the same.

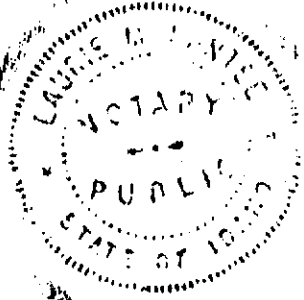
IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

Laurie M. Senter

Notary Public for the State of Idaho

Residing at: Salmon

Commission Expires: 6-19-2001



RECEIVED
FEB 08 2001
Department of Water Resources
Eastern Region

WADE SURVEYING

P.O. Box 1175
Salmon, Idaho 83467

Phone (208) 756-3070

January 31, 2001

PARCEL "C"

The NE 1/4 NE 1/4 NE 1/4 of Section 29 and a fraction of the E 1/2 SE 1/4 SE 1/4 of Section 20, T. 19 N., R. 24 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

BEGINNING at the NE Corner of said Section 29, from which the E 1/4 Corner of Section 29 bears S 00°12'38" E, 2649.30 ft., the Basis Of Bearing of this description, run thence S 00°12'38" E along the easterly boundary of Section 29 a distance of 662.32 ft. to the SE Corner of said NE 1/4 NE 1/4 NE 1/4 of Section 29;

Thence N 89°27'49" W along the southerly boundary of said NE 1/4 NE 1/4 NE 1/4 a distance of 661.00 ft. to the SW Corner of said NE 1/4 NE 1/4 NE 1/4 of Section 29;

Thence N 00°12'11" W along the westerly boundary of said NE 1/4 NE 1/4 NE 1/4 a distance of 663.34 ft. to the NW Corner of said NE 1/4 NE 1/4 NE 1/4 of Section 29 and the SW Corner of said E 1/2 SE 1/4 SE 1/4 of Section 20;

Thence N 00°35'59" W along the westerly boundary of said E 1/2 SE 1/4 SE 1/4 a distance of 683.97 ft. to a point on the centerline of Agency Creek Road;

Thence S 83°58'44" E along said centerline a distance of 663.94 ft. to a point on the easterly boundary of said Section 20;

Thence S 00°42'58" E along said easterly boundary a distance of 621.55 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 19.95 ACRES



RECORD OF SURVEY

RECEIVED
FEB 08 2001
Department of Water Resources
Eastern Region

THE SE 1/4 SE 1/4, SECTION 20 AND THE NE 1/4 NE 1/4, SECTION 29,
T. 19 N., R. 24 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

THE PURPOSE OF THIS SURVEY IS TO ASSIGN NEW RP NUMBERS TO THESE THREE PARCELS.
RP 19N24E208401 IS SPLIT BY AGENCY CREEK ROAD THEREFORE, NO NEW PARCELS ARE
BEING CREATED AND THIS SURVEY IS EXEMPT FROM LOT SPLIT REVIEW.

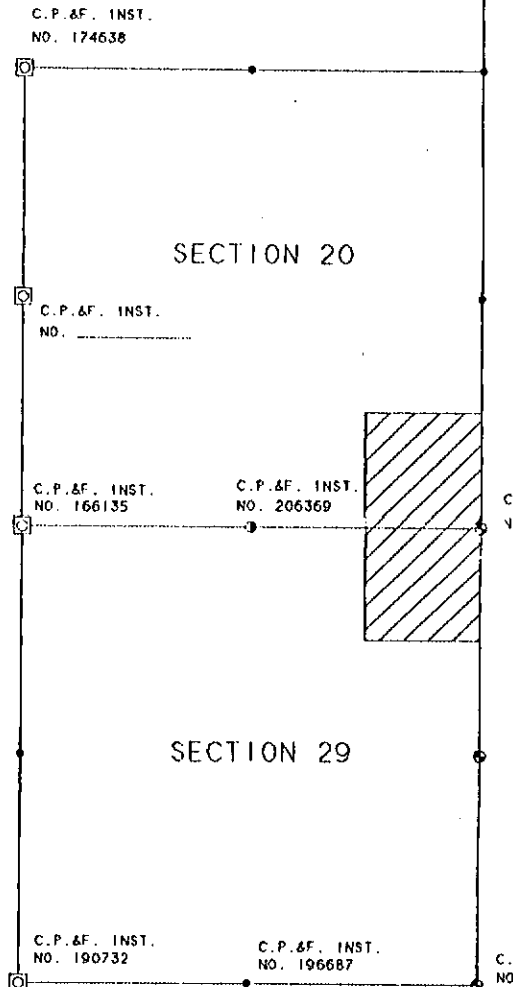
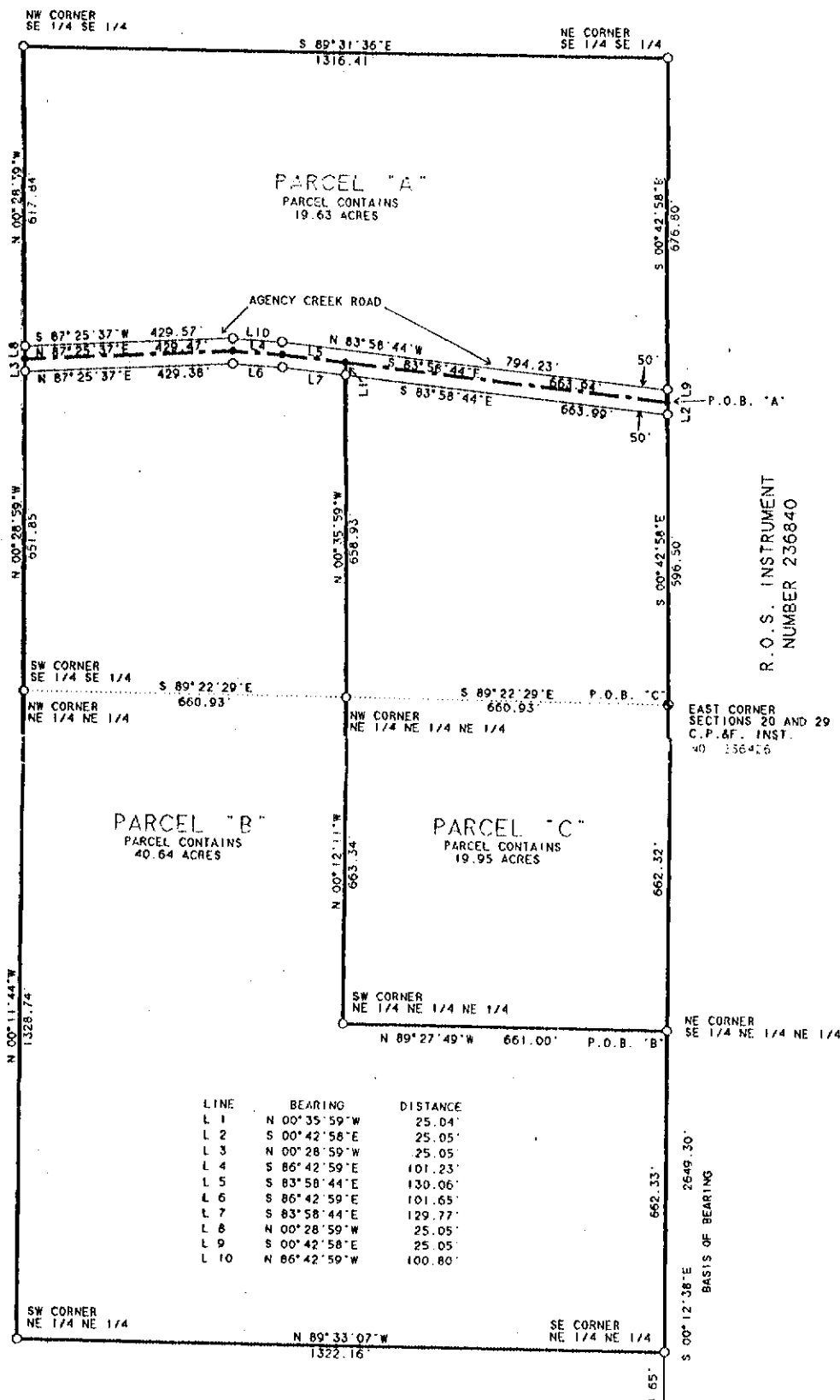
OWNER: JOHN SELLS



SCALE 1" = 200.00'

LEGEND

- A 3 1/4" BLM ALUMINUM CAP.
- A 5/8" X 24" REBAR WITH A YELLOW PLASTIC CAP MARKED WADE PLS 5080.
- CALCULATED POINT (NOT SET).
- ⊠ SECTION CORNER MONUMENT SET BY LS 970.
- ⊙ 2 1/2" ALUMINUM CAP SET BY PLS 5080 ON A PREVIOUS SURVEY.
- ▲ GOVERNMENT STONE MONUMENT.
- P.O.B. POINT OF BEGINNING.



COUNTY RECORDER'S
CERTIFICATE

RECORDER OF LEMHI COUNTY

TIME: _____ DAY: _____ MONTH: _____
BOOK: _____ PAGE: _____ INST. NO. _____
RECORDER: _____
BY: _____



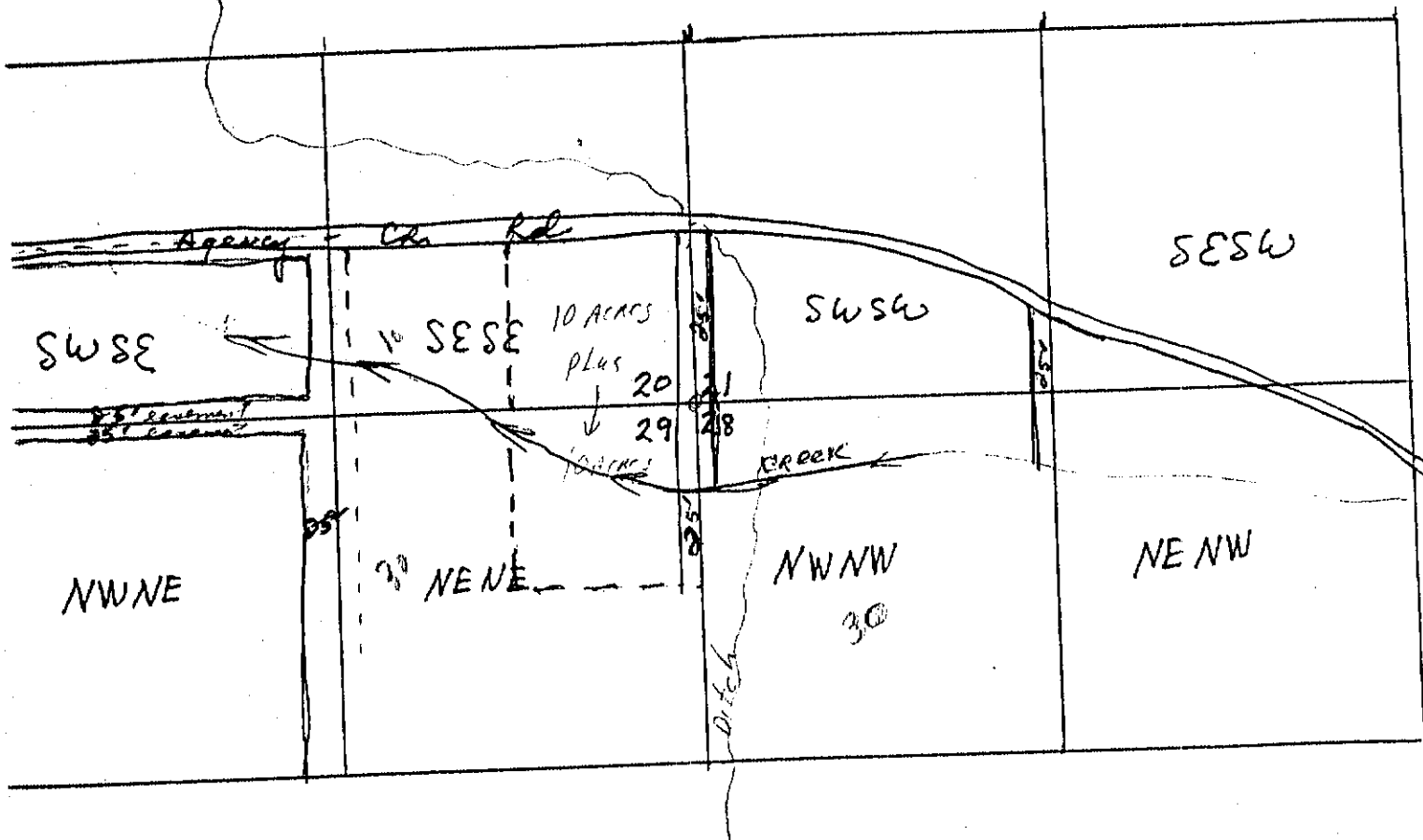
1/4 SEC T R

T. 19N. R. 24E., B. 11.

RECEIVED

FEB 08 2001

Department of Water Resources
Eastern Region



FEB 08 2001

