

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 74-15020
Date Received: 8/22/2001
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JON S BINNINGER Phone: (208) 756-2109

PO BOX 62
TENDON ID USA 83468

HANNAH OGDEN Phone: (208) 756-2109

PO BOX 62
TENDON ID USA 83468

2. Date of Priority: 05/19/1926

3. Source: Unknown

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
19N	24E	16	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	0.89	

7. Total Quantity Appropriated is:
0.89 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
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19N	24E	5	SW	NE	IRRIGATION	1.3
			SW	NW	IRRIGATION	13
			NE	SW	IRRIGATION	15
			NW	SE	IRRIGATION	2.5
			SE	NW	IRRIGATION	13
					Section Acres	44.8
					Total Acres	44.8

11. Place of use in counties: LEMHI

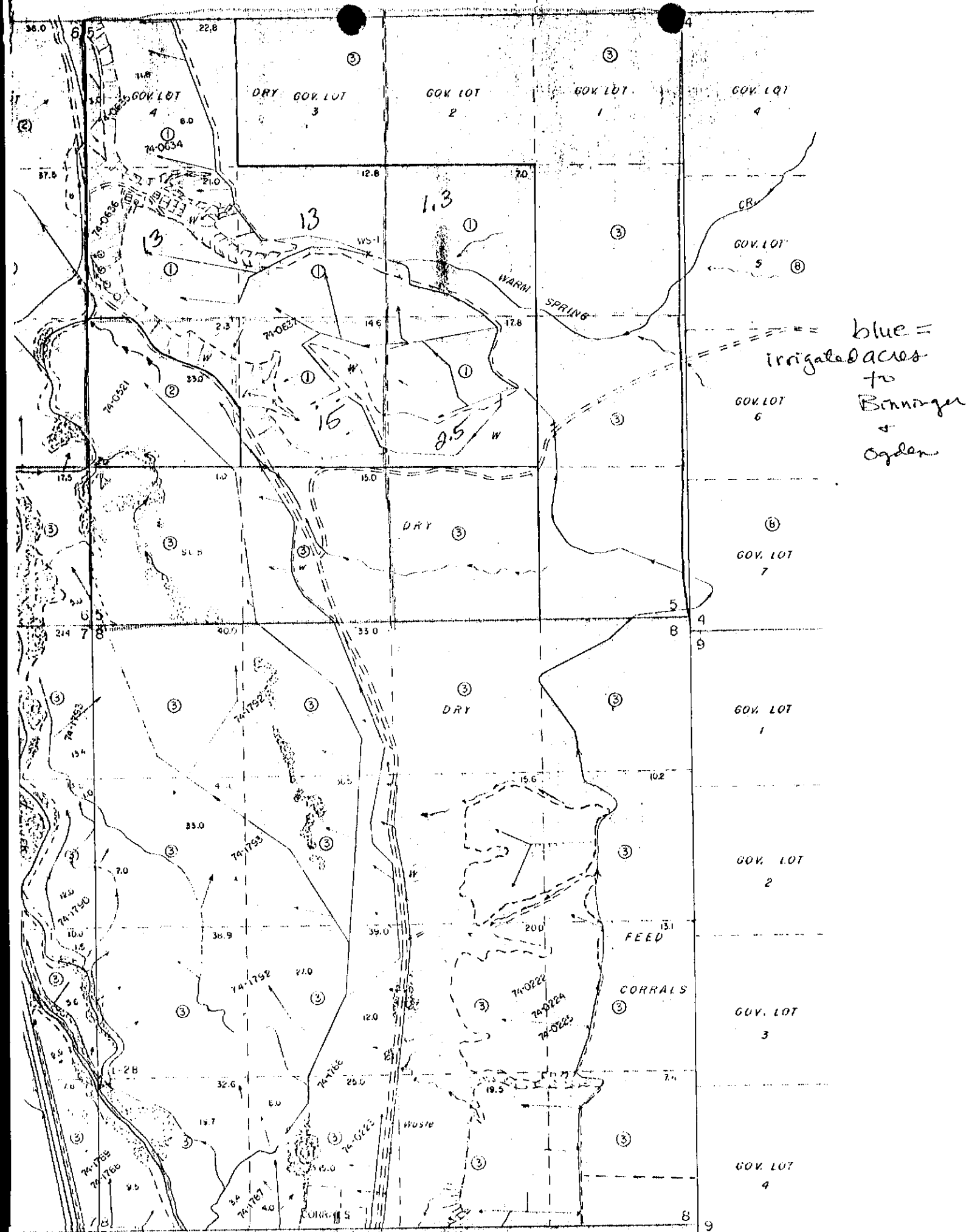
12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

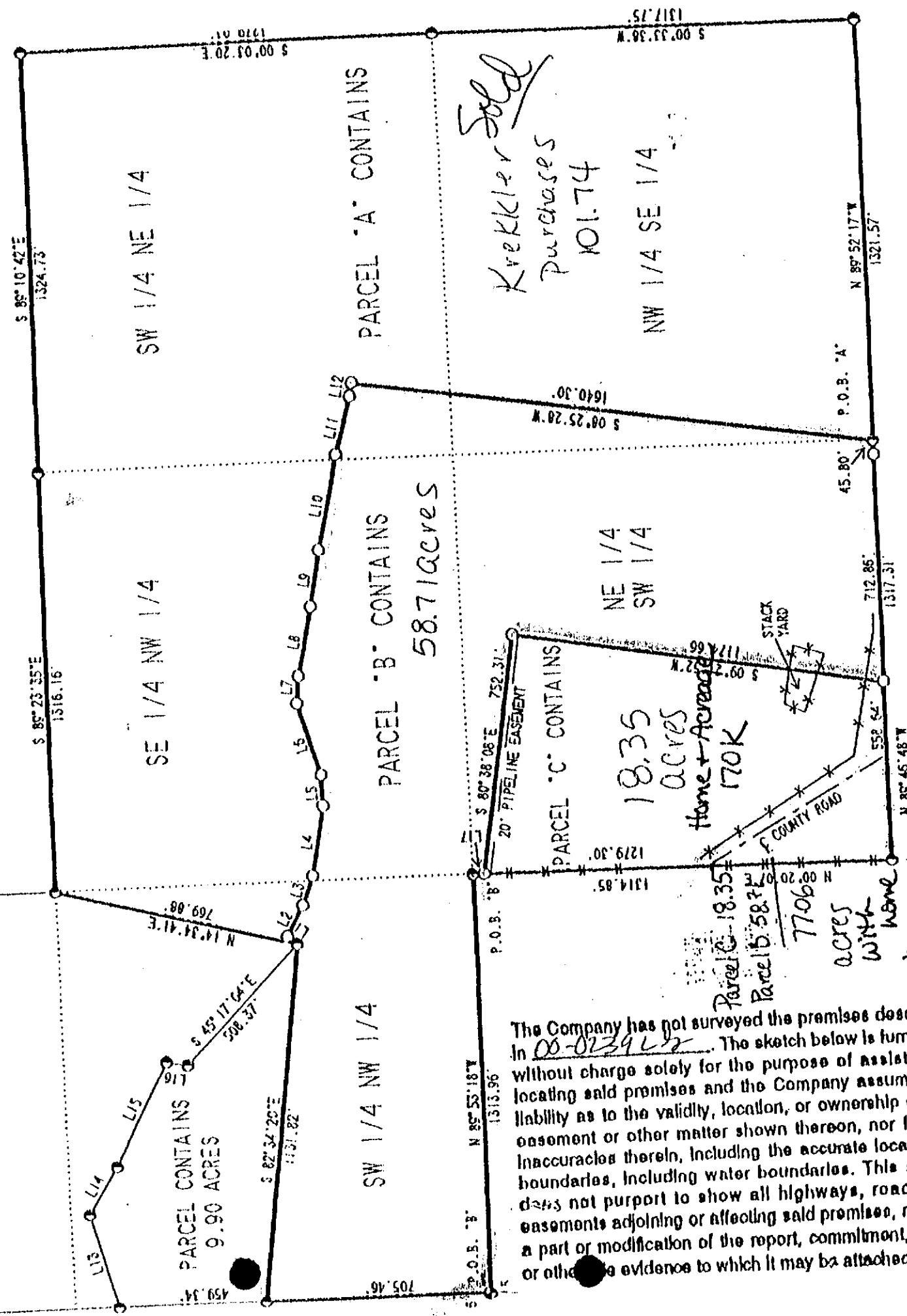
SPLIT OFF OF PARENT RIGHT 74-637
CV/8/22/01

15. Basis of Claim: Decreed



C.P. & F. INST. NO. 242584 7 | 8
 C.P. & F. INST. NO. 242585

48.66 ACRES



The Company has not surveyed the premises described in 00-023922. The sketch below is furnished without charge solely for the purpose of assisting in locating said premises and the Company assumes no liability as to the validity, location, or ownership of an easement or other matter shown thereon, nor for the inaccuracies therein, including the accurate location of boundaries, including water boundaries. This sketch does not purport to show all highways, roads or easements adjoining or affecting said premises, nor is it a part or modification of the report, commitment, poll or other evidence to which it may be attached.

Parcel C 18.35
 Parcel B 58.71
 7706
 acres with home
 \$300K.



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

August 22, 2001

JON S BINNINGER
HANNAH OGDEN
PO BOX 62
TENDON ID 83468

RE: CHANGE IN OWNERSHIP FOR A74-637

Dear Sir or Madam:

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:

74-15019: 0.86 CFS, 43.2 ACRES, HURLEY
74-15020: 0.89 CFS, 44.8 ACRES, BINNINGER & OGDEN

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,

Cheri Vandermeulen
Records Clerk

Enclosure(s)

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

OK JC 8/22/01
RECEIVED

JUL 25 2001

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Department of Water Resources
 Eastern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
adj claim ←	74-637	✓	no fee		
water right ←	74-7258	✓	fee		
water right ←	74-7260	✓	fee		

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

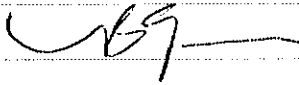
If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY**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

3. Name and Address of Former Owner/Claimant(s) Mark A. Hurley
Po Box 2 Tendency ID 83468
4. New Owner/Claimant(s) Jon S. Bannister / or Hannah Ogden
 Name Connector (Check one): [] and, [] or, X and/or
- New Mailing Address Po Box 62 Tendency ID 83468
- City, State and ZIP Code Tendency ID 83468
- New Telephone Number (208) 752-2105
5. Date you acquired the property 6/26/01

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>74-637, 74-7258, 74-7260</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		<u>58.71</u>
Stock		
Domestic		
Other		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) 
(include title if applicable)

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

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

WARRANTY DEED

For Value Received

MARK A. HURLEY and ANGELA R. HURLEY, husband and wife,

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

JON S. BINNINGER AND HANNAH OGDEN
of P. O. Box 348 McCall, Idaho 83638
the grantee s, the following described premises, in Lemhi County Idaho, to wit:

"See Attached Exhibit A"

SUBJECT TO: Mortgage dated February 27, 2001, from Mark A. Hurley and Angela R. Hurley, husband and wife, Grantor; and First Security Bank, N. A., Lender, in the amount of \$63,877.00, recorded March 5, 2001, under Instrument No. 246599, records of Lemhi County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s, that they are the owner s 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: May 31, 2001

Mark A. Hurley
Angela R. Hurley

STATE OF IDAHO, COUNTY OF LEMHI

On this 31st day of May, 01,

before me, a notary public in and for said State, personally appeared MARK A. HURLEY & ANGELA R.

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

Notary Public

Residing at Salmon, Idaho
Comm. Expires 10-6-05

STATE OF IDAHO, COUNTY OF Lemhi

I hereby certify that this instrument was filed for record at the request of Lemhi Title

at 35 minutes past 2 o'clock P. M., this day of

2001, in my office, and duly recorded in Book of Deeds at page

Juni J. Morton
Ex-Officio Recorder

By *Jana Egle* Deputy.

Fees \$ 6.00

Mail to:

INSTRUMENT NO.

247238

EXHIBIT "A"

A parcel of land located in Section 5, T. 19 N., R. 24 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Beginning at the W 1/4 corner of said section from which the NW corner of said section bears North 2622.53 ft., the Basis of Bearing of this description, run thence North along the westerly boundary of said section a distance of 705.46 ft.;

Thence S 82°34'20" E a distance of 1131.82 ft. to a point in an existing fence;

Thence the following courses and distances along said fence:

N 37°08'27" E 37.62 ft.; ✓ S 59°53'33" E 108.63 ft.; ✓
S 68°31'00" E 98.70 ft.; ✓ S 78°55'24" E 224.42 ft.; ✓
N 89°46'07" E 95.32 ft.; ✓ N 73°52'03" E 235.14 ft.; ✓
S 84°13'07" E 84.86 ft.; ✓ S 77°05'33" E 220.88 ft.; ✓
S 79°13'45" E 184.26 ft.; ✓ S 77°00'43" E 301.06 ft.; ✓
S 73°30'50" E 183.42 ft.; ✓ S 77°54'49" E 42.56 ft.; ✓

Thence S 08°25'28" W a distance of 1640.30 ft. to the SE corner of the NE 1/4 SW 1/4;

Thence N 89°46'47" W along the southerly boundary of said NE 1/4 SW 1/4 a distance of 758.66 ft.;

Thence N 09°21'52" E a distance of 1174.66 ft.;

Thence N 80°38'08" W a distance of 752.31 ft. to a point on the westerly boundary of the NE 1/4 SW 1/4;

Thence N 00°20'07" E along said boundary 35.55 ft. to the SE corner of the SW 1/4 NW 1/4;

Thence N 89°53'18" W along the southerly boundary of said SW 1/4 NW 1/4 a distance of 1313.96 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 58.71 ACRES.

Parcel
B

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged
by them that they executed the same.

Leola R. Roberts
Notary Public
Residing at Salmon, Idaho
Comm. Expires 10-6-05

200), in my office, and duly recorded in Book
of Deeds at page

Leola J. Morton
Ex-Officio Recorder

By *John Eagle* Deputy.

Fees \$ 6.⁰⁰
Mail to:

247238

WARRANTY DEED

For Value Received MARK A. HURLEY AND ANGELA R. HURLEY,
HUSBAND AND WIFE

the grantor^s, do hereby grant, bargain, sell and convey unto JON S. BINNINGER AND
HANNAH OGDEN
P.O. BOX 62, TENDON, IDAHO 83468
the grantees, the following described premises, in LEMHI County Idaho, to wit:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee^s,
their heirs and assigns forever. And the said Grantor^s do hereby covenant to
and with the said Grantee^s, that they are the owner^s 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 25, 2001

Mark A. Hurley
MARK A. HURLEY

Angela R. Hurley
ANGELA R. HURLEY

STATE OF IDAHO, COUNTY OF Lemhi

On this 26th day of June, 2001,
before me, a notary public in and for said State, personally appeared Mark A. Hurley

Angela R. Hurley

known to me to be the person^s whose name^s are
subscribed to the within instrument, and acknowledged
to me in the presence of

H. Robey
Notary Public

Residing at Salmon, Idaho
Comm. Expires 10-6-05

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of Lemhi Title

at 55 minutes past 10 o'clock A.M.,
this 27 day of June, 2001
in my office, and duly recorded in Book
of Deeds at page

Kim J. Morton
Ex Officio Recorder
By Shirley A. Armstrong
Deputy.

Fees \$ 6.00
Mail to:

INSTRUMENT NO. 247458

PARCEL "C"

A parcel of land located in the NE 1/4 S 1/4, Section 5, T. 19 N., R. 24 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the W 1/4 corner of said Section 5, from which the NW corner of Section 5 bears North, 2622.53 ft., the Basis of Bearing of this description, run thence S 89°53'18" E along the southerly boundary of the SW 1/4 NW 1/4 of said Section 5 a distance of 1313.96 ft. to the NW corner of said NE 1/4 SW 1/4;

Thence S 00°20'07" W along the westerly boundary of said NE 1/4 SW 1/4 a distance of 35.55 ft. to the POINT OF BEGINNING;

Thence S 80°38'08" E a distance of 752.31 ft.;

Thence S 09°21'52" W a distance of 1174.66 ft. to a point on the southerly boundary of said NE 1/4 SW 1/4;

Thence N 89°46'48" W along said southerly boundary a distance of 558.64 ft. to the SW corner of said NE 1/4 SW 1/4;

Thence N 00°20'07" E along the westerly boundary of said NE 1/4 SW 1/4 a distance of 1279.30 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 18.35 ACRES

247458

Parcel C

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 74-15020
Date Received: 8/22/2001
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JON S BINNINGER Phone: (208) 756-2109

PO BOX 62
TENDON ID USA 83468

HANNAH OGDEN Phone: (208) 756-2109

PO BOX 62
TENDON ID USA 83468

2. Date of Priority: 05/19/1926

3. Source: Unknown

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
19N	24E	16	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	0.89	

7. Total Quantity Appropriated is:
0.89 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	5	SW	NE	IRRIGATION	1.3
			SW	NW	IRRIGATION	13
			NE	SW	IRRIGATION	15
			NW	SE	IRRIGATION	2.5
			SE	NW	IRRIGATION	13
					Section Acres	44.8
					Total Acres	44.8

11. Place of use in counties: LEMHI

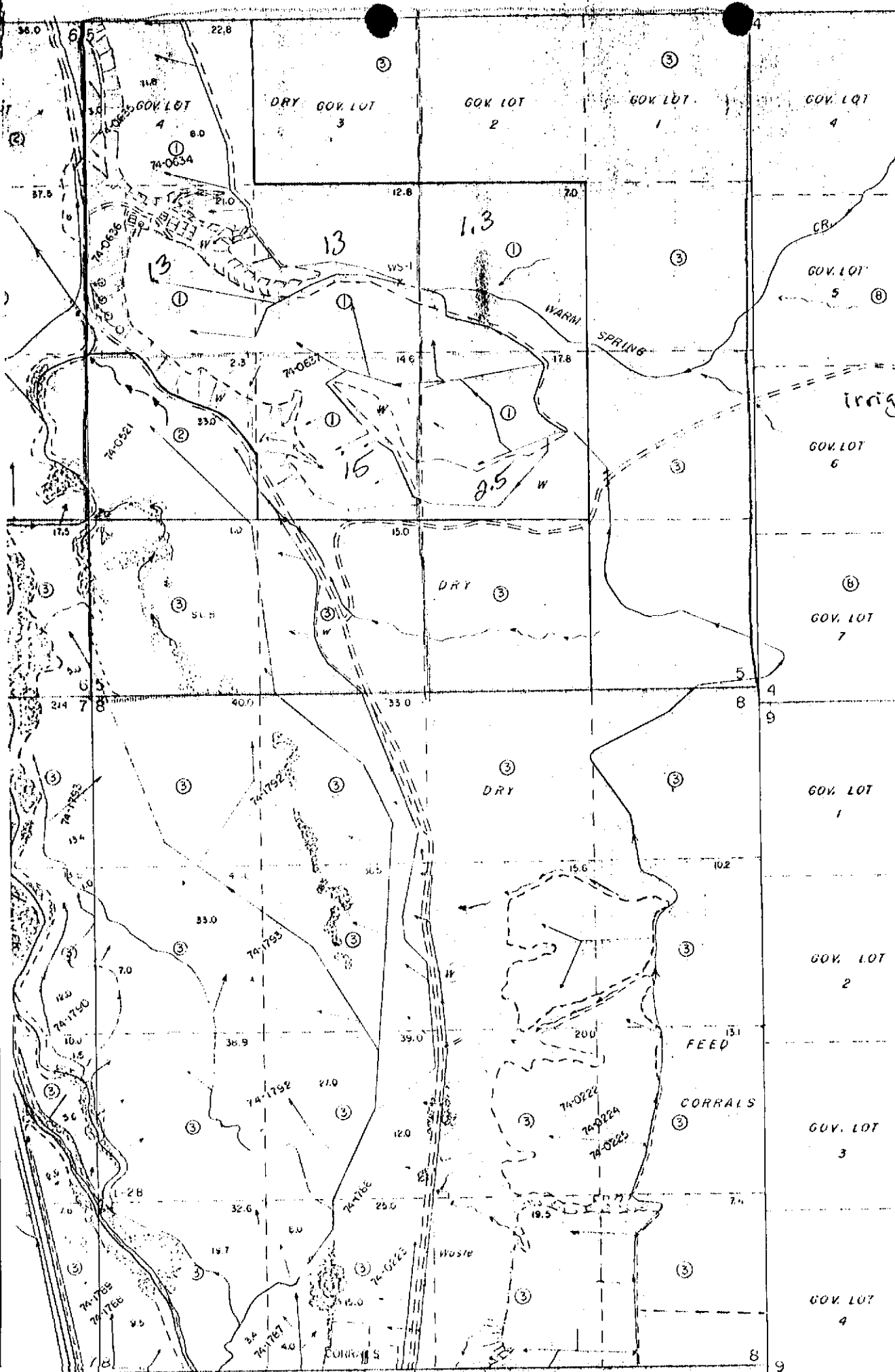
12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

SPLIT OFF OF PARENT RIGHT 74-637
CV/8/22/01

15. Basis of Claim: Decreed



blue =
irrigated acres
to
Boninger
&
Ogden

8 2526
C.P.&F. INST.
NO. 242585

\$300 K.



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

August 22, 2001

JON S BINNINGER
HANNAH OGDEN
PO BOX 62
TENDON ID 83468

RE: CHANGE IN OWNERSHIP FOR A74-637

Dear Sir or Madam:

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:

74-15019: 0.86 CFS, 43.2 ACRES, HURLEY
74-15020: 0.89 CFS, 44.8 ACRES, BINNINGER & OGDEN

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,

Cheri Vandermeulen
Records Clerk

Enclosure(s)

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

OK JC 8/22/01
RECEIVED

JUL 25 2001

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Department of Water Resources
 Eastern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
adj claim ←	74-637	✓	no fee		
water right ←	74-7258	✓	fee		
water right ←	74-7260	✓	fee		

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

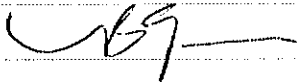
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3. Name and Address of Former Owner/Claimant(s) Mark A. Hurley
Po Box 2 Tendency ID 83468
4. New Owner/Claimant(s) Jon S. Bannister / or Hannah Ogden
 Name Connector (Check one): [] and, [] or, X and/or
- New Mailing Address Po Box 62 Tendency ID 83468
- City, State and ZIP Code Tendency ID 83468
- New Telephone Number (208) 752-2105
5. Date you acquired the property 6/26/01

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>74-637, 74-7258, 74-7260</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		<u>58.71</u>
Stock		
Domestic		
Other		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
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Irrigation		
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) 
(include title if applicable)

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

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____	AJ Date _____	WR _____ Date _____

WARRANTY DEED

For Value Received

MARK A. HURLEY and ANGELA R. HURLEY, husband and wife,

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

JON S. BINNINGER AND HANNAH OGDEN
of P. O. Box 348 McCall, Idaho 83638
the grantee s, the following described premises, in Lemhi County Idaho, to wit:

"See Attached Exhibit A"

SUBJECT TO: Mortgage dated February 27, 2001, from Mark A. Hurley and Angela R. Hurley, husband and wife, Grantor; and First Security Bank, N. A., Lender, in the amount of \$63,877.00, recorded March 5, 2001, under Instrument No. 246599, records of Lemhi County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s, that they are the owner s 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: May 31, 2001

Mark A. Hurley
Angela R. Hurley

STATE OF IDAHO, COUNTY OF LEMHI

On this 31st day of May, 01,

before me, a notary public in and for said State, personally appeared MARK A. HURLEY & ANGELA R.

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

Notary Public

Residing at Salmon, Idaho
Comm. Expires 10-6-05

STATE OF IDAHO, COUNTY OF Lemhi

I hereby certify that this instrument was filed for record at the request of Lemhi Title

at 35 minutes past 2 o'clock P. M., this day of

2001, in my office, and duly recorded in Book of Deeds at page

Juni J. Morton
Ex-Officio Recorder

By *Jana Egle* Deputy.

Fees \$ 6.00

Mail to:

INSTRUMENT NO.

247238

EXHIBIT "A"

A parcel of land located in Section 5, T. 19 N., R. 24 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Beginning at the W 1/4 corner of said section from which the NW corner of said section bears North 2622.53 ft., the Basis of Bearing of this description, run thence North along the westerly boundary of said section a distance of 705.46 ft.;

Thence S 82°34'20" E a distance of 1131.82 ft. to a point in an existing fence;

Thence the following courses and distances along said fence:

N 37°08'27" E 37.62 ft.; ✓ S 59°53'33" E 108.63 ft.; ✓
S 68°31'00" E 98.70 ft.; ✓ S 78°55'24" E 224.42 ft.; ✓
N 89°46'07" E 95.32 ft.; ✓ N 73°52'03" E 235.14 ft.; ✓
S 84°13'07" E 84.86 ft.; ✓ S 77°05'33" E 220.88 ft.; ✓
S 79°13'45" E 184.26 ft.; ✓ S 77°00'43" E 301.06 ft.; ✓
S 73°30'50" E 183.42 ft.; ✓ S 77°54'49" E 42.56 ft.; ✓

Thence S 08°25'28" W a distance of 1640.30 ft. to the SE corner of the NE 1/4 SW 1/4;

Thence N 89°46'47" W along the southerly boundary of said NE 1/4 SW 1/4 a distance of 758.66 ft.; ✓

Thence N 09°21'52" E a distance of 1174.66 ft.;

Thence N 80°38'08" W a distance of 752.31 ft. to a point on the westerly boundary of the NE 1/4 SW 1/4;

Thence N 00°20'07" E along said boundary 35.55 ft. to the SE corner of the SW 1/4 NW 1/4;

Thence N 89°53'18" W along the southerly boundary of said SW 1/4 NW 1/4 a distance of 1313.96 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 58.71 ACRES.

Parcel
B

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged
by them that they executed the same.

Leola R. Roberts
Notary Public
Residing at Salmon, Idaho
Comm. Expires 10-6-05

200), in my office, and duly recorded in Book
of Deeds at page

Leola J. Morton
Ex-Officio Recorder

By *John Eagle* Deputy.

Fees \$ 6.⁰⁰
Mail to:

247238

WARRANTY DEED

For Value Received MARK A. HURLEY AND ANGELA R. HURLEY,
HUSBAND AND WIFE

the grantor^s, do hereby grant, bargain, sell and convey unto JON S. BINNINGER AND
HANNAH OGDEN
P.O. BOX 62, TENDON, IDAHO 83468
the grantees, the following described premises, in LEMHI County Idaho, to wit:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee^s,
their heirs and assigns forever. And the said Grantor^s do hereby covenant to
and with the said Grantee^s, that they are the owner^s 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 25, 2001

Mark A. Hurley
MARK A. HURLEY

Angela R. Hurley
ANGELA R. HURLEY

STATE OF IDAHO, COUNTY OF Lemhi

On this 26th day of June, 2001,
before me, a notary public in and for said State, personally appeared Mark A. Hurley

Angela R. Hurley

known to me to be the person^s whose name^s are
subscribed to the within instrument, and acknowledged
to me in the presence of

H. Robey
Notary Public

Residing at Salmon, Idaho
Comm. Expires 10-6-05

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of Lemhi Title

at 55 minutes past 10 o'clock A.M.,
this 27 day of June, 2001
in my office, and duly recorded in Book
of Deeds at page

Kim J. Morton
Ex Officio Recorder
By Shirley A. Armstrong
Deputy.

Fees \$ 6.00
Mail to:

INSTRUMENT NO. 247458

PARCEL "C"

A parcel of land located in the NE 1/4 S 1/4, Section 5, T. 19 N., R. 24 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the W 1/4 corner of said Section 5, from which the NW corner of Section 5 bears North, 2622.53 ft., the Basis of Bearing of this description, run thence S 89°53'18" E along the southerly boundary of the SW 1/4 NW 1/4 of said Section 5 a distance of 1313.96 ft. to the NW corner of said NE 1/4 SW 1/4;

Thence S 00°20'07" W along the westerly boundary of said NE 1/4 SW 1/4 a distance of 35.55 ft. to the POINT OF BEGINNING;

Thence S 80°38'08" E a distance of 752.31 ft.;

Thence S 09°21'52" W a distance of 1174.66 ft. to a point on the southerly boundary of said NE 1/4 SW 1/4;

Thence N 89°46'48" W along said southerly boundary a distance of 558.64 ft. to the SW corner of said NE 1/4 SW 1/4;

Thence N 00°20'07" E along the westerly boundary of said NE 1/4 SW 1/4 a distance of 1279.30 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 18.35 ACRES

247458

Parcel C