

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

In Re SRBA

Case No. 39576

A. Subcase 29-00525

(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Don C. Rigby

Address: P.O. Box 187; Bancroft, Idaho 83217

Name: Virginia E. Rigby

Address: P.O. Box 187; Bancroft, Idaho 83217

Name:

Address: ;

Name:

Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☒ **Name and Address**
Should be: See attached. BLM is the new owner of this right and change of ownership has been filed.
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
11. **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the BLM has acquired this property. A Change of Ownership form has been filed with IDWR.

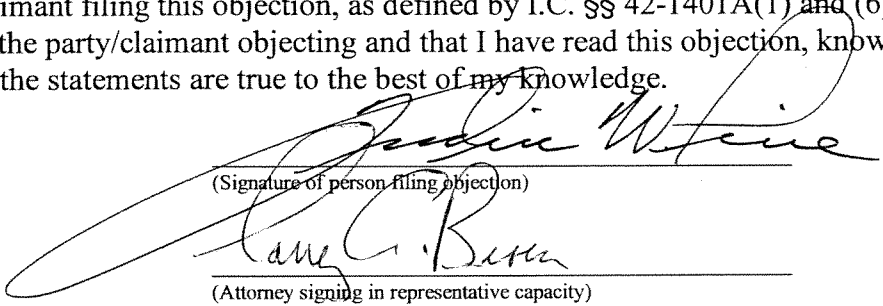
F.

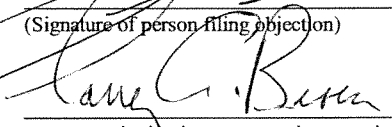
VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

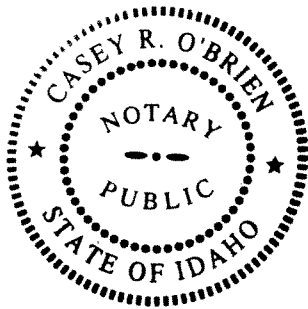
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

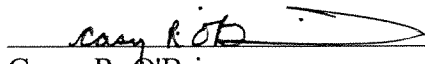
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)


(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 11/05/03




Casey R. O'Brien
Notary Public in and for the State of Idaho
Residing at: Nampa, ID.
My Commission Expires: 10-31-2009

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on Nov, 13, 2003, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Don C. Rigby
Address: P.O. Box 187; Bancroft, Idaho 83217

Name: Virginia E. Rigby
Address: P.O. Box 187; Bancroft, Idaho 83217

Name:
Address: ;

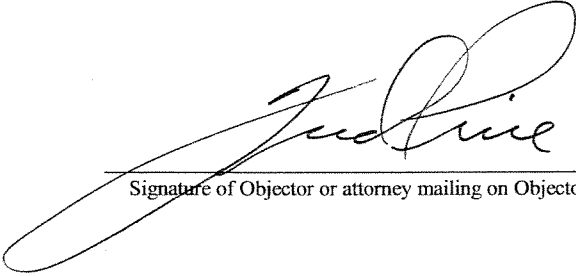
Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney mailing on Objector's behalf

07/10/2003

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-525

NAME AND ADDRESS: VIRGINIA E RIGBY
PO BOX 187
BANCROFT ID 83217

DON C RIGBY
PO BOX 187
BANCROFT ID 83217

-BLM has purchased Rigby's property.

-Change ownership to BLM

UNITED STATES OF AMERICA, ACTING THROUGH
U.S.D.I., BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S. VINNELL WAY
BOISE, IDAHO 83709-1657

SOURCE: CHANDLER SPRING

TRIBUTARY: SINKS

QUANTITY: 0.130 CFS
8.10 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
13,000 GALLONS PER DAY.

PRIORITY DATE: 06/01/1910

POINT OF

DIVERSION: BLM T08S R41E S19 SENENW Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.130 CFS 8.10 AFY

PLACE OF USE: STOCKWATER Within CARIBOU County

BLM T08S R41E S30 NENW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

PARCEL NO. 1621F STOCKWATER, 650 RANGE CATTLE

29-00525

Don & Virginia Rigby

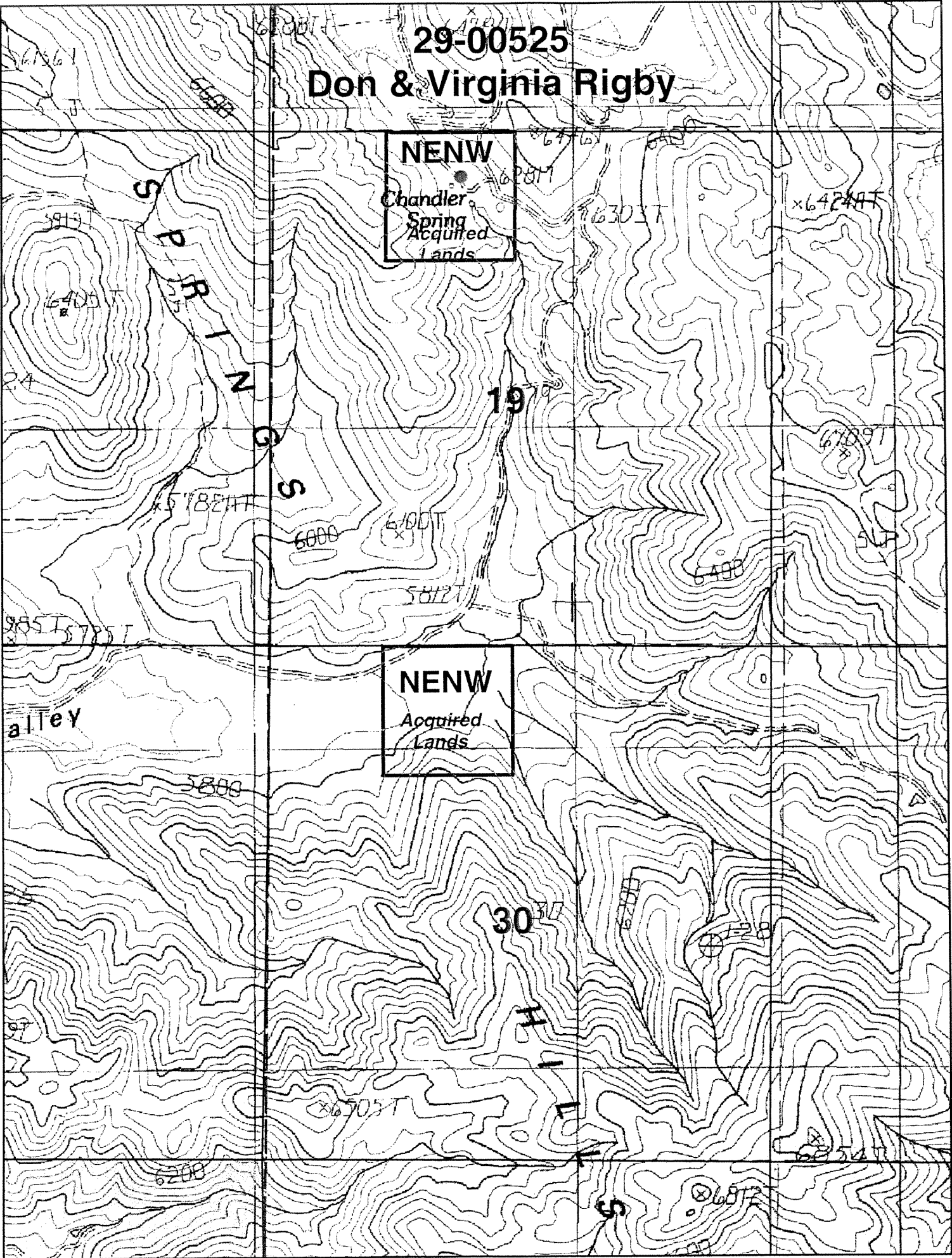
NENW

Chandler
Spring
Acquired
Lands

NENW

Acquired
Lands

alley



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

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

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
<u>29-00525</u>	<u>29-00525</u>	<u> </u>			

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

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

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) Don C. and Virginia E. Rigby
PO Box 187; Bancroft, ID 83217
4. New Owner/Claimant(s) United States of America acting through USDI BLM
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address Idaho State Office; 1387 S Vinnell Way
- City, State and ZIP Code Boise, ID 83709-1657
- New Telephone Number (208) 373-4000
5. Date you acquired the property 05/05/1989

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 _____		
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	_____	_____

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)

Fredric W. Price
FREDRIC W. PRICE
WATER RIGHTS SPECIALIST

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 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
INSTRUCTIONS FOR FILING
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Effective July 1, 2000, the Idaho Legislature amended Section 42-248, Idaho Code to include a provision for fees to file a Notice of Change in Water Right Ownership. Please see details at Item 8, below, to determine if fees are required for your filing.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, **the seller should be able to provide you with the water right or adjudication claim number(s).** Please enter the number(s) at **Item 1**. Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. **Do not** obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner/claimant(s) of the water right(s) at **Item 3**.
4. The name, mailing address, and telephone numbers of the new owner/claimant(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector "and", "or", or "and/or." If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign; however, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.

6. You may have purchased only a portion of the water right(s) held by the seller. If this 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. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at **Item 6**. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). **If the water right(s) will not be split, skip Item 6 and go to Item 7.**
7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. If an "and" connector is used at Item 4, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.
8. The Legislature has waived the fee to file a Notice of Change in Water Right Ownership for any water right pending in a general water right adjudication such as the Snake River Basin Adjudication. This waiver ends when a partial decree is issued for the water right that has been claimed. For water rights not pending in a general adjudication, the filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original form to the IDWR office nearest you:

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Idaho State Office
1387 South Vinnell Way
Boise, Idaho 83709-1657

In Reply Refer To:
7250/1230 (933) P

July 27, 2001

EMS
Instruction Memorandum No. ID-2001-063
Expires: 09/30/2002

To: ICT

From: State Director

Subject: Water Rights Delegation of Authority

Idaho State Office 1203 - Delegation of Authority Manual Supplement is amended to add a delegated authority to both the Deputy State Director for Resource Services and the Branch Chief for Lands and Minerals to negotiate and settle Snake River Basin Adjudication (SRBA) water rights issues. The SRBA water rights team leader (Gary Madenford) and senior water rights specialist (Fred Price) will continue to have authority to represent the BLM regarding all water rights issues.

This delegation is effective immediately. The Idaho Delegation of Authority Supplement will be revised to reflect these changes.

Contact Jimmie Buxton if you have comments or questions regarding this issue.

Signed by:	Authenticated by:
Martha G. Hahn	Susanna M. Henry
	Staff Assistant (ID-933)

cc:
ISO Water Rights Team
Larry Brown, DOJ Attorney
Mel Matlock (950)
Bill Ferry, Field Solicitor - Boise

157987

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IDI-34043

WARRANTY DEED

For the true and actual consideration of \$316,000.00,

BRET V. BURGESS, a single man, dba WEST VIEW LAND COMPANY

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following described real property situated in the County of Caribou, State of Idaho, to wit:

All that portion of the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) and the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 24, the North Half of the Northeast Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$) and the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 25, the West Half of the Southwest Quarter of the Northwest Quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 36, Township 8 South, Range 40 East and property located in the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) and the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 19, the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 29, and in lot 1 and the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) and the North Half of the Northeast Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$) of Section 30, Township 8 South, Range 41 East, Boise Meridian.

The parcel of land to which the above description applies contains 495.43 acres, more or less.

The acquiring agency is the United States Department of the Interior, Bureau of Land Management.

TO HAVE AND TO HOLD unto the UNITED STATES OF AMERICA and its assigns forever

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of liens, claims or encumbrances, except as shown of record, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Dated this 25th day of February, 2003

WEST VIEW LAND COMPANY

BRET V. BURGESS

IDI-34043

Page 1 of 2

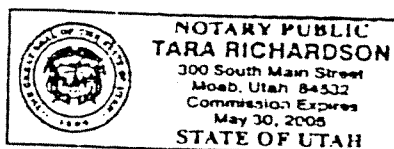
Acknowledgement on Page 2

STATE OF IDAHO
COUNTY OF CARIBOU

DATE: MARCH 2003
TIME: 2:55 PM

OFFICIAL RECORDS
RECORDER: EDIE BUSH
DEPUTY: Shirley A. Adams
FEE: \$10.00

STATE OF UTAH)
 : SS
County of Grand)



On this 25 day of February, 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared Bret V. Burgess, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Tara Richardson
Notary Public for UTAH
Residing at: 300 S Main Moab
My Commission Expires: 5/30/05

RECEIVED
US DEPT OF INTERIOR

141780

2003 OCT 27 PM 12:45

BUREAU OF LAND MGMT
POCATELLO FIELD OFFICE
POCATELLO ID

STATE OF IDAHO
County of Caribou
Date: July 19, 1991
Time: 11:45 A.M.
Microfilm Records
Recorder: Robert A. Jenkins
Deputy: Ruth Owen
Fee: \$12.00 CS

This Indenture made and executed this 16th day of July, 1991, between the following parties:

GRANTOR: THE DON C. RIGBY FAMILY PARTNERSHIP, a partnership organized under the laws of the State of Idaho.

GRANTEE: BRET V. BURGESS, a single man, doing business as WEST VIEW LAND COMPANY, of Wasatch County, State of Utah, whose mailing address is 2521 South 3000 West, Heber City, Utah 84032.

WITNESSETH:

The Grantor, for and in consideration of Ten Dollars (\$10.00) and other valuable consideration, the receipt of which is acknowledged, does by these presents grant, bargain, sell and convey unto the Grantee all of that certain parcel of real property situated in Caribou County, State of Idaho, more particularly described as follows:

TOWNSHIP 8 SOUTH, RANGE 41 EAST OF THE BOISE
MERIDIAN:

Section 19: SE1/4 of the SW1/4; NE1/4 of the NW1/4

Section 30: N1/2 of the N1/2

Section 29: NW1/4 of the NW1/4

TOWNSHIP 8 SOUTH, RANGE 40 EAST OF THE BOISE
MERIDIAN:

Section 25: SW1/4 of the NW1/4; N1/2 of the N1/2

Section 24: SE1/4 of the SW1/4; SW1/4 of the SE1/4

Section 26: NE1/4; W1/2 of the SE1/4; N1/2 of the
N1/2 of the SW1/4; SE1/4 of the NE1/4
of the SW1/4; SW1/4 of the SW1/4; E1/2
of the SE1/4 of the SW1/4; SW1/4 of

the SE1/4 of the SW1/4; SE1/4 of the
SE1/4; S1/2 of the NW1/4 of the SW1/4;
SW1/4 of the NE1/4 of the SW1/4

Section 36: W1/2 of the SW1/4 of the NW1/4

A tract in the E1/2 of the NW1/4, more particularly
described as follows:

Beginning at a point that is South 0° 22'22" East
1100 feet from the North Quarter Corner of said
Section 26, and running thence South 0° 22'22" East
1542.24 feet to the Center Quarter Corner of said
Section 26; then South 89° 57'13" West 728.70 feet
to an intersection with a fence; thence North 0°
48'54" East 136.60 feet along said fence; thence
North 9° 19'36" East 210 feet along said fence;
thence North 18° 17'44" West 215.49 feet along said
fence; thence North 17° 10'54" West 210.92 feet
along said fence; thence North 17° 51'56" West
489.22 feet along said fence; thence North 25°
45'12" West 363.35 feet along said fence; thence
East 1120.60 feet, to the Point of Beginning.

Also, the NE1/4 of the NW1/4, excepting therefrom
the following tract:

Beginning at the North 1/4 corner of Section 26,
TOWNSHIP 8 SOUTH, RANGE 40 EAST OF THE BOISE
MERIDIAN, and going thence South 0° 22'22" East
1100 feet; thence West 1120.60 feet to an inter-
section with an existing fence line; thence South
25° 45'12" East 245.16 feet along said fence;
thence South 89° 59'21" West 311.60 feet to the SW
corner of the NW1/4 of the NW1/4 of Section 26;
thence N 0° 19'43" West 1321.44 feet to the NW
corner of the NE1/4 of the NW1/4 of Section 26;
thence South 89° 58'30" East 1326.10 feet along the
Section line to the Point of Beginning.

Section 35: SE1/4 of the NW1/4 of the NW1/4; N1/2
of the NW1/4 of the NW1/4; NE1/4 of
the NW1/4; NW1/4 of the NE1/4; SE1/4
NE1/4; NE1/4 of the NE1/4

Township 9 South Range 41 East of the Boise
Meridian:

Section 6: W1/2 of the SE1/4 of the NW1/4; and
the S1/2 of the SE1/4 of the SE1/4 of
the NW1/4.

Reserving from all of the described real property,

141780

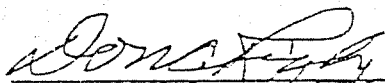
nevertheless, all oil, gas, other mineral and geothermal rights including, but not limited to, such rights relative thereto as may have heretofore been reserved or otherwise severed by separate conveyance.

Subject to all canal and road easements and rights of way.

In addition to the above, Burgess shall retain 138 shares of Farmer's Land and Irrigation Company stock, and shall relinquish to Grantor all of his right, title and interest in and to 100 shares of Farmer's Land and Irrigation stock. Grantee shall also have the sole right to water from two of 17 taps from a spring located in Swensen Valley, Section 25, Township 8 South, Range 40 East of the Boise, Meridian, to have and to hold the said premises, together with their appurtenances unto the Grantee, his heirs and assigns forever. The Grantor hereby covenants to and with said Grantee that it is the owner in fee simple of said premises and that they are free from all encumbrances created by Grantor in any manner. However, Grantor does not covenant nor warrant that the property is free from any and all lawful claims which may have been created by Grantee, nor does the Grantor warrant against right of ways, easements or claims of record, nor claims to possession or use not of record.

DATED this 16th day of July, 1991.

DON C. RIGBY FAMILY PARTNERSHIP


Don C. Rigby, General Partner

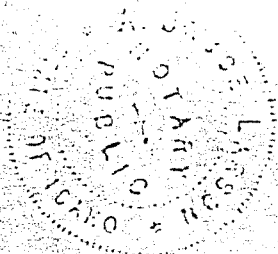
141780

STATE OF IDAHO)
) ss.
COUNTY OF CARIBOU)

On this 16th day of July, 1991, before me, the undersigned notary public, personally appeared Don C. Rigby, General Partner of the Don C. Rigby Family Partnership, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same on behalf of the said partnership.

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

A. Bruce Swan
Notary Public
Residing at Boise Springs
My Commission Expires 2-22-94



STATE OF IDAHO }
County of Caribou }

SS

79337

I hereby certify that this instrument was filed
at the request of Caribou Title Co

at 3:07 o'clock P M this 20 day of
March, 19 74 in my office and duly

recorded in Microfilm Records 79337

KENNETH M. FOWLER Myrna Archibald

Ex-Officio Recorder

Deputy

WARRANTY DEED

ROBERT W. HUBBARD and AILEEN A. HUBBARD, husband and wife; MURRIE C. GODFREY and RHEA GODFREY, husband and wife; DALE K. CORBRIDGE and ANNA LEE CORBRIDGE, husband and wife; and DAVID H. CLEGG and SHIRLEY CLEGG, husband and wife, Grantors, of Soda Springs, County of Caribou, State of Idaho, hereby CONVEY and WARRANT to DON C. RIGBY FAMILY PARTNERSHIP, Grantee, of Logan, County of Cache, State of Utah, for the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration the following described tracts of real property in the Counties of Bonneville, Caribou, Bannock and Franklin, State of Idaho:

Bonneville County, Idaho:

1. Township 4 South, Range 42 East of the Boise Meridian:
Section 26: NW1/4SE1/4, W1/2NE1/4, SE1/4SE1/4, NW1/4, N1/2SW1/4
Section 35: Lots 1, 2, 3 and 4
Section 27: E1/2NE1/4

Caribou County, Idaho:

2. Township 8 South, Range 39 East of the Boise Meridian:
Section 10: SE1/4
Section 36: N1/2, NE1/4SW1/4, SE1/4
3. Township 9 South, Range 39 East of the Boise Meridian:
Section 1: Lots 1, 2, 3, 4 and 5, SW1/4NW1/4
Section 2: Lots 6 and 7, SW1/4NE1/4, SE1/4NW1/4, N1/2 SW1/4
4. Township 8 South, Range 40 East of the Boise Meridian:
Section 24: SE1/4SW1/4, SW1/4SE1/4
Section 25: N1/2, NE1/4SW1/4, SE1/4
Section 26: NE1/4, NE1/4NW1/4 SW1/4, W1/2SE1/4, SE1/4SE1/4
Section 29: S1/2S1/2
Section 30: SW1/4SE1/4
Section 31: Lots 2 and 3, NE1/4, E1/2NW1/4, NE1/4 SE1/4
Section 32: All
Section 33: E1/2NE1/4, N1/2SE1/4, and all that portion of the SW1/4SE1/4 lying North of the

RECEIVED
US DEPT OF INTERIOR

2003 OCT 27 PM 12:45

BUREAU OF LAND MGMT.
POCATELLO FIELD OFFICE
POCATELLO ID

3 36.20
5410
D/C

4 36.40

11-83-0044
D/C All Min
NOE

1 36.40

846.545
D/C

2 36.05

19

IDI 34043
2/25/2003
WD to BLM
No Min

3 35.70

4 35.35

1 35.43

51.3246
D/C

2 35.84

669500
D/C

30

3 36.30

IDI 32290
3/2/1998
WD to US
No Min

IDI 32289 29
8/5/1997
QCD to US
OG Geo All Min

IDI 32290
3/2/1998
WD to US
No Min

4 36.74

111.3930
D/C All Min

1 36.74

IDI 32289
8/5/1997
QCD to US

T 85
R 41E
Boise Meridian

S. E.
8 41
T. B.

MT PLAT

[illegible]

1 00550, STAIR, 1st, 12/4/1981
 Sec 2: 145NW1, last row 11-81-0034
 Sec 3: 145W1
 Sec 4: 145NE1
 Sec 5: 145W2
 Sec 10: E1
 Sec 11: NW1NE1
 Sec 15: NW1, SSW1, SW1NW1, NW1SW1
 Sec 17: NE1SE1, SW1SW1, NW1W1, NW1, last
 row 11-84-0008
 Sec 19: E1, NW1, SW1NW1, NE1SW1
 Sec 20: SW1, NW1W1
 Sec 21: SE1SE1
 Sec 22: NW1NE1
 Sec 27: NW1NW1
 Sec 28: NW1, SW1, NW1SE1, SW1NW1
 Sec 29: SW1, SW1W1, NW1SE1, NE1NE1
 Sec 30: SE1NE1, NW1W1
 Sec 31: L1NW1, 2, 3, NW1E1, NE1NE1, E1NW1
 Sec 32: NW1, NW1W1, NW1SW1
 Sec 42: NW1, NW1W1, NW1SW1
 Sec 43: SW1, NW1NW1, SE1NW1, NW1NE1, SE1NE1
 Sec 44: NW1, SE1, NW1NE1, NW1SW1
 Sec 45: SW1, NW1W1

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

[illegible]