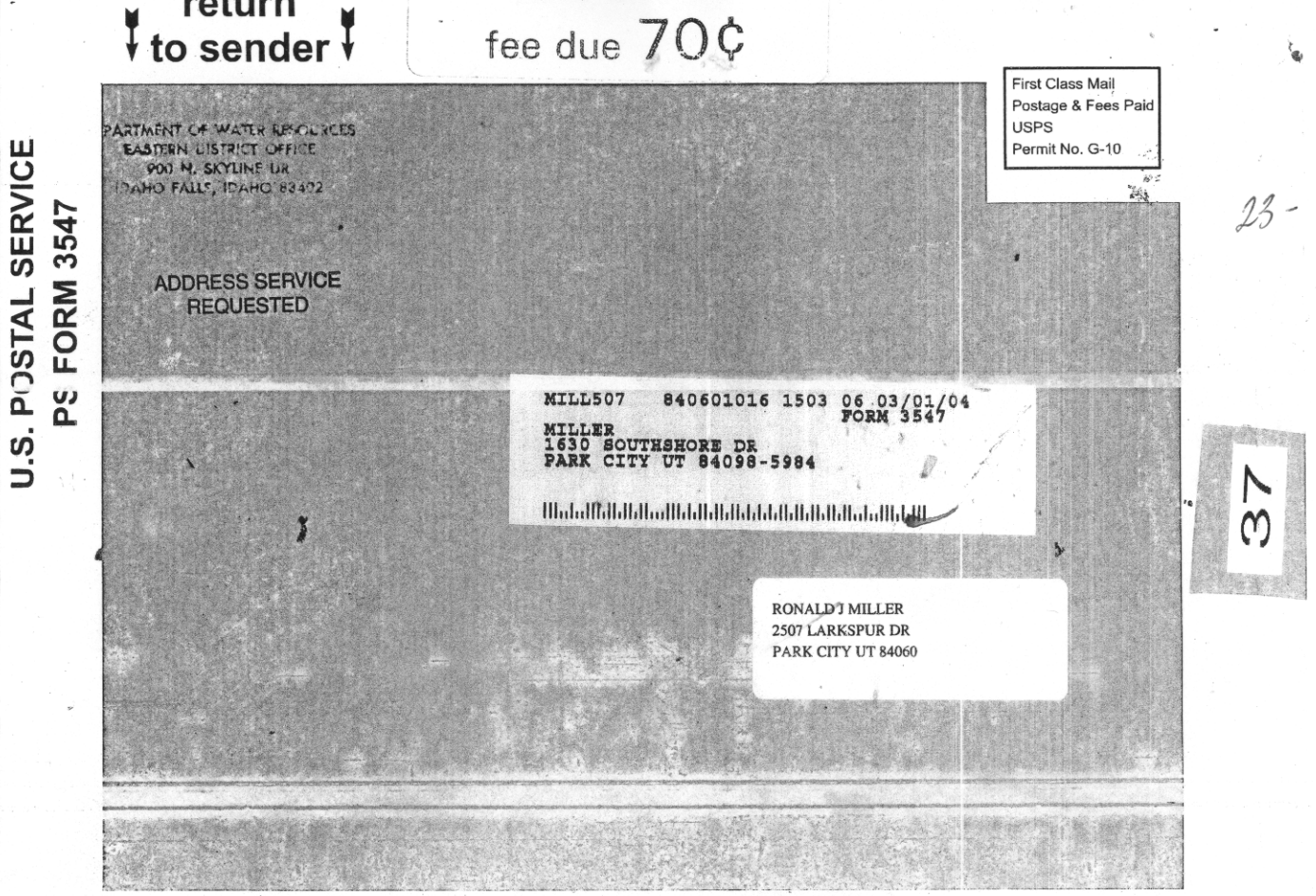

return to sender
fee due 70¢
First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10
PARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N. SKYLINE DR
IDAHO FALLS, IDAHO 83402
ADDRESS SERVICE REQUESTED
MILL507 840601016 1503 06 03/01/04
FORM 3547
MILLER
1630 SOUTHSHORE DR
PARK CITY UT 84098-5984
RONALD J MILLER
2507 LARKSPUR DR
PARK CITY UT 84060
U.S. POSTAL SERVICE
PS FORM 3547

23 - 88B

37

IDAHO DEPARTMENT OF WATER RESOURCES 03/15/2004

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-88B

NAME AND ADDRESS: RONALD J MILLER
1630 SOUTHSHORE DR
PARK CITY UT 84098

SOURCE: UNNAMED STREAM

QUANTITY: 1.12 CFS

TRIBUTARY: SOUTH FORK SNAKE RIVER

PRIORITY DATE: 03/21/1909

POINT OF DIVERSION:

T01N R43E S2 SENENW Lot 3 Within BONNEVILLE County
T01N R43E S2 SESENW Within BONNEVILLE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	1.12 CFS

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T01N R43E S02 Lot	2 NWNE	27.0	T01N R43E S02 Lot	3 NENW	19.0
T01N R43E S02	SENW	10.0			

56 ACRES TOTAL

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.

EXPLANATORY MATERIAL: Decreed

SOURCES ARE LOCALLY KNOWN AS FIRST CREEK AND SECOND CREEK.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Ron Miller
House
435-658-4325
Cell
801-201-8520
call cell 1st

IN THE DISTRICT C[illegible] STRICT OF THE STATE OF IDAHO,
IN RE THE GENERAL[illegible] I FALLS
OF RIGHTS TO THE[illegible]
THE SNAKE RIVER B[illegible] IVIL CASE NUMBER: 39576

dent. Number: **A23-00088B**
ate Received: 8/ 9/1989
eceipt No: X777777
eceived By: _____

COPY FOR YOUR FILES

RIGHT
W

COPY FOR YOUR FILES

1. Name: RONALD J MILLER
   Address: 2507 LARKSPUR DRIVE
   PARK CITY UT 84060 435-647-5806

2. Date of Priority: MAR 21, 1909

3. Source: FIRST CREEK
   SECOND CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4	of 1/4	of 1/4	Lot	County
01N	43E	2	SE	NE	NW	3	BONNEVILLE
			NE	NE	SW		BONNEVILLE

5. Description of diverting works:
   2 PUMPS TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To			
IRRIGATION	04/01	11/01	C.F.S 1.770	(or)	A.F.A.

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
01N	43E	2	NW	NE	2	IRR	39.0
			NE	NW	3	IRR	19.7

A23-00088B

Date: 03/01/00

A2300088B

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
01N	43E	2	SE	NW		IRR	9.7
						Section Acres	68.4
						Total Acres	68.4

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
01-0365/23-0100.

14. Remarks:
NUMBERS FOR THIS RT. ARE 01-0364 & 23-0088.
DECREED SOURCE WAS BRANDYWINE SLOUGH. SOURCE WAS CHANGED APPROXIMATELY 1957.
***
ORIGINAL CLAIM SPLIT PER CHANGE OF OWNERSHIP 3/1/2000
A23-00088A 1.43 CFS 55.6 ACRES BITTON
A23-00088B 1.77 CFS 68.4 ACRES MILLER

TOTAL 3.20 CFS 124.0 ACRES

ORIGINAL CLAIM FULLY ASSIGNED TO SPLITS

BCONTOR 3/1/2000
***
TYPOGRAPHICAL ERROR IN POU LIST CORRECTED PER CLAIM MAP AND CHANGE OF OWNERSHIP MAPS. SEE FILE. BCONTOR 3/2000.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

PALISADE IRR. CO., ET AL.
Decree Plaintiff

vs

LYNN CRANDALL.
Decree Defendant

IDAHO DEPARTMENT OF WATER RESOURCES 02/06/2004

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-88B

NAME AND ADDRESS: RONALD J MILLER
2507 LARKSPUR DR
PARK CITY UT 84060

SOURCE: UNNAMED STREAM

QUANTITY: 0.980 CFS

TRIBUTARY: SOUTH FORK SNAKE RIVER

PRIORITY DATE: 03/21/1909

POINT OF DIVERSION:

T01N R43E S2 SENENW Lot 3 Within BONNEVILLE County (FIRST CREEK)
T01N R43E S2 SESENW Within BONNEVILLE County (SECOND CREEK)

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	0.980 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R43E S02 Lot	2 NWNE	24.0	T01N R43E S02 Lot	3 NENW	18.0
T01N R43E S02	SENW	7.0			

49 ACRES TOTAL

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.

EXPLANATORY MATERIAL: Decreed

SOURCES ARE LOCALLY KNOWN AS FIRST CREEK AND SECOND CREEK.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

02/06/2004

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 23-88B

RONALD J MILLER
~~2507 LARKSPUR DR~~ 1630 Southshore ct
PARK CITY UT 84060 84098
Telephone Number: (435) ~~647-5806~~ 658-4325

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

allocation of H_2O based on 49 acres vs my total acreage of 68.4 acres

2. Describe the changes you wish to make in the proposed recommendation:

see attached.

3. Give a brief explanation as to why you disagree with these portions:

see attached

____ **I AGREE with this proposed recommendation: no changes need to be made.**

DATE: 3-4-04 **SIGNATURE:** [signature]

Please print your name: Ronald J Miller

IDWR Regional Office,

RECEIVED
MAR 18 2004
Department of Water Resources
Eastern Region

02/06/2004

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-88B

NAME AND ADDRESS: RONALD J MILLER
~~2507 LARKSPUR DR~~ — 1630 Southshore Dr
PARK CITY UT ~~84060~~ 84098

SOURCE: UNNAMED STREAM TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 0.980 CFS — 1.77 CFS

PRIORITY DATE: 03/21/1909

POINT OF DIVERSION:

T01N R43E S2 SENENW Lot 3 Within BONNEVILLE County (FIRST CREEK)
T01N R43E S2 SESENW Within BONNEVILLE County (SECOND CREEK)

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	0.980 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R43E S02 Lot 2 NWNE ~~24.0~~ 39.0 T01N R43E S02 Lot 3 NENW ~~18.0~~ 19.7
T01N R43E S02 SENW ~~7.0~~ 9.7

68.4 ~~49~~ ACRES TOTAL

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.

EXPLANATORY MATERIAL: Decreed

SOURCES ARE LOCALLY KNOWN AS FIRST CREEK AND SECOND CREEK.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

To Nick Olsen

I'm sorry for any inconvience I may have caused by not understanding this Procedure of Water Rights adjudications. Enclosed is the corrections as I see it. I have 68.4 acres of irrigatable land. and my claim is for 1.77 CFS. The change I request are 17N red pin. also I would like ~~an~~ change of address form

Thanks

Ron Miller

1630 Southshore Dr.
Park City Ut 84098

RECEIVED
MAR 18 2004
Department of Water Resources
Eastern Region

To Nick Olsen

With regard to the preliminary report. The preliminary report includes 2 of the 3 properties I own. It included: lot 4, Blk 2 & lot 1 Blk 2, It Does not include lot 3, Blk 2 that I purchased on 3/05/97. Purchase agreements and lots 1 & 3 legal description are included. If you need the legal description for lot 4. I could get a copy.

Also I included an outlined map of Fox creek properties I own for your use.



this is the general shape of my property that could be compared to preliminary report you sent me.

I own 68.4 irrigatable acres

Thanks for all your help

Ron Miller

Home # 435-658-4325
cell # 801-201-8520

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: **A23-00088B**
Date Received: 8/ 9/1989
Receipt No: X777777
Received By: _____

COPY FOR YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

COPY FOR YOUR FILES
658-4325
435-~~647-5806~~

1. Name: RONALD J MILLER
   Address: ~~2507 LARKSPUR DRIVE~~ 1630 Southshore Dr
   PARK CITY UT ~~84060~~ 84098

2. Date of Priority: MAR 21, 1909

3. Source: FIRST CREEK
   SECOND CREEK
   Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	43E	2	SE	NE	NW	3	BONNEVILLE
			NE	NE	SW		BONNEVILLE

5. Description of diverting works:
   2 PUMPS TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.770		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	43E	2	NW	NE	2	IRR	39.0
			NE	NW	3	IRR	19.7

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	43E	2	SE	NW	IRR	9.7
				Section Acres		68.4
				Total Acres		68.4

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
01-0365/23-0100.

14. Remarks:
NUMBERS FOR THIS RT. ARE 01-0364 & 23-0088.
DECREED SOURCE WAS BRANDYWINE SLOUGH. SOURCE WAS CHANGED APPROXIMATELY 1957.
***
ORIGINAL CLAIM SPLIT PER CHANGE OF OWNERSHIP 3/1/2000
A23-00088A 1.43 CFS 55.6 ACRES BITTON
A23-00088B 1.77 CFS 68.4 ACRES MILLER

TOTAL 3.20 CFS 124.0 ACRES

ORIGINAL CLAIM FULLY ASSIGNED TO SPLITS

BCONTOR 3/1/2000
***
TYPOGRAPHICAL ERROR IN POU LIST CORRECTED PER CLAIM MAP AND CHANGE OF OWNERSHIP MAPS. SEE FILE. BCONTOR 3/2000.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

PALISADE IRR. CO., ET AL. (Decree Plaintiff) vs LYNN CRANDALL. (Decree Defendant)

FOX CREEK RANCH
DIVISION NO. 1
BONNEVILLE COUNTY, IDAHO

PART OF LOTS 2, 3, S.E. 1/4 N.W. 1/4, N.E. 1/4 S.W. 1/4 SEC. 2, T. 1 N., R. 43 E., B.M.
AND PART OF THE S.W. 1/4 S.W. 1/4 SEC. 35, T. 2 N., R. 43 E., B.M.

NOTES

- DENOTES 1/2"x24" STEEL REBAR SET WITH PLASTIC CAP STAMPED L.S. 867

PART OF THIS PLAT LIES BETWEEN THE 100 YEAR AND 500 YEAR FLOOD ZONE LIMITS AND IS DELINEATED AS ZONE "B" ON THE N.F.I.P. FLOOD INSURANCE RATE MAP COMMUNITY PANEL NUMBER 160027-0005-C EFFECTIVE 11-6-1981

THE COUNTY WILL NOT MAINTAIN ROADS UNTIL SUCH TIME AS ROADS ARE IMPROVED TO COUNTY STANDARDS AND ACCEPTANCE ALLOWED.

A TEN FOOT WIDE UTILITY EASEMENT IS HEREBY DEDICATED ALONG ALL LOT FRONTAGES.

Title Company
Idaho Falls, Idaho 83404

While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.

UNPLATTED

S. 1° 17' 47" E. 1288.14

N. 89° 55' 59" W. 1341.57

S. 0° 19' 08" E. 1636.07

S. 0° 36' 17" W. 938.27

BLOCK 1

BLOCK 2

BLOCK 3

FOX CREEK ROAD

CADDIS LANE

EXISTING STREAM

SNAKE RIVER

MARSH CREEK DR.

U.S. HIGHWAY 26

N. 0° 46' 47" E. 1571.79

N. 0° 46' 47" E. 1039.06

N. 0° 46' 09" E. 155.07

S. 89° 13' 13" E. 100.00

ALLIANCE
TITLE & ESCROW CORP.

FOX CREEK RANCH
DIVISION NO. 1
BONNEVILLE COUNTY, IDAHO

PART OF LOTS 2, 3, S.E. 1/4 N.W. 1/4, N.E. 1/4 S.W. 1/4 SEC. 2, T. 1 N., R. 43 E., B.M.
AND PART OF THE S.W. 1/4 S.W. 1/4 SEC. 35, T. 2 N., R. 43 E., B.M.

NOTES

- DENOTES 1/2" Ø x 24" STEEL REBAR SET WITH PLASTIC CAP STAMPED L.S. 827

PART OF THIS PLAT LIES BETWEEN THE 100 YEAR AND 500 YEAR FLOOD ZONE LIMITS AND IS DELINEATED AS ZONE "B" ON THE N.F.I.P. FLOOD INSURANCE RATE MAP COMMUNITY PANAL NUMBER 160027-0005-C EFFECTIVE 11-4-1981

THE COUNTY WILL NOT MAINTAIN ROADS UNTIL SUCH TIME AS ROADS ARE IMPROVED TO COUNTY STANDARDS AND OFFICIALLY ACCEPTED.

A TEN FOOT WIDE UTILITY EASEMENT IS HEREBY GRANTED ALONG ALL LOT FRONTAGES.

Title Company
Idaho Falls, Idaho 83404
While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.

UNPLATTED

BLOCK 1

BLOCK 2

BLOCK 3

FOX CREEK ROAD

CADDIS LANE

EXISTING STREAM

MARSH DR.

HIGHWAY 26

SNAKE RIVER

ALLIANCE TITLE & ESCROW CORP.

To Nick Olsen

With regard to the preliminary report. The preliminary report includes 2 of the 3 properties I own. It included: lot 4, Blk 2 & lot 1, Blk 2, It Does not include lot 3, Blk 2 that I purchased on 3/05/97. Purchase agreements and lots 1 & 3 legal description are included. If you need the legal description for lot 4. I could get a copy.

Also I included an outlined map of Fox creek properties I own for your use.



this is the general shape of my property that could be compared to preliminary report you sent me.

I own 68.4 Irragatable acres

Thanks for all your help

Ron Miller

Home # 435-658-4325
cell # 801-201-8520

EXHIBIT A

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No. 1, Bonneville County, Idaho; running thence N. 01°17'47" W. along said Lot 1 boundary 746.72 feet; thence S. 28°27'44" W. 441.58 feet; thence West 950.00 feet; thence S. 49°13'38" W. 213.02 feet; thence S. 87°48'07" W. 127.25 feet; thence S. 40°45'21" E. 54.91 feet; thence S. 01°56'04" W. 57.96 feet; thence S. 37°12'39" W. 594.04 feet to a point on a curve having a radius of 50.00 feet and a tangent that bears N. 50°35'58" E.; thence to the right along said curve 109.13 feet through a central angle of 125°03'09"; thence N. 85°39'07" E. 371.11 feet; thence N. 00°19'08" W. 366.57 feet; thence S. 89°55'59" E. 1341.57 feet to the point of beginning.
SUBJECT TO: existing easements of record.

O W N E R S

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-17392-W	13 0042 106 00000569	03/05/97 4:13 P.M.	$ 100,000.00	$ 555.00

1. **Name Of Insured:**
RONALD J. MILLER and MARYBETH MILLER

2. **The estate or interest in the land which is covered by this Policy is:**

FEE SIMPLE

3. **Title to the estate or interest in the land is vested in:**

RONALD J. MILLER and MARYBETH MILLER, husband and wife.

4. **The land herein described is encumbered by the following mortgage or trust deed, and assignments:**

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. **The land referred to in this Policy is described as follows:**

See Attached Exhibit "A"

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

KF

EXHIBIT A

Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho according to the recorded plat thereof...

Excepting Therefrom:
Part of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, described as follows:
Beginning at the Southwest corner of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, being a point on a curve on the Easterly Right-of-way line of Fox Creek Raod with a radius of 391.16 feet and a tangent that bears N. 00°33'44" E. running thence 109.59 feet along said Right-of-way curve throught a central angle of 16°03'07"; thence S. 86°46'59" E. 374.40 feet; thence S. 40°45'21" E. 382.76 feet; thence S. 01°56'04" W. 19.44 feet to the Southerly line of said Lot 1; thence along said Southerly Lot line of the following three (3) courses: N. 88°23'49" W/ 183.20 feet; thence N. 76°23'52" W. 196.18 feet; thence N. 53°59'33" W. 290.55 feet to the point of beginning. SUBJECT TO: exsisting easements of record:

Also Excepting Therefrom:
That portion lying within the boundaries of Lot 1, Block 2, Fox Creek Ranch, Division No.1:

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho; running thence N. 01°17'47" W. along said Lot boundary 746.72 feet; thence West 950.00 feet; thence S. 28°27'44" W. 441.58 feet; thence S. 49°13'38" W. 213.02 feet; thence S. 87°48'07" W. 127.25 feet; thence S. 40°45'21" E. 54.91 feet; thence S. 01°56'04" W. 57.96 feet; thence S. 37°12'39" W. 594.04 feet to a point on a curve having a radius of 50.00 feet and a tangent that bears N. 50°35'58" E.; thence to the right along said curve 109.13 feet through a central angle of 125°03'09"; thence N. 85°39'07" E. 371.11 feet; thence N. 00°19'08" W. 366.57 feet; thence S. 89°55'59" E. 1341.57 feet to the point of beginning.

SUBJECT TO: existing easements of record.

O W N E R S

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-17848-DA	13 0042 106 00000768	07/16/97 1:55 P.M.	$ 175,000.00	$ 641.25

1. **Name Of Insured:**
Ronald J. Miller

2. **The estate or interest in the land which is covered by this Policy is:**

FEE SIMPLE

3. **Title to the estate or interest in the land is vested in:**

Ronald J. Miller

4. **The land herein described is encumbered by the following mortgage or trust deed, and assignments:**

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. **The land referred to in this Policy is described as follows:**

See Attached Exhibit "A"

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

DO

O W N E R S

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-16624-DA	13 0042 106 00000334	07/15/96 11:22 A.M.	$ 120,000.00	$ 615.00

1. **Name Of Insured:**
RONALD J. MILLER and MARYBETH MILLER

2. **The estate or interest in the land which is covered by this Policy is:**

FEE SIMPLE

3. **Title to the estate or interest in the land is vested in:**

RONALD J. MILLER and MARYBETH MILLER, husband and wife.

4. **The land herein described is encumbered by the following mortgage or trust deed, and assignments:**

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. **The land referred to in this Policy is described as follow:**
Lot 4, Block 2, Fox Creek Ranch, Division No. 1, Bonneville County, Idaho, according to the recorded plat thereof...

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

AM

02/06/2004

RECEIVED
MAR 0 5 2004
Department of Water Resources
Eastern Region

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 23-88B

RONALD J MILLER
2507 LARKSPUR DR
PARK CITY UT 84060
Telephone Number: (435)647-5806

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

allocation of H_2O based on 49 acres vs my total acreage of 68.4 acres

2. Describe the changes you wish to make in the proposed recommendation:

see attached.

3. Give a brief explanation as to why you disagree with these portions:

see attached

____ **I AGREE with this proposed recommendation: no changes need to be made.**

DATE: 3-4-04 **SIGNATURE:** _____

Please print your name: Ronald J Miller

IDWR Regional Office,

3/15/04 RE-EVALUATED DOCUMENTS SUBMITTED W/ BOUN. CO. ASSESSOR THOMAS OF OWNERSHIP. ADDED 19 AC, ADJUSTED TO 1.12cfs BASED ON 0.02 cfs/Ac ON 56 AC = 1.12cfs

02/06/2004

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-88B

NAME AND ADDRESS: RONALD J MILLER
2507 LARKSPUR DR
PARK CITY UT 84060

SOURCE: UNNAMED STREAM TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 0.980 CFS

PRIORITY DATE: 03/21/1909

POINT OF DIVERSION:

T01N R43E S2 SENENW Lot 3 Within BONNEVILLE County (FIRST CREEK)
T01N R43E S2 SESENW Within BONNEVILLE County (SECOND CREEK)

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	0.980 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R43E S02 Lot	2 NWNE	24.0	T01N R43E S02 Lot	3 NENW	18.0
T01N R43E S02	SENW	7.0			

49 ACRES TOTAL

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.

EXPLANATORY MATERIAL: Decreed

SOURCES ARE LOCALLY KNOWN AS FIRST CREEK AND SECOND CREEK.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Les-Exhaustion
Added 7.0 AC

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: **A23-00088B**
Date Received: 8/ 9/1989
Receipt No: X777777
Received By: _____

COPY FOR YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

COPY FOR YOUR FILES

435-647-5806

1. Name: RONALD J MILLER
   Address: 2507 LARKSPUR DRIVE
   PARK CITY UT 84060

2. Date of Priority: MAR 21, 1909

3. Source: FIRST CREEK Trib. to: SNAKE RIVER
   SECOND CREEK

4. Point of Diversion:

Township	Range	Section	1/4	of 1/4	of 1/4	Lot	County
01N	43E	2	SE	NE	NW	3	BONNEVILLE
			NE	NE	SW		BONNEVILLE

5. Description of diverting works:
   2 PUMPS TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.770		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
01N	43E	2	NW	NE	2	IRR	39.0
			NE	NW	3	IRR	19.7

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	43E	2	SE	NW	IRR	9.7
				Section Acres		68.4
				Total Acres		68.4

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
01-0365/23-0100.

14. Remarks:
NUMBERS FOR THIS RT. ARE 01-0364 & 23-0088.
DECREED SOURCE WAS BRANDYWINE SLOUGH. SOURCE WAS CHANGED APPROXIMATELY 1957.
***
ORIGINAL CLAIM SPLIT PER CHANGE OF OWNERSHIP 3/1/2000
A23-00088A 1.43 CFS 55.6 ACRES BITTON
A23-00088B 1.77 CFS 68.4 ACRES MILLER

TOTAL 3.20 CFS 124.0 ACRES

ORIGINAL CLAIM FULLY ASSIGNED TO SPLITS

BCONTOR 3/1/2000
***
TYPOGRAPHICAL ERROR IN POU LIST CORRECTED PER CLAIM MAP AND CHANGE OF OWNERSHIP MAPS. SEE FILE. BCONTOR 3/2000.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

PALISADE IRR. CO., ET AL. (Decree Plaintiff) vs LYNN CRANDALL. (Decree Defendant)

EXHIBIT A

Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho according to the recorded plat thereof...

Excepting Therefrom:
Part of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, described as follows:
Beginning at the Southwest corner of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, being a point on a curve on the Easterly Right-of-way line of Fox Creek Raod with a radius of 391.16 feet and a tangent that bears N. 00°33'44" E. running thence 109.59 feet along said Right-of-way curve throught a central angle of 16°03'07"; thence S. 86°46'59" E. 374.40 feet; thence S. 40°45'21" E. 382.76 feet; thence S. 01°56'04" W. 19.44 feet to the Southerly line of said Lot 1; thence along said Southerly Lot line of the following three (3) courses: N. 88°23'49" W/ 183.20 feet; thence N. 76°23'52" W. 196.18 feet; thence N. 53°59'33" W. 290.55 feet to the point of beginning. SUBJECT TO: exsisting easements of record:

Also Excepting Therefrom:
That portion lying within the boundaries of Lot 1, Block 2, Fox Creek Ranch, Division No.1:

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho; running thence N. 01°17'47" W. along said Lot boundary 746.72 feet; thence West 950.00 feet; thence S. 28°27'44" W. 441.58 feet; thence S. 49°13'38" W. 213.02 feet; thence S. 87°48'07" W. 127.25 feet; thence S. 40°45'21" E. 54.91 feet; thence S. 01°56'04" W. 57.96 feet; thence S. 37°12'39" W. 594.04 feet to a point on a curve having a radius of 50.00 feet and a tangent that bears N. 50°35'58" E.; thence to the right along said curve 109.13 feet through a central angle of 125°03'09"; thence N. 85°39'07" E. 371.11 feet; thence N. 00°19'08" W. 366.57 feet; thence S. 89°55'59" E. 1341.57 feet to the point of beginning.

SUBJECT TO: existing easements of record.

Lot 1, Blk 2

O W N E R S

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-17848-DA	13 0042 106 00000768	07/16/97 1:55 P.M.	$ 175,000.00	$ 641.25

1. **Name Of Insured:**
   Ronald J. Miller

2. **The estate or interest in the land which is covered by this Policy is:**

   FEE SIMPLE

3. **Title to the estate or interest in the land is vested in:**

   Ronald J. Miller

4. **The land herein described is encumbered by the following mortgage or trust deed, and assignments:**

   and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. **The land referred to in this Policy is described as follows:**

   See Attached Exhibit "A"

lot 1, Blk 2

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

DO

EXHIBIT A

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No. 1, Bonneville County, Idaho; running thence N. 01°17'47" W. along said Lot 1 boundary 746.72 feet; thence West 950.00 feet; thence S. 28°27'44" W. 441.58 feet; thence S. 49°13'38" W. 213.02 feet; thence S. 87°48'07" W. 127.25 feet; thence S. 40°45'21" E. 54.91 feet; thence S. 01°56'04" W. 57.96 feet; thence S. 37°12'39" W. 594.04 feet to a point on a curve having a radius of 50.00 feet and a tangent that bears N. 50°35'58" E.; thence to the right along said curve 109.13 feet through a central angle of 125°03'09"; thence N. 85°39'07" E. 371.11 feet; thence N. 00°19'08" W. 366.57 feet; thence S. 89°55'59" E. 1341.57 feet to the point of beginning.
SUBJECT TO: existing easements of record.

Lot 3, Blk 2

O W N E R S

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-17392-W	13 0042 106 00000569	03/05/97 4:13 P.M.	$ 100,000.00	$ 555.00

1. **Name Of Insured:**
RONALD J. MILLER and MARYBETH MILLER

2. **The estate or interest in the land which is covered by this Policy is:**

FEE SIMPLE

3. **Title to the estate or interest in the land is vested in:**

RONALD J. MILLER and MARYBETH MILLER, husband and wife.

4. **The land herein described is encumbered by the following mortgage or trust deed, and assignments:**

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. **The land referred to in this Policy is described as follows:**

See Attached Exhibit "A"

Lot 3, Blk 2

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

KF

CORPORATION DEED

For Value Received

SOUTH FORK RANCH, INC.

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto

RONALD J. MILLER AND MARYBETH MILLER, husband and wife

whose current address is

2507 LARKSPUR DR., PARK CITY, UT 84068

the following described real estate, to-wit:

LOT 4, BLOCK 2, FOX CREEK RANCH, DIVISION NO. 1, BONNEVILLE COUNTY, IDAHO, ACCORDING TO THE RECORDED PLAT THEREOF...

lot 4 Blk 2

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s their heirs and assigns forever.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this day of July, 1996.

SOUTH FORK RANCH, INC.

By

PRESIDENT.

ATTEST:

SECRETARY.

STATE OF IDAHO, COUNTY OF BONNEVILLE

ON THIS 11TH day of JULY , 1996 ,

before me, a notary public in and for said State, personally appeared

DALE E. KINSELLA

O W N E R S

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-16624-DA	13 0042 106 00000334	07/15/96 11:22 A.M.	$ 120,000.00	$ 615.00

1. **Name Of Insured:**
RONALD J. MILLER and MARYBETH MILLER

2. **The estate or interest in the land which is covered by this Policy is:**

FEE SIMPLE

3. **Title to the estate or interest in the land is vested in:**

RONALD J. MILLER and MARYBETH MILLER, husband and wife.

4. **The land herein described is encumbered by the following mortgage or trust deed, and assignments:**

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. **The land referred to in this Policy is described as follow:**
Lot 4, Block 2, Fox Creek Ranch, Division No. 1, Bonneville County, Idaho, according to the recorded plat thereof...

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

Lot 4, Blk 2 AM

IDWR Field Exam Form

04/03/2002

Contacts Data Entry Form

Water Right No. 23-88B

Owner Type Full Name Address City State Zip Phone

Current Owner RONALD MILLER

Name connector: and ____, or ____, and/or ____

Current Owner

Current Owner

Representing Attorney: ____ Phone Number: ____

Accompanied By: ____ Phone Number: ____

Relationship to Claimant: ____

Date of Field Exam: ____ Time: ____

Directions to Property (if different from above) and/or update owner information:

DECREED UNDER PALISADES "IRRIG. CO. VS L. CRANDALL, 1951.
SPLIT BY C/O 3/1/2000 INTO PARTS A AND B. SEE DECREE
EXCERPT ATTACHED.

FG INDICATED: POU/POD, System/Delivery/Source

Reviewer: ____ Date: ____

IDWR Field Exam Form

04/03/2002

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: MAR. 21, 1909 Claimed Basis: DECREED

Recommended Priority Date: 3/21/1909 Recommended Basis c

_____ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Priority matches Decree. See Decree excerpt.

Reviewer: _____

Date: _____

IDWR Field Exam Form

04/03/2002

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T____, R____, Sec. ____, ____, ____, ____. County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T____, R____, Sec. ____, ____, ____, ____. County: _____

Source: _____ Tributary: _____

Recommended Point of Diversion: T____, R____, Sec. ____, ____, ____, ____. County: _____

Source: _____ Tributary: _____

Remark BD 1

____ **Use Claimed POD and Source as Recommended POD and Source**

MAINSTEM SNAKE ⇒

TRIBS TO: SNAKE RW. SO. FK.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
01N	43E	2	3	SENENW	BONN	FIRST CK; SECOND CK
				NENESW	"	FIRST CK; SECOND CK

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

Other rights from this POD? _____

Snake

Document how the POD and Source were verified and/or Pump and Motor data:

SOURCE DESCRIBED AS 'SNAKE RIVER AND BRANDYWINE SLOUGH.' CLAIM REMARK (#14.) STATES 'SOURCE CHANGED APPROX. 1957' — CD 2

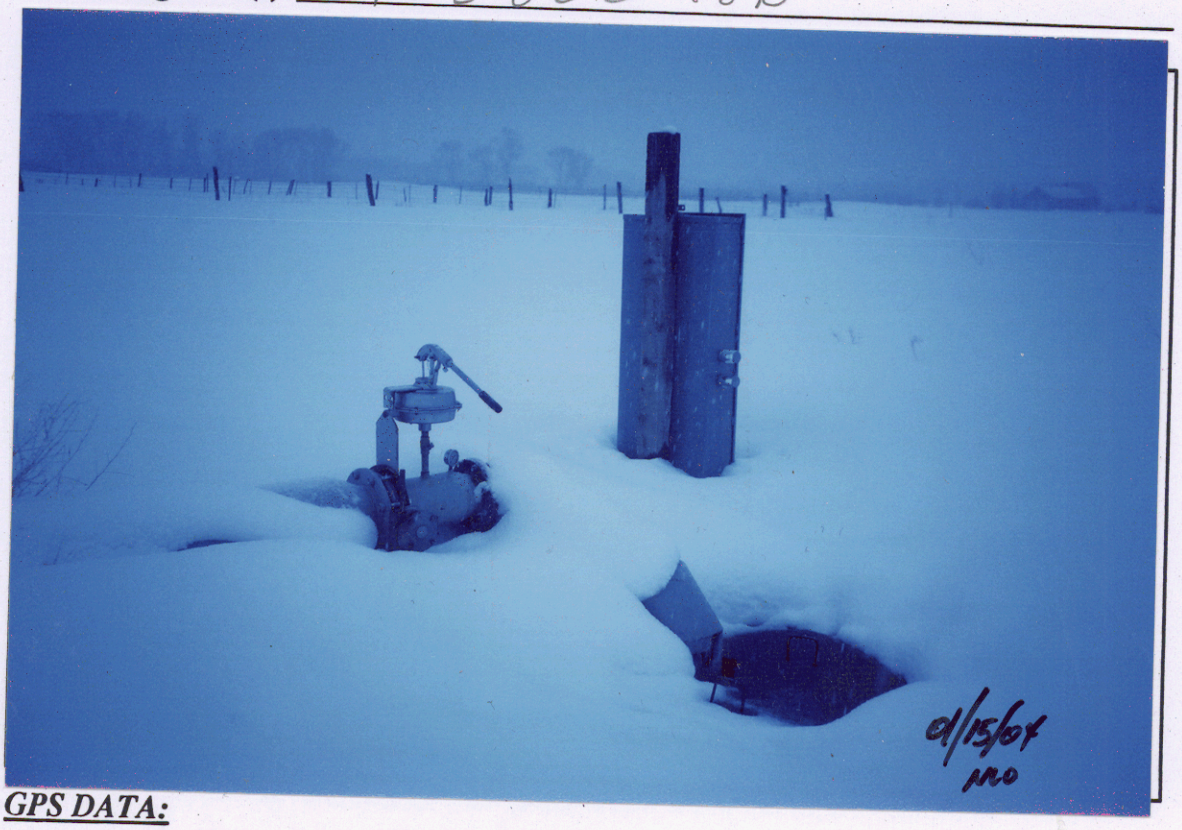
RIV.

SO FK

Transfers Changing POD _____

Reviewer: _____ Date: _____

Water Right No(s). A23 000 88B



GPS DATA:

Tag # _____ Location: _____

Well Data:

MOTOR

Make: _____ Model: _____ H_: _____

SN: _____

PUMP

Make: _____ Model: _____

SN: _____

Source? Pump Data etc

NOTES:

_____

_____

_____

_____

_____

_____

Field Exam Date: _____ Agent: _____

IDWR Field Exam Form

04/03/2002

Period of Use and Quantity Data Entry Form

Claim Number: _____

__ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate *	Volume
Irrig	4/1	11/1	1.77	

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate (*)	Volume
Irrig	4/15	10/31	0.98	

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

* As split by C/o. 3/1/2000.

(*) Q based on claim Ac = 49.0 Ac @ 0.02 = 0.98 cfs. So Recomm.

Some changes to POU from Decreed POU ——— > cp5

Reviewer: _____ Date: _____

IDWR Field Exam Form

04/03/2002

Place Of Use Data Entry Form

Claim Number: _____

_____ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
1N	43E	2	NWNE		BONN	2	39.0	Irrig.
			NENW		"	3	19.7	"
			SENW				9.7	"

Total Acres 68.4

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
1N	43E	2	NWNE			2	49.0	Irrig
			NENW			3		
			SWNW					

Total Acres 49.0 BASED ON GIS

Document how the POU was verified:

Transfers Changing POU _____

Reviewer: _____ Date: _____

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

March 2, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RONALD J MILLER
2507 LARKSPUR DR
PARK CITY UT 84060

RE: CHANGE IN OWNERSHIP FOR A23-00088

Dear Mr. Miller:

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:

A23-00088A, 1.43 CFS ON 55.6 ACRES, BITTON
A23-00088B, 1.77 CFS ON 68.4 ACRES, MILLER

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,

Jennifer Crabtree
Technical Records Specialist

Enclosure

To: A32-00088 and splits
Fr: Bryce Contor
Date: 3/1/2000

Re: Split, POU

Maps of subdivision and splits are found in file A32-00088B. They may be useful if further rights are split off A32-00088A.

Note that original claim had a typographical error in POU, which I corrected to match map submitted with claim and maps submitted with change of ownership.

AJ5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

03/01/00 08:01:41
Page 1

Water Right Number - A23-00088

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

Last Name	First Name	Address
*** C - CURRENT OWNER *** BITTON	H WELLINGTON	1 - PO BOX 114 2 - 3 - City- SWAN VALLEY Phone - 208-483-4351 State- ID Zip- 83449

Priority Date	Region	Stage	Status
03/21/1909	15 EASTERN	D - DECREED	

Source
FIRST CREEK
SECOND CREEK

Tributary
SNAKE RIVER

Point of Diversion

Twn	Rng	Sec	Tract	Lot	RFlg	County	Diversion Name
01N	43E	2	SE NE NW	3		(19) BONNEVILLE	
			NE NE SW			(19) BONNEVILLE	

Water Use

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01	IRRIGATION	04/01	11/01	3.200	

Total Div. Rate	Total Div. Volume	Total Div. Capacity	Total Consumptive Use	KW Usage
3.200			310.0	

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County	A	B
01N	43E	2	NW NE	2	39.0	01	IRRIGATION			
01N	43E	2	NE NW	3	40.0	01	IRRIGATION	(19) BONNEVILLE	0	39.0
01N	43E	2	SW NW		35.0	01	IRRIGATION	(19) BONNEVILLE	20.3	19.7
01N	43E	2	NE SW		10.0	01	IRRIGATION	(19) BONNEVILLE	25.3	9.7
								(19) BONNEVILLE	10.0	0.0
			Total Acres:		124.0				55.6	68.4

Should be NE NW

Diversion Means - 2 PUMPS TO SPRINKLERS

Non-Irrigation Use - NONE

Other Rights for Same Use - 01-0365/23-0100.

$\frac{3.20}{124} = 0.0258$

Remarks

GEN NUMBERS FOR THIS RT. ARE 01-0364 & 23-0088.
DECREED SOURCE WAS BRANDYWINE SLOUGH. SOURCE WAS CHANGED APPROXIMATELY 1957.

$68.4 \times 0.0258 = 1.77$ B

$3.20 - 1.77 = 1.43$ A

AJ5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

Water right number - A23-00088

Prefix Translation: ADJUDICATION CLAIM

+ - Old Water Right Numbers - +

+ - Old Water Right Numbers - +
No Old Water Right Numbers found.

+ - Conditions of Approval - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +
PALISADE IRR. CO., ET AL.

+ - - - - Decree Defendant - - - +
LYNN CRANDALL.

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 06/15/89 OLENICHA 02/21/90 JONES 03/29/95 POST-STD

+ -Comments- +
No Comments Found

+ - Adjudication Rights Dates and Flags Area - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 12/05/1986	Old Judicial District	-
Claim Received Date	- 08/09/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	- 01
Licensed Date	- 00/00/0000	Receipt Number	- E009796	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-



Rockin' T Construction
P.O. Box 4
Swan Valley, ID 83449

Invoice

DATE	INVOICE #
10/6/1999	908

PAID

BILL TO

Ron Miller
2507 Larkspur
Park City, UT 84068

PROJECT	TERMS
Swan Valley	Due on receipt

DATE	ITEM	DESCRIPTION	QTY	UNIT	RATE	AMOUNT
6/10/1999	Miscellane...	6" test pump rental and mainline including delivery/return.			1,989.76	1,989.76
	Labor	Setup of pump and pipe.	3	hr	30.00	90.00
6/13/1999	Backhoe	Larry filled parts of channel.	2	hr	70.00	140.00
6/16/1999	Transport	325L to project from IF.	3.5	hr	75.00	262.50
	325L Excav	Depen upper pond	3.5	hr	125.00	437.50
6/17/1999	325L Excav	" "	9	hr	125.00	1,125.00
	A35C Hau...	Haul gravel to fill channel.	2.5	hr	140.00	350.00
	A35C Hau...	" "	3.5	hr	140.00	490.00
6/18/1999	325L Excav	Dig and shape pond	3.5	hr	125.00	437.50
6/28/1999	Transport	Longreach to project.	1.75	hr	75.00	131.25
	Long reach	Muck out system and ponds.	5.5	hr	100.00	550.00
6/29/1999	Long reach	" "	3.5	hr	100.00	350.00
6/30/1999	Long reach	" "	5	hr	100.00	500.00
7/1/1999	Long reach	" "	4	hr	100.00	400.00

1.75% interest on unpaid balance after 30 days. Thank you for your business.

Total $7,253.51

Invoice



Rockin' T Construction
P.O. Box 4
Swan Valley, ID 83449

DATE	INVOICE #
8/13/2001	1419

PAID

BILL TO

Ron Miller
2507 Larkspur
Park City, UT 84068

PROJECT	TERMS
Pumping	Due on receipt

DATE	ITEM	DESCRIPTION	QTY	UNIT	RATE	AMOUNT
	6" Pump	Pump in fields	95	hr	25.00	2,375.00

1.75% interest on unpaid balance after 30 days. Thank you for your business.

Total $2,375.00

Invoice



Rockin' T Construction
P.O. Box 4
Swan Valley, ID 83449

DATE	INVOICE #
4/18/2002	1579

PAID

BILL TO

Ron Miller
2507 Larkspur
Park City, UT 84068

PROJECT	TERMS
Pumping	Due on receipt

DATE	ITEM	DESCRIPTION	QTY	UNIT	RATE	AMOUNT
	Miscellane...	Rain for rent pump and pipe rental			3,500.00	3,500.00
	Miscellane...	Fueling and set up pump			1,000.00	1,000.00

1.75% interest on unpaid balance after 30 days. Thank you for your business.

Total $4,500.00



Rockin' T Construction
P.O. Box 4
Swan Valley, ID 83449

Invoice

DATE	INVOICE #
12/12/2002	1706

PAID

BILL TO

Ron Miller
2507 Larkspur
Park City, UT 84068

PROJECT	TERMS
Pumping	Due on receipt

DATE	ITEM	DESCRIPTION	QTY	UNIT	RATE	AMOUNT
8/29/2004	6" Pump	Pump to fields	117	hr	25.00	2,925.00

1.75% interest on unpaid balance after 30 days. Thank you for your business.

Total $2,925.00



Rockin' T Construction
P.O. Box 4
Swan Valley, ID 83449

Invoice

DATE	INVOICE #
7/17/2003	1850

PAID

BILL TO

Ron Miller
2507 Larkspur
Park City, UT 84068

PROJECT	TERMS
Pumping	Due on receipt

DATE	ITEM	DESCRIPTION	QTY	UNIT	RATE	AMOUNT
7/15/2003	6" Pump	Pump to fields	61	hr	25.00	1,525.00

1.75% interest on unpaid balance after 30 days. Thank you for your business.

Total $1,525.00

RAIN FOR RENT
RAIN FOR RENT, IDAHO FALLS
PO BOX 1743
IDAHO FALLS ID 83403-1743
PHONE (208) 522-4500

10hp Install

INVOICE

PAGE	INVOICE NO.	INVOICE DATE	CUSTOMER NO.
1	523928	12/19/01	98-007761

SOLD TO: ROCKIN' T CONSTRUCTION*
P.O. BOX 4
SWAN VALLEY ID 83449

SHIP TO:

ORDER DATE	CUSTOMER ORDER NUMBER	DATE SHIPPED	SHIP VIA	F.O.B.	REFERENCE #	TERMS	TERR.	SALESMAN
09/05/01	Ron Miller	10/08/01	BRANCH		523928	NET 30	0630	31097

ITEM	DESCRIPTION	U/M	QUANTITY ORDERED	QUANTITY BACK ORD	QUANTITY SHIPPED	TAX	UNIT PRICE	DISC	EXTENDED AMOUNT
9916743	250 MCM WIRE	EA	150		150		2.0000		300.00
M143	WELDING LABOR		1		1		400.0000		400.00
M143	WELDING LABOR SUMP LID		1		1		100.0000		100.00
M140	INSTALLATION LABOR MATERIALS AND LABOR TO WIRE PUMP AND PANEL		1		1		850.0000		850.00
M140	INSTALLATION LABOR MATERIALS AND LABOR TO BRING POWER TO PUMP FROM POWER SOURCE		1		1		635.0000		635.00

FOR PROPER CREDIT, PLEASE INCLUDE INVOICE NUMBER ON YOUR PAYMENT.

TOTAL BEFORE TAX	2,285.00
SALES TAX	.00
TOTAL	2,285.00

CONTROL NO. 745734

REMIT TO ▶ FILE 52541
LOS ANGELES CA 90074-2541

PLEASE REMIT THIS AMOUNT

OE 22A (REV. 1)

BRANCH A/R

FROM :RAIN FOR RENT FAX NO. :2085224511 Jan. 25 2002 10:59AM P4

RAIN FOR RENT

RAIN FOR RENT, IDAHO FALLS
PO BOX 1743
IDAHO FALLS ID 83403-1743
PHONE (208) 522-4500

INVOICE

PAGE	INVOICE NO.	INVOICE DATE	CUSTOMER NUMBER
2	421461	10/29/99	98-007761

SOLD TO
ROCKIN' T CONSTRUCTION*
P.O. BOX 4

SWAN VALLEY ID 83449

SHIP TO

ORDER DATE	CUSTOMER ORDER NUMBER	DATE SHIPPED	SHIP VIA	F.O.B.	REFERENCE #	TERMS	TERR.	SALESMAN
14/99		10/14/99	RFR		421461	NET 30	0630	30675

ITEM	DESCRIPTION	UOM	QUANTITY ORDERED	QUANTITY SHIPPED	QUANTITY B/O	TAX	UNIT PRICE	DISC	EXTENDED AMOUNT
9915109	DISCHARGE SPOOL	EA	1	1		*	35.0000		35.0C
9915109	TRASH SCREEN	EA	1	1		*	45.0000		45.0C
9932401	#2 ELECTRICAL PANEL	EA	1	1		*	675.0000		675.0C
9915109	10" CHECK VALVE	EA	1	1		*	169.0000		169.0C
9915109	10" HOSE MENDER	EA	1	1		*	59.0000		59.0C
9932401	50 AMP DISCONNECT 240V	EA	1	1		*	79.0000		79.0C
9932401	METER BASE	EA	1	1		*	335.0000		335.0C

FOR PROPER CREDIT, PLEASE INCLUDE INVOICE NUMBER ON YOUR PAYMENT.

TOTAL BEFORE TAX	7,946.93
SALES TAX	397.3[illegible]
TOTAL	8,344.2[illegible]

CONTROL NO. 872526

REMIT TO ▶ FILE 52541
LOS ANGELES CA 90074-2541

PLEASE REMIT THIS AMOUNT ▶ TOTAL

BRANCH A/R

10hp Pump

RAIN FOR RENT

RAIN FOR RENT, IDAHO FALLS
PO BOX 1743
IDAHO FALLS ID 83403-1743
PHONE (208) 522-4500

INVOICE

PAGE	INVOICE NO	INVOICE DATE	CUSTOMER NO
1	421461	10/29/99	98-007761

SOLD TO
ROCKIN' T CONSTRUCTION* Ronald Miller
P.O. BOX 4

SWAN VALLEY ID 83449

SHIP TO

See CM 421403

ORDER DATE	CUSTOMER ORDER NUMBER	DATE SHIPPED	SHIP VIA	F.O.B.	REFERENCE #	TERMS	TERR.	SALESMAN
10/14/99		10/14/99	RFR		421461	NET 30	0630	30675

ITEM	DESCRIPTION	U/M	QUANTITY ORDERED	QUANTITY BACK ORD	QUANTITY SHIPPED	TAX	UNIT PRICE	DISC	EXTENDED AMOUNT
3013497	PVC PIP 80PSI GSKT 12	FT	700		700	*	3.8500		2,695.00
3015989	EPX UX6 STRT CPLR PIP12	EA	1		1	*	29.5000		29.50
9490152	10 OD 12GA PE STEEL PIPE	FT	20		20	*	5.2500		105.00
7168297	10 SWEL ELL 45 WELD-ON STL	EA	1		1	*	30.2800		30.28
7114846	8 OD CLASS D PLATE FLG 11/16"	EA	3		3	*	16.5000		49.50
7114333	8 FLANGE GASKET FULLFACE	EA	3		3		.0000		.00
7108301	6 OD 1/2" STEEL PLATE FLANGE	EA	1		1	*	10.0000		10.00
7114325	6 FLANGE GASKET FULLFACE	EA	1		1		.0000		.00
7118219	3/4X3 1/2 FLG BOLT W/NUT (A)	EA	16		16	*	.7500		12.00
7172265	8X 6 SCS REDUCING CONE STL	EA	1		1	*	5.2500		5.25
7172281	10X8 SCS REDUCING CONE STL	EA	1		1	*	9.3500		9.35
7172307	12X10 SCS REDUCING CONE STL	EA	2		2	*	12.8500		25.70
7102916	DP9 PUMP PRIMER COMPLETE	EA	1		1	*	166.0000		166.00
7105620	3/4X5 FLG BOLT W/NUT (A)	EA	8		8	*	1.1000		8.80
8044	8 VALVE BFLY GEAR OP	EA	1		1	*	180.0000		180.00
[illegible]0737	2 AV150 WT/MAN AIR VENT	EA	1		1	*	21.5000		21.50
7108095	3 WXMIPT HALF NIPPLE STL	EA	1		1	*	13.5000		13.50
4907309	GAL CAP 3	EA	1		1		.0000		.00
9400151	12 OD 12GA PE STEEL PIPE	FT	10		10	*	6.6800		66.80
3043918	160 PSI RFR LIQFILL GAUGE 1/4T	EA	1		1	*	13.5000		13.50
9915901	BERKLEY B6ZPL 10HP PUMP	EA	1		1	*	2,300.0000		2,300.00
9924804	12" #1 GALV STARTER ZEE	EA	2		2	*	140.0000		280.00
9915109	10" JUMBO FOOT VALVE	EA	1		1	*	475.0000		475.00
9910100	10 X 8 ECCENTRIC CONE	EA	1		1	*	38.2500		38.25
9915208	MISC PRIMER FITTINGS	EA	1		1	*	15.0000		15.00

CONTROL NO.
872525

REMIT TO

PLEASE REMIT THIS AMOUNT TOTAL

(CONTINUED)

BRANCH A/R

FROM :RAIN FOR RENT FAX NO. :2085224511 Jan. 25 2002 10:58AM P2



Rockin' T Construction
P.O. Box 4
Swan Valley, ID 83449

Invoice

DATE	INVOICE #
10/28/2003	1943

PAID

BILL TO

Ron Miller
2507 Larkspur
Park City, UT 84068

PROJECT	TERMS
Pump/Cover	Due on receipt

DATE	ITEM	DESCRIPTION	QTY	UNIT	RATE	AMOUNT
8/29/2003	Labor	Set up gen and pumps	6	hr	30.00	180.00
10/3/2003	Miscellane...	Run (2) submersible pumps	30	hr	30.00	900.00
10/3/2003	Labor	Took pump apart/rolled up hoses	3	hr	30.00	90.00
10/3/2003	Labor	Work on pump and hose / pull apart 10 hp pump and motor	3.5	hr	30.00	105.00
10/8/2003	Labor	Put 10hp pump in	6.5	hr	30.00	195.00
10/10/2003	Labor	Hooked up 10hp pump	6	hr	30.00	180.00
10/10/2003	Materials	R and R electric to wire new motor			51.75	51.75
10/23/2003	Labor	Made manhole cover	3	hr	30.00	90.00
10/23/2003	Materials	Metal for lid			60.00	60.00

1.75% interest on unpaid balance after 30 days. Thank you for your business.

Total $1,851.75

Rockin' T Construction Inc.



P.O. Box 4

Swan Valley ID 83449

208-483-2070 / 208-483-4070 fax

January 29, 2004

COPY

To Whom It May Concern:

Re: Ron Miller Irrigation

Rockin' T Construction has been doing work on Ron Millers Swan Valley Property since 1996. We have had pumps ranging from gasoline powered pumps to diesel pumps to flood irrigate different areas of the property. The gasoline pumps were mainly used for some of the areas closest to the pump areas using a poly mainline which feeds a system of sprinklers. The diesel pumps were used with PVC and alluminum pipe to flood bigger areas, since the property has some elevation variations we would direct pipe to the high areas to get the most flooding possible. The most recient permenant pump to the property was the electric 10 hp pump. Last summer we also used our generator with 2- 10 hp submersible pumps to irrigate fields behind house. With this pump system we used soft hose and pvc to reach different areas of field. We have included one set of pictures showing pump set up as well as flooded areas. Also included are some invoices for misc pump rentals and pipe. Since 2001, Rockin' T has owned a diesel powered 6" pump which has been used on property as well as 12" mainline and 6" soft line.

If you need further information, please do not hesitate to contact me.

Sincerely,

Tara L. Hicks
208-483-2070

Misc Pump Rental

INVOICE

RAIN FOR RENT

RAIN FOR RENT, IDAHO FALLS
PO BOX 1743
IDAHO FALLS ID 83403-1743
PHONE (208) 522-4500

PAGE	INVOICE NO.	INVOICE DATE	CUSTOMER NO.
1	778265	04/30/01	98-007761

SOLD TO
ROCKIN' T CONSTRUCTION*
P.O. BOX 4
SWAN VALLEY ID 83449

SHIP TO
ROCKING T CONSTRUCTION
P.O. BOX 4
SWAN VALLEY ID 83449

ORDER DATE	CUSTOMER ORDER NUMBER	DATE SHIPPED	SHIP VIA	F.O.B.	REFERENCE #	TERMS	TERR.	SALES
0- 1/01	Ron Miller	04/14/01	CPU		778265	NET 30	0630	310

ITEM	DESCRIPTION	U / M	QUANTITY ORDERED	QUANTITY BACK ORD.	QUANTITY SHIPPED	TAX	UNIT PRICE	DISC.	EXTENDED AMOU
	RENTAL PERIOD: 04/14/01 TO 04/20/01								
	TACH = 2939 / HM = 2926								
7225469	(R)HOSE 6X20 PVC SUCTN GRN CAM	EA			1		.0000		
7225469	(R)HOSE 6X20 PVC SUCTN GRN CAM	EA			1	*	35.0000		35
7225527	(R)HOSE 6X50 NITRL YELLOW CAM	EA			2	*	37.5000		75
6991848	4045D JD AG-250 TRLR W/LIFT	EA			1		.0000		
6992069	DV150 POWERPRIME MOD PUMP END	EA			1	*	675.0000		675

FOR PROPER CREDIT, PLEASE INCLUDE INVOICE NUMBER ON YOUR PAYMENT.

TOTAL BEFORE TAX	785.
SALES TAX	39.
TOTAL	824.

NO. 41

REMIT TO ▶ FILE 52541
LOS ANGELES CA 90074-2541

PLEASE REMIT THIS AMOUNT

12" PVC mainline pipe from 1thp pump

RAIN FOR RENT

RAIN FOR RENT, IDAHO FALLS BRANCH
P O BOX 1743
IDAHO FALLS ID 83403
(208)522-4500

INVOICE

PAGE	INVOICE NO.	INVOICE DATE	CUSTOMER NO.
1	055891	08/20/01	98-007761

SOLD TO
ROCKIN T CONSTRUCTION*
P.O. BOX 4

SWAN VALLEY ID 83449

SHIP TO

ORDER DATE	CUSTOMER ORDER NUMBER	DATE SHIPPED	SHIP VIA	F.O.B.	REFERENCE #	TERMS	TERR.	SALE
08/20/01	Ron Miller					NET 30	9999	310

ITEM	DESCRIPTION	U/M	QUANTITY ORDERED	QUANTITY BACK ORD.	QUANTITY SHIPPED	TAX	UNIT PRICE	DISC.	EXTENDED AMOU
9924259	(MISC)PVC 63/80/100 LB FITTING 12" PIP 80 PSI GXG 45 ELL	EA			1	*	100.0000		100.
9924259	(MISC)PVC 63/80/100 LB FITTING 12" PIP 80 PSI SW 45 PVC	EA			1	*	48.8600		48.
3013497	PIPE, PVC PIP 80PSI GSKT 12	FT			20	*	3.0200		60.
3012093	P70 IPS PMR PRPL 1 QT 10223	EA			1	*	11.7000	.3000	8.
4703096	711 IPS CMT GRAY 1 QT 10119	EA			1	*	15.0800	.3000	10.

12"

Ron Miller

PROPER CREDIT, PLEASE INCLUDE INVOICE NUMBER ON YOUR PAYMENT.

TOTAL BEFORE TAX	228.0
SALES TAX	11.4

OL NO.

REMIT TO ▶ FILE 52541
LOS ANGELES CA 90074-2541

PLEASE REMIT TOTAL ▶

Customer Quote

RAIN FOR RENT

COPY

3615 Ririe Hwy P.O. Box 1743
Idaho Falls, ID 83403
Phone: 208-522-4500 Fax 208-522-4511

Sold To: Rocking T Construction

Ship To:

☑ Sales ☐ Rental

10 HP Berkeley B82PL Pump	1	$2,300.00	$2,300.00
12" 80 lb PIP Gask PVC Pipe	700	$3.85	$2,695.00
12" #1 Galv Starter Zee	2	$140.00	$280.00
12" PIP Starter Coupler	2	$29.50	$59.00
10" Jumbo Foot Valve	1	$475.00	$475.00
10" Bare Steel	20	$5.25	$105.00
10 x 8 Ecc Cone	1	$38.25	$38.25
10" SWEL 45	1	$30.28	$30.28
8" Flange w/ Gask	3	$16.50	$49.50
6" Flange w/ Gask	1	$10.00	$10.00
3/4 x 2 1/2 Bolt & Nut	16	$0.75	$12.00
6 x 8 SCS	1	$5.25	$5.25
8 x 10 SCS	1	$9.35	$9.35
10 x 12 SCS	2	$12.85	$25.70
#9 Primer	1	$166.00	$166.00
Misc. Primer Fittings	1	$15.00	$15.00
3/4 X 5 Bolts & Nuts	8	$1.10	$8.80
Discharge Spool	1	$35.00	$35.00
8" Gear Op Butterfly Valve	1	$180.00	$180.00
2" Air vent	1	$21.50	$21.50
3" Pump Out	1	$13.50	$13.50
Trash Screen	1	$45.00	$45.00
Size 2 Electrical Panel W/ LA, LP, SC, TC	1	$875.00	$875.00
10" Check Valve	1	$169.00	$169.00
12" Bare Steel	10	$8.88	$88.80
10" Hose Mender	1	$59.00	$59.00
Liquid Filled Pressure Ga.	1	$13.50	$13.50
50 Amp Disconnect 240v	1	$79.00	$79.00
Meter Base	1	$335.00	$335.00
2 OTT Alum Wire	700	$1.32	$924.00
Electrical Tie In	1	$850.00	$850.00
Welding Labor	1	$400.00	$400.00
Delivery	1	$75.00	$75.00

PVC prices based on availability

Add Federal, State or Local Taxes where applicable

$10,225.43

Buyer's Signature_____ Date _____ Auth. Signature_____ Date_____

6" PVC pipe

RAIN FOR RENT

RAIN FOR RENT, IDAHO FALLS BRANCH
P O BOX 1743
IDAHO FALLS ID 83403
(208)522-4500

INVOICE

PAGE	INVOICE NO.	INVOICE DATE	CUSTOMER NO.
1	055909	08/21/01	98-007761

SOLD TO: ROCKIN T CONSTRUCTION*
P.O. BOX 4
SWAN VALLEY ID 83449

SHIP TO:

ER DATE	CUSTOMER ORDER NUMBER	DATE SHIPPED	SHIP VIA	F.O.B.	REFERENCE #	TERMS	TERR.	SALESMAN
21/.	Ron Miller					NET 30	9999	31097

TEM	DESCRIPTION	U / M	QUANTITY ORDERED	QUANTITY BACK ORD.	QUANTITY SHIPPED	TAX	UNIT PRICE	DISC.	EXTENDED AMOUNT
8168	PIPE, PVC IPS CL125 GSKT 6	FT			700	*	1.3800		966.00

James Johnston

✓

PER CREDIT, PLEASE INCLUDE INVOICE NUMBER ON YOUR PAYMENT.

TOTAL BEFORE TAX 966.00
SALES TAX 48.30

L NO.
5933

REMIT TO ▶ FILE 52541
LOS ANGELES CA 90074-2541

PLEASE REMIT TOTAL

INVOICE

12" Pump Rental

RAIN FOR RENT

RAIN FOR RENT, IDAHO FALLS
PO BOX 1743
IDAHO FALLS ID 83403-1743
PHONE (208) 522-4500

PAGE	INVOICE NO.	INVOICE DATE	CUSTOMER NO.
1	819523	04/16/02	98-007761

SOLD TO: ROCKIN' T CONSTRUCTION*
P.O. BOX 4
SWAN VALLEY ID 83449

SHIP TO: SWAN VALLEY - RIGHT SIDE
BEFORE ENTERING SWAN VALLEY
NEW HOMES & POND-FOX CREEK RD
SWAN VALLEY ID 83449

ORDER DATE	CUSTOMER ORDER NUMBER	DATE SHIPPED	SHIP VIA	F.O.B.	REFERENCE #	TERMS	TERR.	SALI
03/27/02	TROY Ron Miller	03/28/02	RFR		819523	NET 30	0630	31

ITEM	DESCRIPTION	U/M	QUANTITY ORDERED	QUANTITY BACK ORD.	QUANTITY SHIPPED	TAX	UNIT PRICE	DISC.	EXTENDED AMO
	RENTAL PERIOD: 04/03/02 TO 04/10/02								
	HRS = 2517 / TACH = 2547								
	12" SUCTION SCREEN								
7200538	(R)RINGLOCK CLAMP AL 10 (GOLD)	EA			4		.0000		
7201916	(R)10 RMFL ELL 90 RL MXF ALUM	EA			1		.0000		
7205800	(R)10 RMFL ELL 45 RL MXF ALUM	EA			1		.0000		
7260839	(R)RINGLOCK CLAMP ST12(SILVER)	EA			10		.0000		
9290057	(R)10X05.00 MAIN ARL WOV	JNT			1		.0000		
9204454	(R)12X45.00 MAIN SRL WV	JNT			10	*	45.0000		450
7263809	(R)ADAPTER 10X12 SAMFR RL MXF	EA			1		.0000		
7224421	(R)HOSE 12X25 RBR RED/STRP GRV	EA			1		.0000		
7207707	(R) CPLG 12" STL IND GRV HW 77	EA			2		.0000		
6991897	PUMP VP300/6068T JD TRLR PP	EA			1	*	2,500.0000		2,500
M110	DELIVERY HAULING				1		150.0000		150
8	RETURN HAULING				1		150.0000		150

FOR PROPER CREDIT, PLEASE INCLUDE INVOICE NUMBER ON YOUR PAYMENT.

TOTAL BEFORE TAX	3,250
SALES TAX	147
TOTAL	3,397

CONTROL NO.
745829

REMIT TO ▶ FILE 52541
LOS ANGELES CA 90074-2541

PLEASE REMIT THIS AMOUNT

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

February 15, 2000

Ronald J. Miller
2507 Lark Spur Drive
Park City, Utah 84060

Dear Mr. Miller:

Last month you sent us a request to change ownership of water rights to your name. The request was incomplete, and I have been unable to process it.

Ordinarily we try to do the best we can with the information provided. Generally we search our database for water rights appurtenant to the purchaser's new property. Unfortunately the legal description on the documentation you sent us does not provide the key information we need to make the search. It only references a subdivision in Bonneville County. We do not have records of subdivisions, but only the underlying "Public Land Survey" system of Township, Range, and Section.

Our next approach is to search by the name of the former owner. Unfortunately, many changes of ownership have occurred over the years without the department being notified, so that is often a disappointing search. In your case, the only water right in the name of Bitton in the Idaho Falls area was for a right which has been subsequently split and assigned to other owners. That doesn't mean Mr. Bitton didn't have a water right; it may only mean that his water right is recorded under a different name.

Enclosed is another copy of the Notice of Change of ownership, with the items we still need to receive highlighted. Please gather together this information and send it along, so that I may process your request.

Please feel free to call me at (208) 525-7161 if you have questions.

Sincerely,

Bryce A. Contor

Bryce A. Contor

TRANSMITTAL LETTER

ALLIANCE
TITLE & ESCROW CORP.

December 2, 1999

ORDER No. 14-16624
LOAN No. 14-17392
REFERENCE 14-17848

RONALD J MILLER
2507 LARKSPUR DR
PARK CITY UT 84068

In connection with the above transactions, we enclose:

☒ Policy of Title Insurance	Standard	☒	COPY	13 0042 106 00000334
	ALTA	☐		13 0042 106 00000569
				13 0042 106 00000768
☐ Escrow closing statement				
☐ Our Check #	in the amount of $			
☐ Deed from				
☐ Deed of Trust executed by				
☐ Original Note for $ in favor of	made by			
☐ Fire Policy # Amount $	Issued by Expiration date			
☒ Copy of recorded documents which you requested	Deed #924309 Deed #937956 Deed #946600			
☐ Receipted tax bill				
☐ Covenants, Conditions, Restrictions and Plat				
☐				
☐				

Any recorded document to which you are entitled will be forwarded.

Thank you for giving us the opportunity of serving you.

ALLIANCE TITLE AND ESCROW CORP.

By Diane Dexter

16624

924309

CORPORATION DEED

For Value Received .

SOUTH FORK RANCH, INC.

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto

RONALD J. MILLER AND MARYBETH MILLER, husband and wife

whose current address is

2507 LARKSPUR DR., PARK CITY, UT 84068

the following described real estate, to-wit:

LOT 4, BLOCK 2, FOX CREEK RANCH, DIVISION NO. 1, BONNEVILLE COUNTY, IDAHO, ACCORDING TO THE RECORDED PLAT THEREOF...

96 JUL 15 P11:22

BONNEVILLE COUNTY RECORDER

924309

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s their heirs and assigns forever.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this 11th day of July, 1996.

SOUTH FORK RANCH, INC.

By _____ PRESIDENT.

ATTEST:

SECRETARY.

STATE OF IDAHO, COUNTY OF BONNEVILLE

ON THIS 11TH day of JULY, 1996, before me a notary public in and for said State, personally appeared DALE [illegible] KIMBALL, known to me to be the President of the corporation that executed this instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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

_____ Notary Public

Residing at IDAHO FALLS, Idaho

Comm. Expires 07/06/99

INSTRUMENT NO. 924309
DATE 7-15-96
INST. CODE 223
FICHE NO. 11323 5
FEE 9.00

STATE OF IDAHO } ss
COUNTY OF BONNEVILLE }

I hereby certify that the within instrument was recorded.

Ronald Longmore,
County Recorder
By _____ Deputy
Request of

Furnished by the ALLIANCE

OWNERS

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-16624-DA	13 0042 106 00000334	07/15/96 11:22 A.M.	$ 120,000.00	$ 615.00

1. **Name Of Insured:**
RONALD J. MILLER and MARYBETH MILLER

2. **The estate or interest in the land which is covered by this Policy is:**

FEE SIMPLE

3. **Title to the estate or interest in the land is vested in:**

RONALD J. MILLER and MARYBETH MILLER, husband and wife.

4. **The land herein described is encumbered by the following mortgage or trust deed, and assignments:**

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. **The land referred to in this Policy is described as follow:**
Lot 4, Block 2, Fox Creek Ranch, Division No. 1, Bonneville County, Idaho, according to the recorded plat thereof...

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

AM

O W N E R S

SCHEDULE B

Policy Number: 13 0042 106 00000334

Exceptions From Coverage

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions:

(1) Rights or claims of parties in possession not shown by the public records.

(2) Encroachments, overlaps, boundary lines disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.

(3) Easements, or claims of easements, not shown by the public records.

(4) Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.

(5) (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a),(b) or (c) are shown by the public records.

(6) Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

Special Exceptions: The mortgage, if any, referred to in Item 4 of Schedule A.

1. General taxes for the year 1996 and subsequent years, an accruing lien not yet due or payable. Liability for added assessments and subsequent tax billing, if any, pursuant Idaho Code Section 63-403 and 63-2203.

2. Covenants and restrictions recorded April 26, 1996 as Instrument No. 919233, but omitting any covenants or restrictions based on race, color, religion, sex, handicap, familial status or national origin unless and only to the extent that said covenant (a) is exempt under Chapter 42, Section 3607 of the United States Code or (b) relates to handicap but does not discriminate against handicapped persons.

3. Easements, reservations, restrictions and dedications as the same appears on the recorded plat.

4. Matters set forth in Development Agreement between the County of Bonneville and South Fork Ranch, Inc., developer, dated May 17, 1995, recorded May 17, 1995, as Instrument No. 899114.

5. Easement to Silver Star Telephone Co., Inc., recorded December 14, 1992, as Instrument No. 841416.

17392
937316
937316
937956

RE-RECORDED TO CORRECT NOTARY
~~RE-RECORDED TO CORRECT LEGAL~~

CORPORATION DEED

For Value Received
SOUTH FORK RANCH INC., AN IDAHO CORPORATION

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto

RONALD J. MILLER AND MARYBETH MILLER, HUSBAND AND WIFE

whose current address is

2507 LARK SPUR DR PARK CITY, UT 84068

the following described real estate, to-wit:

SEE ATTACHED EXHIBIT "A"

INSTRUMENT NO. 937316
DATE 2-21-97
INST. CODE 230
FICHE NO. 1206B-34
FEE 9.00
STATE OF IDAHO)
COUNTY OF BONNEVILLE) ss
I hereby certify that the within instrument was recorded.
Ronald Longmore,
County Recorder
By _____ Deputy
Request of

'97 FEB 19 PM 2 16
BONNEVILLE COUNTY RECORDER
937169

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee ~~S~~ THEIR heirs and assigns forever.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this 18 DAY OF FEBRUARY, 1997.

937316
BONNEVILLE COUNTY RECORDER
'97 FEB 21 AM 11 44

INSTRUMENT NO. 937956
DATE 2-27-97
INST. CODE 230
FICHE NO. 1209A-37
FEE 9.00
STATE OF IDAHO)
COUNTY OF BONNEVILLE) ss
I hereby certify that the within instrument was recorded.
Ronald Longmore,
County Recorder
By _____ Deputy
Request of

SOUTH FORK RANCH INC., AN IDAHO CORPORATION

By _____
PRESIDENT.

ATTEST:

SECRETARY.

STATE OF ~~X~~ , COUNTY OF ~~X~~)
ON THIS ~~X~~ day of ~~X~~, 19~~X~~, before me, a notary public in and for said State, personally appeared ~~X~~ and , known to me to be the President and Secretary of the corporation that executed this instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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

~~X~~
Notary Public
Residing at ~~X~~
Comm. Expires ~~X~~

INSTRUMENT NO. 937956
DATE 2-27-97
INST. CODE 230
FICHE NO. 1209A-37
FEE 9.00
STATE OF IDAHO)
COUNTY OF BONNEVILLE) ss
I hereby certify that the within instrument was recorded.
Ronald Longmore,
County Recorder
By _____ Deputy
Request of

'97 FEB 27 PM 4 13
BONNEVILLE COUNTY RECORDER
937956

Form 5-2565 Furnished by the ALLIANCE

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of CALIFORNIA

County of LOS ANGELES

On February 18, 1997 (DATE) before me, Cathy L. Donine, notary public (NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC")

personally appeared ** DALE F. KINSELLA ** (NAME(S) OF SIGNER(S))

☒ personally known to me - ~~OR - ☐ proved to me on the basis of satisfactory evidence~~ to be the person(s) whose name(s) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/her/their authorized capacity(~~ies~~), and that by his/~~her/their~~ signature(~~s~~) on the instrument the person(~~s~~), or the entity upon behalf of which the person(~~s~~) acted, executed the instrument.

Cathy L. Donine
Comm. #1083347
NOTARY PUBLIC - CALIFORNIA
LOS ANGELES COUNTY
Comm. Expires June 24, 1997

WITNESS my hand and official seal.

Cathy L. Donine
SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

☐ INDIVIDUAL
☐ CORPORATE OFFICER

_____
TITLE(S)

☐ PARTNER(S) ☐ LIMITED ☐ GENERAL

☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

_____

DESCRIPTION OF ATTACHED DOCUMENT

CORPORATION DEED
TITLE OR TYPE OF DOCUMENT

_____
NUMBER OF PAGES

_____
DATE OF DOCUMENT

_____
SIGNER(S) OTHER THAN NAMED ABOVE

©1993 NATIONAL NOTARY ASSOCIATION • 8236 Remmet Ave., P.O. Box 7184 • Canoga Park, CA 91309-7184

OWNE

SCHED

Office File Number	Policy Number	Policy	Amount Of Insurance	Premium Amount
14-17392-W	13 0042 106 00000569	03 /97 4.:3 P.M.	$ 100,000.00	$ 555.00

1. Name Of Insured:
RONALD J. MILLER and MARYBETH MILLER

2. The estate or interest in the land which is covered by this Policy is:

FEE SIMPLE

3. Title to the estate or interest in the land is vested in:

RONALD J. MILLER and MARYBETH MILLER, husband and wife.

4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. The land referred to in this Policy is described as follows:

See Attached Exhibit "A"

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

KF

EXHIBIT A

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No. 1, Bonneville County, Idaho; running thence N. 01°17'47" W. along said Lot 1 boundary 746.72 feet; thence West 950.00 feet; thence S. 28°27'44" W. 441.58 feet; thence S. 49°13'38" W. 213.02 feet; thence S. 87°48'07" W. 127.25 feet; thence S. 40°45'21" E. 54.91 feet; thence S. 01°56'04" W. 57.96 feet; thence S. 37°12'39" W. 594.04 feet to a point on a curve having a radius of 50.00 feet and a tangent that bears N.50°35'58" E.; thence to the right along said curve 109.13 feet through a central angle of 125°03'09"; thence N. 85°39'07" E. 371.11 feet; thence N. 00°19'08" W. 366.57 feet; thence S. 89°55'59" E. 1341.57 feet to the point of beginning.
SUBJECT TO: existing easements of record.

EXHIBIT A

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No. 1, Bonneville County, Idaho; running thence N. 01°17'47" W. along said Lot 1 boundary 746.72 feet; thence West 950.00 feet; thence S. 28°27'44" W. 441.58 feet; thence S. 49°13'38" W. 213.02 feet; thence S. 87°48'07" W. 127.25 feet; thence S. 40°45'21" E. 54.91 feet; thence S. 01°56'04" W. 57.96 feet; thence S. 37°12'39" W. 594.04 feet to a point on a curve having a radius of 50.00 feet and a tangent that bears N. 50°35'58" E.; thence to the right along said curve 109.13 feet through a central angle of 125°03'09"; thence N. 85°39'07" E. 371.11 feet; thence N. 00°19'08" W. 366.57 feet; thence S. 89°55'59" E. 1341.57 feet to the point of beginning.
SUBJECT TO: existing easements of record.

OWNERS

SCHEDULE B

Policy Number: 13 0042 106 00000569

Exceptions From Coverage

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions:

(1) Rights or claims of parties in possession not shown by the public records.
(2) Encroachments, overlaps, boundary lines disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
(3) Easements, or claims of easements, not shown by the public records.
(4) Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
(5) (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a),(b) or (c) are shown by the public records.
(6) Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

Special Exceptions: The mortgage, if any, referred to in Item 4 of Schedule A.

1. General taxes for the year 1997 and subsequent years, an accruing lien not yet due or payable. Liability for added assessments and subsequent tax billing, if any, pursuant Idaho Code Section 63-403 and 63-2203.

2. Easements, reservations, restrictions and dedications as the same appears on the recorded plat.

3. Easement to Bonneville County, Idaho, recorded September 26, 1955, in Book 98 of Deeds, at page 318.

4. Easement to Silver Star Telephone Co., Inc., recorded December 14, 1992, as Instrument No. 841416.

5. Matters set forth in Development Agreement between the County of Bonneville and South Fork Ranch, Inc., developer, dated May 17, 1995, recorded May 17, 1995, as Instrument No. 899114.

6. Any claim arising from the difference in the mean high water line of the Snake River and the meander line as shown by the Government Survey.

7. Right, title and interest of the Public in and to those portions of above described premises falling within the bounds of roads or highways.

8. Covenants and restrictions recorded April 26, 1996 as Instrument No. 919233, but omitting any covenants or restrictions based on race, color, religion, sex, handicap, familial status or national origin unless and only to the extent that said covenant (a) is exempt under Chapter 42, Section 3607 of the United States Code or (b) relates to handicap but does not discriminate

OWNERS

SCHEDULE B - Continued

Policy Number: 13 0042 106 00000569

9. Claim of Lien in the case of Rockin T. Construction, Inc., vs. South Fork Ranch, Inc., recorded October 16, 1996, as Instrument No. 930095, records of Bonneville County, Idaho.

End of Schedule B

5/22

14-17848-01

ATCC 946600

Corporation Warranty Deed

FOR VALUE RECEIVED

SOUTH FORK RANCH, INC., AN IDAHO CORPORATION

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto

RONALD J. MILLER A MARRIED MAN AS HIS SOLE AND SEPARATE PROPERTY

whose current address is

2507 LARK SPUR DRIVE PARK CITY UT 84068

the following described real estate, to-wit:

SEE ATTACHED EXHIBIT "A"

946600

BONNEVILLE COUNTY RECORDER

'97 JUL 16 PM 1 55

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

In construing this deed, where the context so requires, the singular includes the plural, and the masculine, the feminine or the neuter.

DATED: 7-7-97

SOUTH FORK RANCH, INC., AN IDAHO CORPORATION

STATE OF CALIFORNIA

COUNTY OF Los Angeles ss.

On this 7th day of July in the year of 19 97 before me, a Notary Public in and for said State, personally appeared

known or identified to me to be the person who executed the foregoing instrument on behalf of the corporation, and acknowledged to me that such corporation executed the same.

Notary Public

ROMANE OLIVER
COMM. # 1041896
Notary Public — California
LOS ANGELES COUNTY
My Comm. Expires OCT 9, 1998

EXHIBIT A

Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho according to the recorded plat thereof...

Together Therefrom Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, described as follows:

Beginning at the Southwest corner of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, being a point on a curve on the Easterly right-of-way line of Fox Creek Raod with a radius of 391.16 feet and a tangent that bears N. 00°33'44" E. running thence 109.59 feet along said right-of-way curve throught a central angle of 16°03'07"; thence N. 86°46'59" E. 374.40 feet; thence S. 40°45'21" E. 382.76 feet; thence S. 01°56'04" W. 19.44 feet to the Southerly line of said Lot 1; thence along said Southerly Lot line of the following three (3) courses: S. 88°23'49" W. 183.20 feet; thence N. 76°23'52" W. 196.18 feet; thence N. 53°49'33" W. 290.55 feet to the point of beginning.

Subject to existing easements of record.

Together Therefrom Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, within the boundaries of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, described as follows:

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, running thence N. 01°17'47" W. along the East boundary 746.72 feet; thence West 950.00 feet; thence S. 49°13'38" W. 213.02 feet; thence S. 40°45'21" E. 127.25 feet; thence S. 40°45'21" E. 754.91 feet; thence S. 37°12'39" W. 594.04 feet to a curve having a radius of 50.00 feet and a tangent that bears thence to the right along said curve 109.13 feet through a central angle of 125°03'09"; thence N. 85°39'07" E. 371.11 feet; thence N. 04°20'53" W. 366.57 feet; thence S. 89°55'59" E. 1,000.00 feet to the Point of Beginning.

Subject to existing easements of record.

OWNERS

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-17848-DA	13 0042 106 00000768	07/16/97 1:55 P.M.	$ 175,000.00	$ 641.25

1. Name Of Insured:
Ronald J. Miller

2. The estate or interest in the land which is covered by this Policy is:

FEE SIMPLE

3. Title to the estate or interest in the land is vested in:

Ronald J. Miller

4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. The land referred to in this Policy is described as follows:

See Attached Exhibit "A"

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

DO

EXHIBIT A

Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho according to the recorded plat thereof...

Excepting Therefrom:
Part of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, described as follows:
Beginning at the Southwest corner of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, being a point on a curve on the Easterly Right-of-way line of Fox Creek Raod with a radius of 391.16 feet and a tangent that bears N. 00°33'44" E. running thence 109.59 feet along said Right-of-way curve throught a central angle of 16°03'07"; thence S. 86°46'59" E. 374.40 feet; thence S. 40°45'21" E. 382.76 feet; thence S. 01°56'04" W. 19.44 feet to the Southerly line of said Lot 1; thence along said Southerly Lot line of the following three (3) courses: N. 88°23'49" W/ 183.20 feet; thence N. 76°23'52" W. 196.18 feet; thence N. 53°59'33" W. 290.55 feet to the point of beginning. SUBJECT TO: exsisting easements of record:

Also Excepting Therefrom:
That portion lying within the boundaries of Lot 1, Block 2, Fox Creek Ranch, Division No.1:

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho; running thence N. 01°17'47" W. along said Lot boundary 746.72 feet; thence West 950.00 feet; thence S. 28°27'44" W. 441.58 feet; thence S. 49°13'38" W. 213.02 feet; thence S. 87°48'07" W. 127.25 feet; thence S. 40°45'21" E. 54.91 feet; thence S. 01°56'04" W. 57.96 feet; thence S. 37°12'39" W. 594.04 feet to a point on a curve having a radius of 50.00 feet and a tangent that bears N. 50°35'58" E.; thence to the right along said curve 109.13 feet through a central angle of 125°03'09"; thence N. 85°39'07" E. 371.11 feet; thence N. 00°19'08" W. 366.57 feet; thence S. 89°55'59" E. 1341.57 feet to the point of beginning.

SUBJECT TO: existing easements of record.

OWNERS

SCHEDULE B

Policy Number: 13 0042 106 00000768

Exceptions From Coverage

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions:

(1) Rights or claims of parties in possession not shown by the public records.
(2) Encroachments, overlaps, boundary lines disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
(3) Easements, or claims of easements, not shown by the public records.
(4) Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
(5) (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a),(b) or (c) are shown by the public records.
(6) Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

Special Exceptions: The mortgage, if any, referred to in Item 4 of Schedule A.

1. Taxes, including any assessments collected therewith, for the year 1997, which are a lien not yet payable.

2. Easements, reservations, restriction and dedications as sthe same appears on the recorded plat.

3. Easement to Bonneville County, Idaho, recorded September 26, 1955, in Book 98 of Deeds, at page 318.

4. Easement to Silver Star Telephone Co., Inc., recorded December 14, 1992 as Instrument No. 841416.

5. Matters set forth in Development Agreement between the County of Bonneville and South Fork Ranch, Inc., developer, dated May 17, 1995, recorded May 17, 1995, as Instrument No. 899114. (Assessments are paid current)

6. Any claim arising fromt he difference in the mean high water line of the Snake River and the meander line as shown by the Government Survey.

7. Right, title and interest of the Public in and to those portions of above described premises falling within the bounds of roads or highways.

8. Covenants and restrictions recorded April 26, 1996 as Instrument No. 919233, but omitting any covenants or restrictions based on race, color, or religion, sex, handicap, familial status or national origin unless and only ot the extent that said covenant (a) is exempt under Chapter 42. Section 3607 of the United States Code or (b) relates to handicap

OWNERS

SCHEDULE B - Continued

Policy Number: 13 0042 106 00000768

9. Claim of Lien in the case of Rockin T. Construction, Inc., vs. South Fork Ranch, Inc., recorded October 16, 1996, as Instrument No. 930095, records of Bonneville County, Idaho.

10. Notice of Lis Pendens, recorded April 14, 1997, as Instrument No. 940461. Rockin' T. Construction, Inc., an Idaho Corporation, Plaintiff vs. Southfork Ranch, Inc., an Idaho corporation: Chip Kearnes and Ann Ford-Kearnes, husband and wife, the estate and unknown heirs of Ann Ford-Kearnes., Deceased; Ronald Alan Cordes, and Elizabeth Cordes, husband and wife: and Ronald J. Miller and Mary Beth Miller , husband and wife, and John Does 1-V, Defendants.

11. Ownership in community or other rights, if any of the spouse of the insured.

12. Mortgage from Ronald J. Mill, a married man dealing with his sole and sepy Mortgagor, to South Fork Ranch Inc., an Idaho Corporaiton, Mortgagee, to secure the payment of $100,000.00, together with interest and any other obligations secured thereby, dated July 14, 1997, recorded July 16, 1997, as Instrument No. 946601.

End of Schedule B

Log for claim 23-00088B **Spatial Dynamics BTD** **5/31/01**

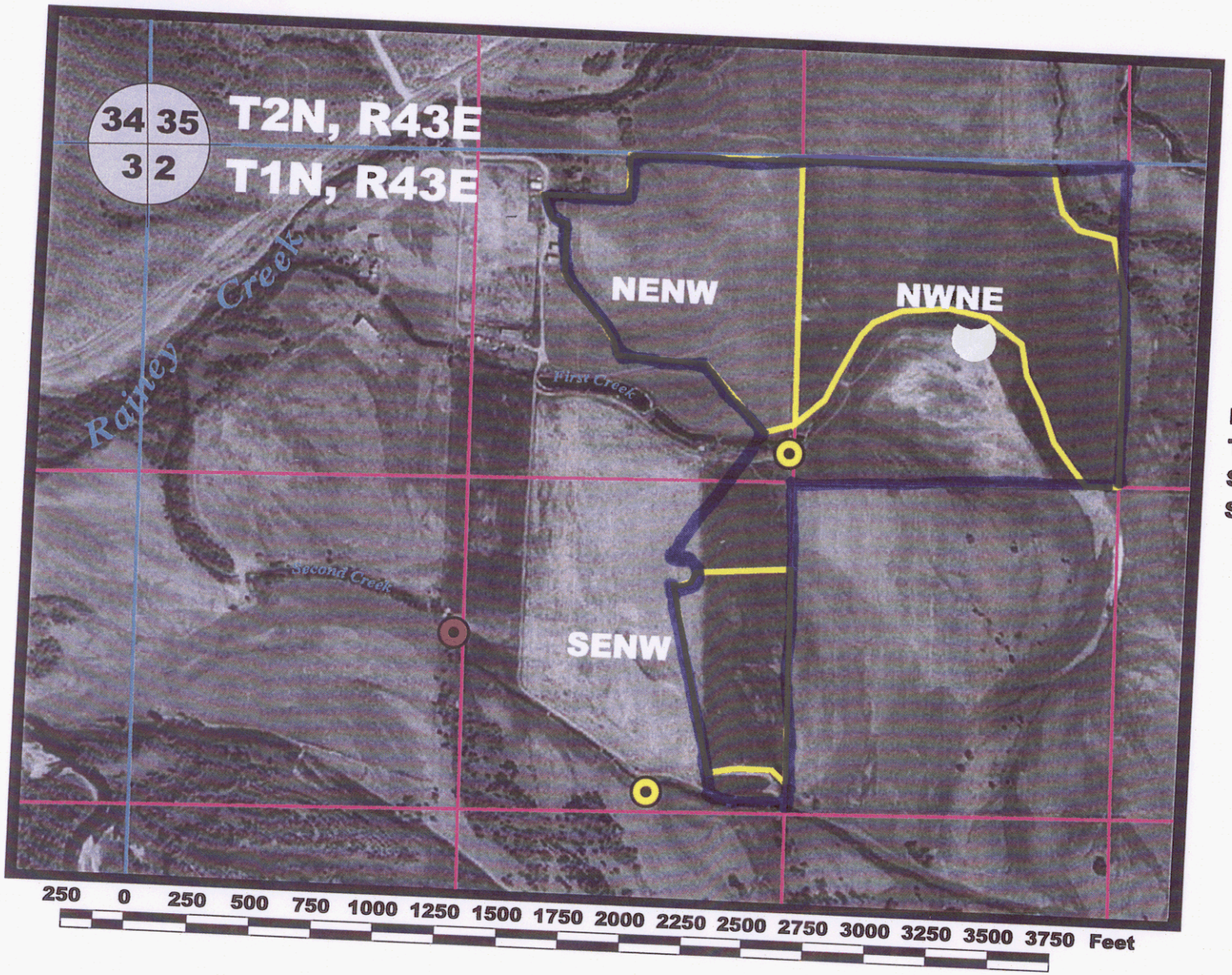
TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n43e	2	NWNE	39	40	Unsure of POD source names.
01n43e	2	NENW	19.7	18	
01n43e	2	SENW	9.7	9.6	
Totals:			68.4	67.6	

State of Idaho

Department of Water Resources

Eastern Region

Nick Corrected Map



Water Right(s):
23-00088B

Place of Use: (parts of)
T1N, R43E
Sec. 2 NWNE, NENW, SENW

Point(s) of Diversion:
T1N, R43E Sec. 2
SWNENW (1st Ck)
SESWNW (2nd Ck)

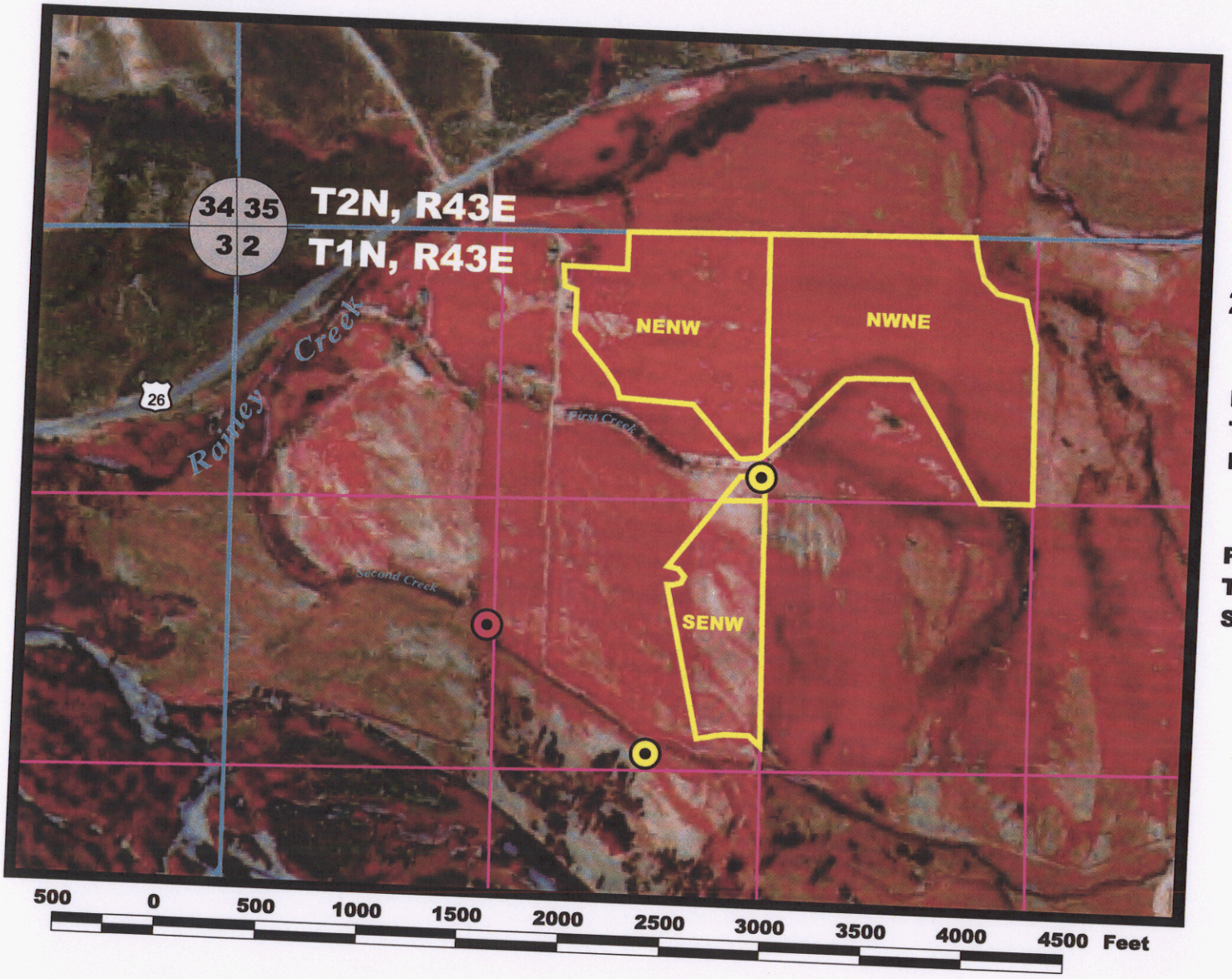
LEGEND

- Point of Diversion
- SESE — Place of Use
- Section
- Quarter-Quarter

N

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: February 2004

State of Idaho
Department of Water Resources
Eastern Region



Water Right(s):

23-00088B

Place of Use: (parts of)
T1N, R43E Sec. 2
E2NW, NWNE

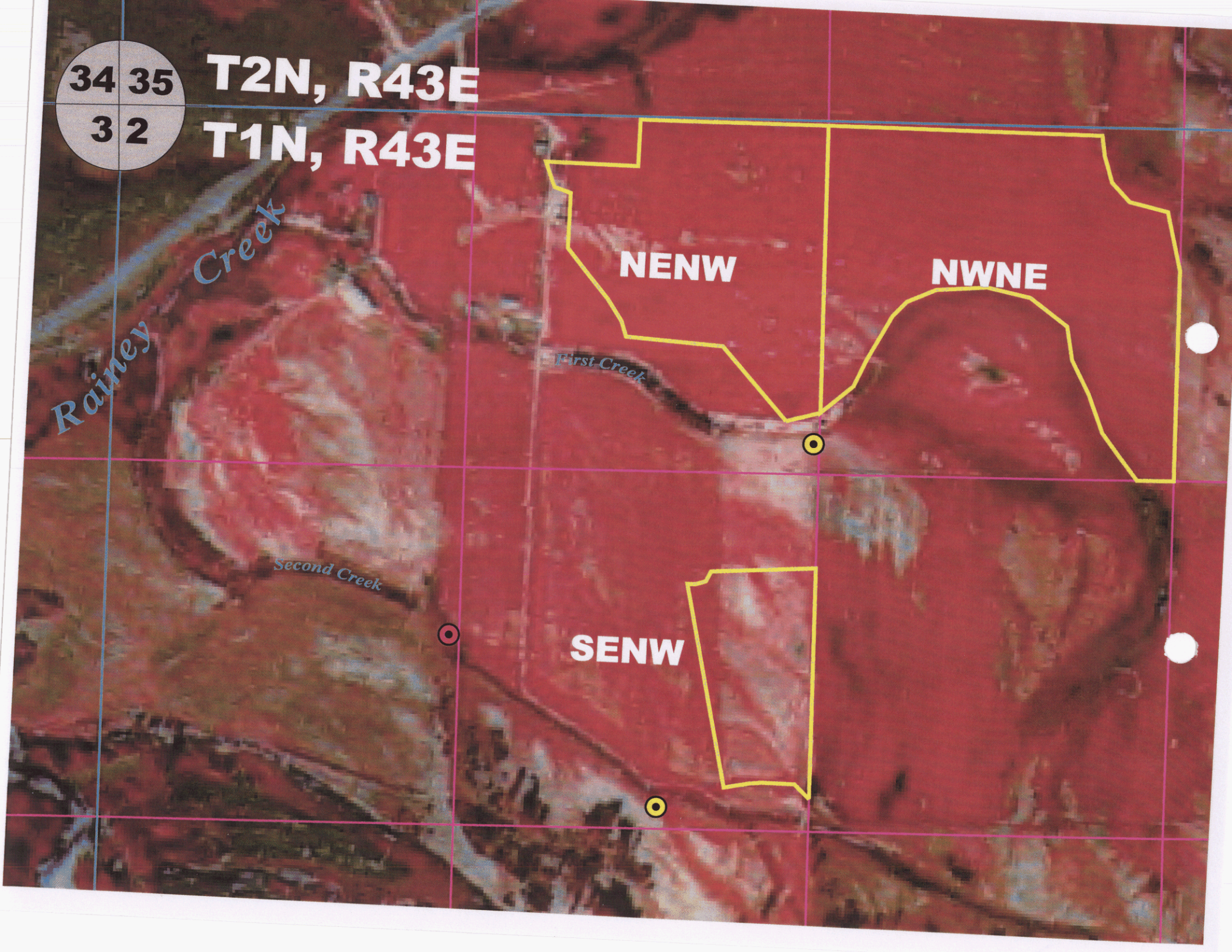
Point(s) of Diversion:
T1N, R43E Sec. 2
SENENW, SESENW

LEGEND

- Point of Diversion
- SESE — Place of Use
- Section
- Quarter-Quarter

N

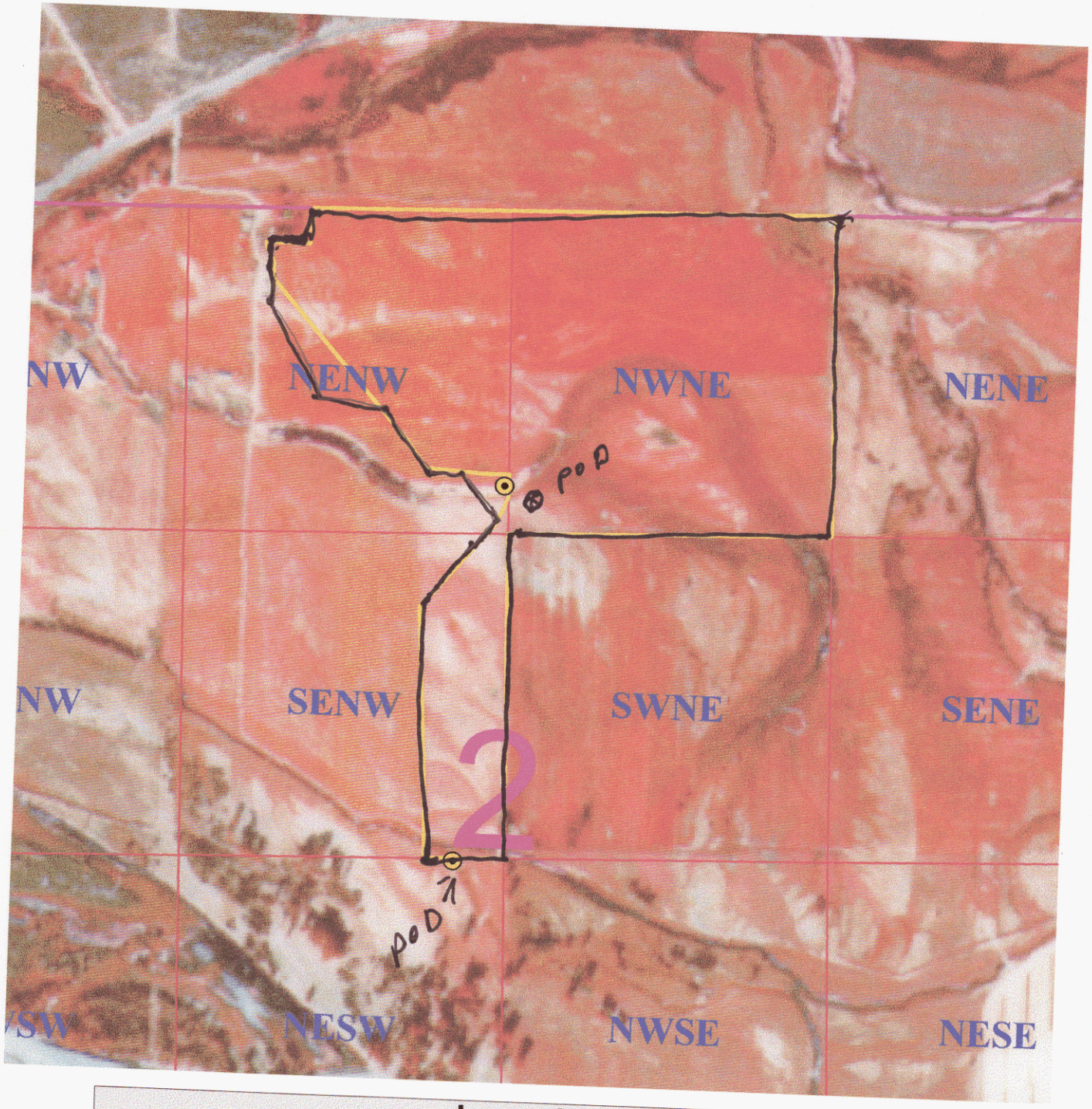
GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: March 2004


34 35
3 2
T2N, R43E
T1N, R43E
Rainey Creek
NENW
NWNE
First Creek
Second Creek
SENW

Water Right Claim Number 23-00088B

Township , 1N43E

05/31/2001



Legend

- Irrigated Area
- Place of Diversion
- Section Line
- Quarter Section Line
- Roads
- Streams and Canals

N

400 0 400 800 Feet

SPATIAL DYNAMICS



Above: 12" Rain for Rent Pump



Above: Shows pump and area flooded




R-43-E
A-216
Portions of Lots 1 & 3 described to Miller-see Army Corps plat map-POU for 23-00088B
34
35
3
2
A-27
LOT 3
LOT 2
40
39
19.7
20.3
5.F
3.1
PUMP
5.4
35
9.7
25.3
Lot 4 Block 2 per plat map-POU for 23-00088B 7.8 acres per plat
Remaining portions of original claim to A23-00088A
PUMP
10
A-3
Scale 1" ≈ 705'
POU sketched from plat map supplied by US Army Corps of Engineers.
ORIGINAL DOCUMENT
****
Claim A23-00088B
Doc Source A23-00088
map submitted by claimant
Date 3/1/2000 Sig. B. Coulter

DECREE EXCERPT:
PALISADES IRRIG CO. VS L. CRANDALL
1951, P. 4

CONCLUSIONS OF LAW

I.

From the foregoing findings of fact the Court finds as conclusions of law that the plaintiffs are entitled to a judgment herein granting to it a summary decree and adjudication of the water rights in the amount and with the date of priority January 22, 1916, prior and superior to all appropriators and users of water with dates of priority subsequent to the date indicated, and debarring the defendant and all interested parties from asserting any right, claim or claims to the use of water under priority date subsequent to January 22, 1916.

II.

That Harry Bitton, one of the plaintiffs in the action, is entitled to a decree awarding him 160 miners inches of water out of Snake River & Brandywine Slough with a priority date of March 21, 1909.

JUDGMENT 3.2 cfs 1.77-B 1.43-A Total 3.20

I.

01-0364/23-0088

It is ordered, adjudged and decreed that the plaintiff, Harry Bitton, is awarded the right to the use of 160 miners inches of water for the purpose of irrigating the following described lands with a priority date of March 21, 1909, and for the purpose of manufacturing power and other purposes, to-wit:

Lots 2, 3 and Southwest Quarter of the Northwest Quarter (SW¼NW¼), Northeast Quarter of the Southwest Quarter (NE¼SW¼), Section 2, Township 1 North, Range 43, East Boise Meridian.

Lots 2 & 3, SWNW, NESW, S

BOOT CASE TIN R
400 x 40 AC
= 160 AC

NOTES:

1. THERE IS NO SRBA CLAIM FOR 01-364.
2. 23-00088 WAS SPLIT BY ℄ 3/1/2000 TO A & B. PART B WENT TO R.J. MILLER
   A. 23-00088A, 1.43 cfs ON 55.6 AC; 23-00088B, 1.77 cfs ON 68.4 AC.
   B. DECREED AS 160" (3.2 cfs), AC NOT SPECIFIED, ONLY QQ's.
3. WR DATA BASE NOT STATES "SOURCE CHANGED APPROX. 1957." UNKNOWN HOW.
4. DECREED FOR IRRIGATION ... AND ... MANUFACTURING POWER AND OTHER PURPOSES
   A. SRBA CLAIMS OF PARTS A AND B ARE FOR IRRIGATION ONLY.
   B. SOURCE CLAIMED AS FIRST CREEK AND SECOND CREEK. BOTH ARE NOT RECOGNIZED BY USGS - SEE QUAD IDQ 4-48.
5. BONN. CO. OWNERSHIP PLAT INDICATES FURTHER SPLITTING. WR SPLITS TOO? ____

BC
DELOG
1-11-00
OK bac 3/1/2000

phone msg 1/20/00
re:
I need a map!!

RECEIVED
JAN 11 2000
Department of Water Resources
Eastern Region

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

...h pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

Water Right No(s). 23-00088

Adjudication Claim No(s). _____

...on must be submitted with this form:

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

AND

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

OR

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

3. Name and Address of Former Owner/Claimant: Wellington Bitton

4. New Owner/Claimant(s): Ronald J Miller
Name Connector (Check one): [ ] and, [ ] or, [ ] and/or
New Mailing Address: 2507 Lark Spur Dr
City, State and ZIP Code: Park City Ut 84060
New Telephone Number: ( ) (435) 647-5806

5. Date you acquired the property: 7/15/96, 3/5/97 / 7/16/97

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

Number of acres you irrigate with this water right: 68.44	Number and type of stock: _____
Diversion rate in CFS: _____	Number of homes you acquired: 0
Other uses	

7. Signature of New Owner(s) or Claimant(s): Ronald J Miller

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

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

DEPARTMENT OF THE ARMY
WALLA WALLA DISTRICT, CORPS OF ENGINEERS
201 NORTH THIRD AVENUE
WALLA WALLA, WASHINGTON 99362-1876

Reply To
Attention Of:

January 8, 1997

Operations Division

SUBJECT: NPW No. 963201090

RECEIVED
JAN 13 1997
Regulatory Branch
IDAHO FALLS

Mr. Ronald J. Miller
P.O. Box 682278
Park City, Utah 84068

Dear Mr. Miller:

This concerns your proposal to excavate a pond in uplands adjacent to Spring Creek. This work is to be part of a large pond, half to be constructed on your property and half on the adjoining lot owned by Mr. Timmons. Your project is located in the Fox Creek Subdivision, Sec. 2, T.1N., R.43E., B.M., near Swan Valley, Bonneville County, Idaho, and is the subject of your August 24, 1996 Joint Application for Permit.

Section 404 of the Clean Water Act (33 U.S.C. 1344) requires a Department of the Army permit be issued for the discharge of dredged or fill material into waters of the United States, including wetlands. This includes excavation activities which result in the discharge of dredged material and destroy or degrade waters of the United States.

Based on your application, the pond will not be connected to Spring Creek, the excavation and side-casting of material will occur in uplands, and there will not be a discharge of dredged or fill material into wetlands or into the creek. Therefore, a Department of the Army permit is not required. A map of wetlands along the creek was sent to us by Mountain River Engineering. To be certain you do not excavate or fill wetlands, I recommend you have the limits of wetlands staked in the field prior to construction.

If you intend to change your plans as you have described to Mr. Robert A. Brochu, and the change includes the discharge of dredged or fill material in waters of the United States, including wetlands, a permit will be required and you must contact us before you start your work.

This determination is applicable only to Department of the Army permits administered by the Corps of Engineers. It does not relieve you of the responsibility to obtain other Federal, State, and local permits which may be required.

****
Claim A23-00088B
Doc Source Submitted by claimant
Date 3/1/2000 Sig. B. Coulter

To: Bryce

RE: Ron Miller
Waterright transfer

① - Previous Waterright #
23-00088 (Wellington Bitton)

② Section description
-highlighted on Army Corp letter

③ Blueprint of Lot Layout.

If you need any more info
please call 483-2070.

FOX CREEK RANCH
DIVISION NO. 1
BONNEVILLE COUNTY, IDAHO

PART OF LOTS 2, 3, S.E. 1/4 N.W. 1/4, N.E. 1/4 S.W. 1/4 SEC. 2, T. 1 N., R. 43 E., B.M. AND PART OF THE S.W. 1/4 S.W. 1/4 SEC. 35, T. 2 N., R. 43 E., B.M.

NOTES

- DENOTES 1/2"x 24" STEEL RE-BAR SET WITH PLASTIC CAP STAMPED L.S. 827

PART OF THIS PLAT LIES BETWEEN THE 100 YEAR AND 500 YEAR FLOOD ZONE LIMITS AND IS DELINEATED AS ZONE "B" ON THE N.F.I.D. FLOOD INSURANCE RATE MAP COMMUNITY PANAL NUMBER 160027-0305-C EFFECTIVE 11-4-1981

THE COUNTY WILL NOT MAINTAIN ROADS UNTILL SUCH TIME AS ROADS ARE IMPROVED TO COUNTY STANDARDS AND OFFICIALLY ACCEPTED.

A TEN FOOT WIDE UTILITY EASEMENT IS HEREBY GRANTED ALONG ALL LOT FRONTAGES.

RECORDER'S CERTIFICATE

I hereby certify that the foregoing plat of FOX CREEK RANCH, DIVISION NO. 1, Bonneville County, Idaho was filed for recording in the office of the Recorder of Bonneville County, Idaho on this 12th day of May, 1995 at 10:48A m. and recorded under Instrument Number 879113, in Plat Book ___, on page F-25

Ronald Longmore
Bonneville County Recorder

SURVEYOR'S CERTIFICATE

I, Garth R. Cunningham, depose and say that I am a professional Land Surveyor, that I have surveyed the tract of land described in the Boundary Description attached hereto, that said tract was staked on the ground according to State Law and the map shown hereon.
STATE OF IDAHO
CERTIFICATE NO. 827

Garth R. Cunningham
Garth R. Cunningham, P.L.S.
827
5-15-95
STATE OF IDAHO
GARTH R. CUNNINGHAM

SCALE 1"=200'

SHADED AREA = WET LANDS

UNPLATTED

S. 0° 19' 08" E. 1636.07 S. 0° 36' 17" W. 938.27

366.57 932.89 16.62 295.22 367.10 520.00

Described to Miller in Corporation Deed 924309

CADDIS LANE

RIVER

25' WIDE ACCESS FOR LEVY MAINTENANCE

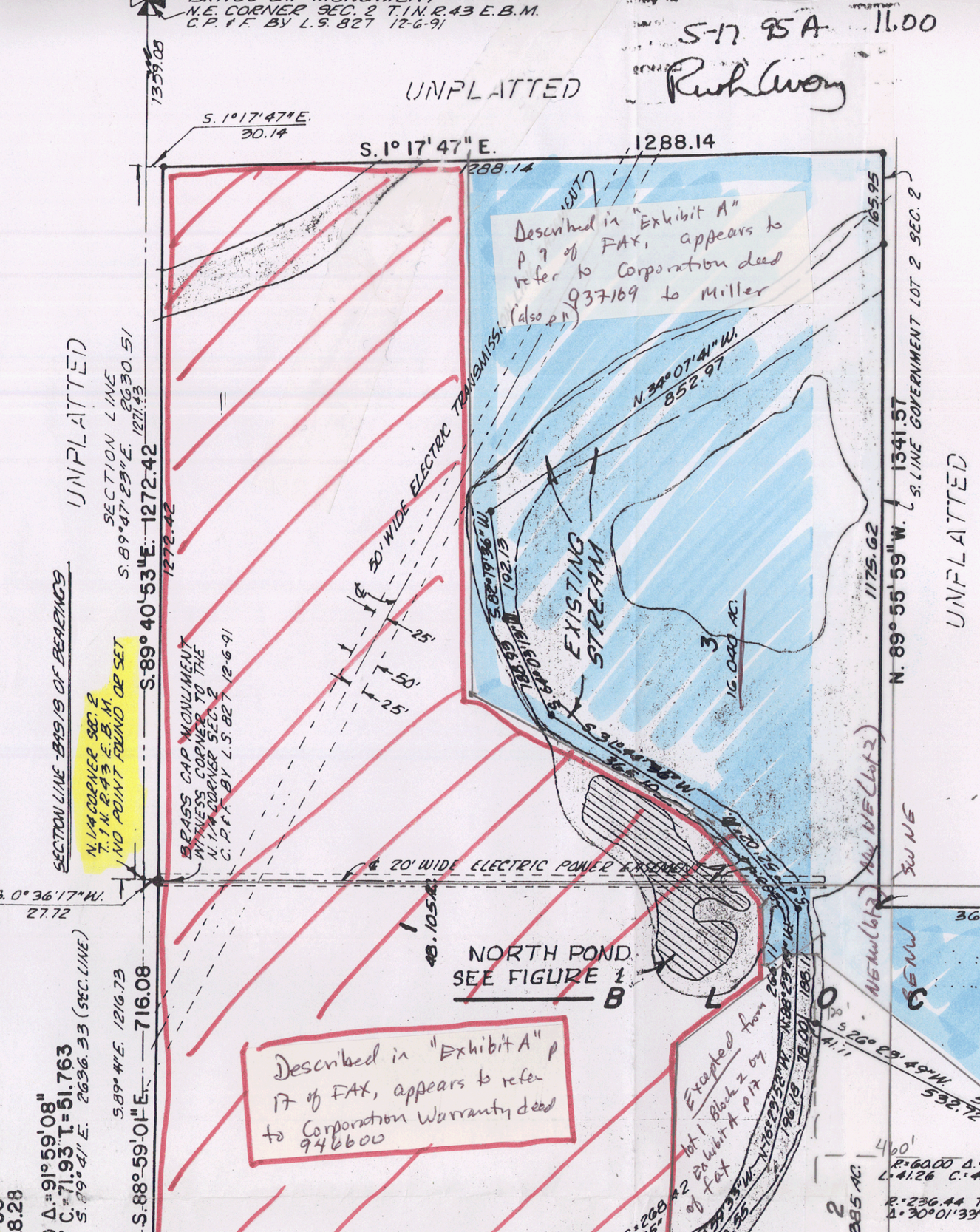
UNPLATTED

Acreage Calculations:
Lot 2 = 7.8 on plat

Total found:

Acres on QQ:

FOX CREEK RANC
DIVISION NO. 1
BONNEVILLE COUNTY, I
PART OF LOTS 2, 3, S.E. 1/4 N.W. 1/4, N.E. 1/4 S.W. 1/4 S
AND PART OF THE S.W. 1/4 S.W. 1/4 SEC. 35, T.2



NOTES

- DENOTES 1/2"X 24" STEEL RE-BAR SET WITH PLASTIC CAP STAMPED L.S. 827

PART OF THIS PLAT LIES BETWEEN THE 100 YEAR AND 500 YEAR FLOOD ZONE LIMITS AND IS DELINEATED AS ZONE "B" ON THE N.F.I.D. FLOOD INSURANCE RATE MAP COMMUNITY PANAL NUMBER 160027-0305-C EFFECTIVE 11-4-1981

THE COUNTY WILL NOT MAINTAIN ROADS UNTILL SUCH TIME AS ROADS ARE IMPROVED TO COUNTY STANDARDS AND OFFICIALLY ACCEPTED.

A TEN FOOT WIDE UTILITY EASEMENT IS HEREBY GRANTED ALONG ALL LOT FRONTAGES.

RECORDER'S

I hereby certify that
1, Bonneville County,
Recorder of Bonneville
19 95 at 10:48A m. an
Plat Book ____, on pag

SURVEYOR'S

I, Garth R. Cunning
al Land Surveyor,
described in the B
said tract was stak
the map shown here
STATE OF IDAHO
CERTIFICATE NO. 82

Acreage Calculations:

SCALE 1"=200'

SHADED AREA = WET LANDS

UNPLATTED

S. 0° 19' 08" E. 1636.07

366.57

932.89

16.62

Described to Miller in Corporation Deed 924309

Described in "Exhibit A" p 17 of FAX, appears to refer to Corporation Warranty deed 946600

Excepted from Lot 1 Block 2 by Exhibit A p17 of fax

NORTH POND SEE FIGURE 1

20' WIDE ELECTRIC POWER EASEMENT

N. 89° 55' 5

S. 0° 36' 17" W. 27.72

SECTION LINE - BASIS OF BEARINGS

N. 1/4 CORNER SEC. 2 T. 1 N. R. 43 E. B. M. NO POINT FOUND OR SET

BRASS CAP MONUMENT WITNESS CORNER TO THE N. 1/4 CORNER SEC. 2 G.L.O. BY U.S. 1927 12-6-91

S. 89° 40' 53"

S. 89° 41' E. 1216.73

S. 88° 59' 01" E. 716.08

S. 89° 29' 41" E. 2636.33 (SEC. LINE)

EXISTING STREAM

16.040 AC.

3

1

43.105 AC.

S. 31° 24' 16" W. 365.10

S. 26° 29' 49" W. 574.43

S. 32° 33' 33" W. 290.55

N. 76° 52' 52" W. 196.13

N. 89° 29' 52" W. 188.11

S. 0° 19' 08" E. 371.11

(2) S. 85° 59' 07" W. 371.11

R=50.00 L=109.13 Δ=125° 03' 00" C=88.72

R=50.00 L=116.72 Δ=133° 44' 55" C=91.96

4

2.802 AC.

N. 11° 20' 18" W. 874.03

681.31

694.03

180.00

R=60.00 Δ=39° 24' 02" L=41.26 C=40.45 T=21.483

R=236.44 T=63.411 Δ=30° 01' 33" C=122.49

7.385 AC.

2

N. 89° 55' 5

UNPLATTED

S. 30° 05' 22" E. 66.00

R=20.00 Δ=90° L=31.42 C=28.28

R=117.99 Δ=34° 44' 20" L=71.54 T=36.906 C=70.45

S. 4° 38' 58" W. 91.47

S. 87° 20' 10" E. 119.45

S. 89° 41' 00" E. 100.75

R=50.00 Δ=9 L=80.27 C=7

S. 2° 40' 41" W. 192.89

N. 0° 19' 00" E. 169.18

N. 89° 40' 29" E. 407.79

R=363.25 T=140.341 Δ=42° 14' 52" C=261.82

FOX CREEK ROAD

R=391.16 C=268 Δ=40° 01' 55" 278.99

R=391.16 C=258.08 Δ=38° 31' 26" T=136.592

263.01

300.00

240.30

S. 39° 34' 11" E. 336.42

S. 39° 34' 11" E. 336.42

267.85

150.00

R=413.25 Δ=42° 04' 52" C=297.00 T=159.059

251.16

R=341.16 Δ=42° 10' 54" C=245.53

217.19

R=341.16 Δ=36° 28' 30" C=213.54

N. 38° 03' 15" E. 305.49

EXISTING STREAM

3.976 AC.

4.435 AC.

B L O C K 2

R=317.31 T=113.885 Δ=32° 18' 29" C=284.78

R=20.00 Δ=90° C=31.42 C=28.28

130.00

2.83

40.52

11.98

671.92

N. 0° 46' 47" E 1571.79

R=50.43 Δ=90° 00' 51" C=71.32 T=50.440 797.37

N. 87° 20' 10" W. 119.65

R=100.00 Δ=91° 59' 08" L=160.55 C=143.85 T=103.527

N. 4° 38' 58" E. 91.47

R=67.99 Δ=34° 44' 20" L=41.22 T=21.266 C=40.59

R=20.00 Δ=90°

U.S. HIGHWAY 26

N. 30° 05' 22" W.

N. 59° 54' 38" W. 60.00

R=549.91 C=277.66 Δ=29° 46' 46" T=283.777

R=599.91 Δ=29° 46' 46" C=307.62 T=155.323

R=272.31 T=98.317 Δ=35° 18' 23" C=181.97

R=200.00 Δ=90° L=314.2 C=283.8

280.70

27.36

306.22

S. 76° 44' 24" W. 608.11

4.342 AC.

6

6.501 AC.

R=286.44 T=76.221 Δ=30° 33' 33" C=148.40

R=60.00 Δ=39° 24' 02" L=41.26 C=40.45 T=21.483

R=67.96 Δ=49° 36' 35" L=58.84 C=57.02 T=31.417

N. 51° W. 82.16

R=383.28 Δ=12° 05' 15" C=80.71

80.86

252.62

R=117.96 Δ=30° 07' 11" C=61.30

R=20.00 Δ=90° L=31.42 C=28.28

436.59

S. 0° 46' 47" W.

501.36

64.17

R=317.31 T=113.885 Δ=32° 18' 29" C=284.78

R=20.00 Δ=90° C=31.42 C=28.28

130.00

2.83

230.00

MARSH

2.881 AC.

1

B L O C K 2

5.723 AC.

EXISTING STREAM

R=117.96 Δ=19° 20' 24" C=39.93

2.40.12

S. 88° 17' 00" W. 12.71

N. 67° 00' 19" W. 106.72

350.72

N. 0° 46' 47" E.

445.93

1039.06

N. 0° 46' 09" E. 155.07

129.93

155.07

W. LINE E. 1/2 NW. 1/4 SEC. 2

S. 89° 13' 13" E. 100.00

SOUTH POND UNPLATTED SEE FIGURE 2

Acreage Calc

Lot 2 =

Lot 1 = 48

Lot 3 = 16.0

wedge

net

****

Claim 23-00088 B

Doc Source Rob Brochu, US Army Corps of Engineers

Date 3/1/2000 Sig. B. Coulton

SURVEYOR'S CERTIFICATE

I, Garth R. Cunningham, depose and say that I am a professional Land Surveyor, that I have surveyed the tract of land described in the Boundary Description attached hereto, that said tract was staked on the ground according to State Law and the map shown hereon.
STATE OF IDAHO
CERTIFICATE NO. 827

Garth R. Cunningham P.L.S.

PROFESSIONAL LAND SURVEYOR 827 5-15-95 STATE OF IDAHO GARTH R. CUNNINGHAM

SCALE 1"=200'

SHADED AREA = WET LANDS

UNPLATTED

S. 0° 19' 08" E. 1636.07

S. 0° 36' 17" W. 938.27

366.57 934.89 295.22 367.10 520.00

Described to Miller in Corporation Deed 924309

CADDIS LANE

RIVER

25' WIDE ACCESS FOR MAINTENANCE

EXISTING STREAM

MARSH

BLOCK 1 BLOCK 2 BLOCK 3

SOUTH POND UNPLATTED
SEE FIGURE 2

W. LINE E. 1/2 NW. 1/4 SEC. 2

W. LINE N.E. 1/4 S.W. 1/4 SEC. 2

Acreage Calculations:

Lot 2 = 7.8 per plat

Lot 1 = 48.1 per plat, less exception = 160' x 370' / 43560 ≈ 1.3 acres net = 46.8 acres

Lot 3 = 16.0 per plat, less wedge 460 x 120 / 2 / 43560 = 0.6 net 16.0 - 0.6 = 15.4

Total land:

	± ac
Lot 1	46.8
Lot 2	7.8
Lot 3	15.4
	70.0

Δ ownership asks for 68.4 - OK

Acres per QQ:

SE NW lot 2 = 7.8

portion of lot 3 (371 + 90)/2 x 366 / 43560 = 1.9

Total SE NW = 7.8 + 1.9 = 9.7

NW NE 1286 x 1341 / 43560 = ~~39.5~~ 39.7

NE NW 68.4 - 9.7 - 39.5 = ~~19.2~~ 19.7

corrected per original claim

WETLANDS AND POND LOCATIONS