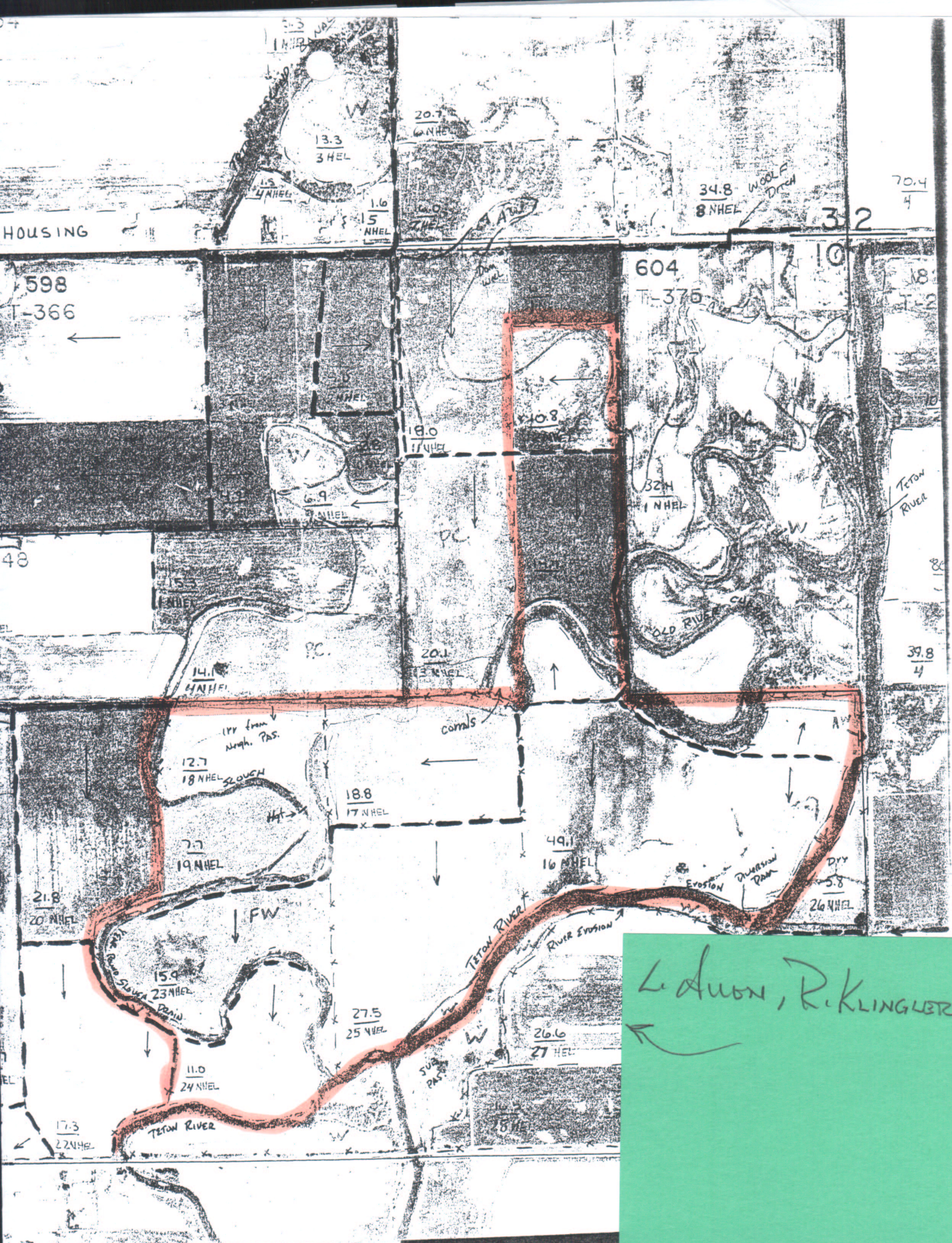


Part of
Section 10, T. 6 N., R. 40 E., B.M.
MADISON COUNTY, IDAHO





2647.80' 5292.57' 1392.84' 500'12'13"E 1253.44' 10 11 15 14

N 59°27'08" E 34.06 feet; (9) thence N 47°40'07" E 110.36 feet; (10) thence N 45°07'36" E 243.15 feet; (11) thence N 37°50'25" E 601.83 feet; (12) thence N 57°33'28" E 381.75 feet; (13) thence N 75°13'14" E 42.23 feet; (14) thence S 88°30'41" E 88.84 feet; (15) thence N 85°54'51" E 222.93 feet; (16) thence S 83°28'37" E 124.39 feet; (17) thence S 85°38'01" E 96.13 feet; (18) thence S 70°57'03" E 76.54 feet; (19) thence N 85°42'14" E 46.97 feet; (20) thence S 71°35'54" E 125.21 feet; (21) thence S 78°21'39" E 157.26 feet; (22) thence S 55°24'04" E 145.78 feet; (23) thence S 3°23'19" W 50.49 to the centerline of the Rexburg City Canal; thence along said centerline the following sixteen (16) courses: (1) S 32°16'15" W 112.92 feet; (2) thence S 20°08'14" W 83.92 feet; (3) thence S 11°30'33" W 32.44 feet; (4) thence S 26°04'37" E 29.66 feet; (5) thence S 25°25'08" E 81.58 feet; (6) thence S 28°46'32" E 103.37 feet; (7) thence S 28°01'16" E 47.01 feet; (8) thence S 25°54'05" E 41.25 feet; (9) thence S 19°39'24" E 54.39 feet; (10) thence S 2°20'52" E 20.58 feet; thence (11) thence S 14°51'45" W 51.41 feet; (12) thence S 8°20'13" W 97.88 feet; (13) thence S 9°00'51" W 186.29 feet; (14) thence S 11°04'06" W 156.69 feet; (15) thence S 12°30'44" W 97.26 feet; (16) thence S 14°01'22" W 123.69 feet to the point of beginning.

Parcel contains 58.34 acres, and is subject to the county road right-of-way along the south side.

PARCEL NO. 3

Part of Section 10, Township 6 North, Range 40 East, B.M., Madison County, Idaho described as:

Beginning at a point that is N 89°56'09" E 874.09 feet along the section line from the SW corner of said Section 10, and running thence N 73°01'12" E 29.87 feet to an existing fence line, thence along said fence line the following nine (9) courses: (1) N 73°01'12" E 158.62 feet; (2) thence N 28°50'42" E 73.46 feet; (3) thence N 73°41'12" E 288.93 feet; (4) thence N 70°58'58" E 399.48 feet; (5) thence N 60°08'17" W 402.95 feet; (6) thence N 29°42'54" W 228.18 feet; (7) thence N 3°15'31" E 258.94 feet; (8) thence N 62°54'37" E 405.60 feet; (9) thence N 00°26'15" W 502.35 feet to the westerly edge of a slough; thence along said westerly edge the following (9) courses: (1) N 42°51'15" W 51.10 feet; (2) thence N 28°02'13" W 71.12 feet; (3) thence N 74°44'44" W 101.67 feet; (4) thence N 74°05'59" E 50.73 feet; (5) thence N 17°28'01" E 91.26 feet; (6) thence N 22°22'28" E 87.53 feet; (7) thence N 44°49'15" E 24.42 feet; (8) thence N 26°05'43" E 124.27 feet; (9) thence N 34°27'31" W 16.36 feet to the east-west center line of said Section 10; thence N 89°45'48" E 2037.17 feet along said centerline to an existing north-south fence line; thence N 00°12'18" W 2159.33 feet along said fence line to an east-west fence line; thence N 89°12'30" E 658.78 feet to a north-south fence line; thence S 00°17'49" E 2169.71 feet to the east-west centerline of said Section 10; thence N 89°45'48" E 1311.28 feet to the east 1/4 corner of said Section 10; thence S 00°12'13" E 1392.85 feet along said east line; thence N 78°13'45" W 64.20 feet to the northerly top bank of an irrigation ditch; thence N 88°32'46" W 475.41 feet along said top bank to the southerly top bank of the Teton River; thence along said top bank the following (2) two courses: (1) S 74°41'23" W 73.78 feet; (2) thence S 71°14'33" W 41.36 feet along said top bank to the centerline of the Rexburg City Canal; thence N 3°23'19" E 50.49 feet to the centerline of the Teton River; thence along said centerline the following (22) twenty two courses: (1) N 55°24'04" W 145.78 feet; (2) thence N 78°21'39" W 157.26 feet; (3) thence N 71°35'54" W 125.21 feet; (4) thence S 85°42'14" W 46.97 feet; (5) thence N 70°57'03" W 76.54 feet; (6) thence N 85°38'01" W 96.13 feet; (7) thence N 83°28'37" W 124.39 feet; (8) thence S 85°54'51" W 222.93 feet; (9) thence N 88°30'41" W 88.84 feet; (10) thence S 75°13'14" W 42.23 feet; (11) thence S 57°33'28" W 381.75 feet; (12) thence S 37°50'25" W 601.83 feet; (13) thence S 45°07'36" W 243.15 feet; (14) thence S 47°40'07" W 110.36 feet; (15) thence S 59°27'08" W 34.06 feet; (16) thence S 13°19'20" W 77.28 feet; (17) thence S 34°06'57" W 57.95 feet; (18) thence S 3°29'53" W 15.15 feet; (19) thence S 40°33'29" E 85.63 feet; (20) thence S 14°14'49" E 180.34 feet; (21) thence S 9°22'04" E 84.77 feet; (22) thence S 4°17'21" W 59.28 feet to the south line of said Section 10; thence S 89°56'09" W 1721.13 feet along said south section line to the point of beginning.

Parcel contains 207.70 acres and is subject to the County Road right-of-way along the south side.

PARCEL NO. 4

Part of the SE 1/4 of Section 10, Township 6 North, Range 40 East B.M., Madison County, Idaho described as:

Commencing at the SE corner of said Section 10, and running thence S 89°56'09" W 729.17 feet along the section line to the centerline of the Rexburg City Canal; thence along said centerline the following sixteen (16) courses: (1) N 14°01'22" E 123.69 feet; (2) thence N 12°30'44" E 97.26 feet; (3) thence N 11°04'06" E 156.69 feet; (4) thence N 9°00'51" E 186.29 feet; (5) thence N 8°20'13" E 97.88 feet; (6) thence N 14°51'45" E 51.41 feet; (7) thence N 2°20'52" W 20.58 feet; (8) thence N 19°39'24" W 54.39 feet; (9) thence N 25°54'05" W 41.25 feet; (10) thence N 28°01'16" W 47.01 feet; (11) thence N 28°46'32" W 103.37 feet; (12) thence N 25°25'08" W 81.58 feet; (13) thence N 26°04'37" W 29.66 feet; (14) thence N 11°30'33" E 32.44 feet; (15) thence N 20°08'14" E 83.92 feet; (16) thence N 32°16'15" E 112.92 feet to the southerly top bank of the Teton River; thence along said top bank the following two (2) courses: (1) N 71°14'33" E 41.36 feet; (2) thence N 74°41'23" E 73.78 feet to the northerly bank of an irrigation ditch; thence along said northerly bank the following two (2) courses: (1) S 88°32'46" E 475.41 feet; (2) thence S 78°13'45" E 64.20 feet to the east line of said Section 10; thence S 00°12'13" E 1253.44 feet along said east section line to the point of beginning.

Parcel contains 19.37 acres, and is subject to a 20' irrigation maintenance easement lying east of and being parallel to the west boundary line, and lying south of and being parallel to the north boundary line. Parcel is also subject to the County Road right-of-way along the south side.

LEGEND

- Section corner control
- Placed 1/2" X 24" Iron rod with cap marked P.L.S. 4563
- Fence line.
- Point Of Beginning



RECORD OF SURVEY

BRENT BARRUS
Sec. 10, T.6N., R.40E., 1

HARPER-LEAVITT ENGINEERING, INC.
PROFESSIONAL ENGINEERS AND LAND SURVEYORS
800 W. JUDITH ST., P.O. BOX 886, BLACKFOOT,
IDAHO 83221 (208) 766-8977 OR 2990
P.O. BOX 886, P.O. BOX 50801, IDAHO FALLS
IDAHO 83405 (208) 824-0212

JOB NO.:	98772
DATE:	12-21-94
DRAWN BY:	BLR
CHECKED BY:	CHL
COPYRIGHT © 1997 HLE ALL RIGHTS RESERVED	

SUGAR CITY

SCHOOL
DISTRICT

4

3

9

10

598

T-366

TERMINAL
ISLAND
CANAL
25 SH.

5.5

596 NW

T-363

64.0

6.4 EL

1629

T-368

10.2

597

T-364

8.6

Tract 1

12.0

2

10.6

3

22.0

4

53

2 N

15.2

2 N

10.1

3

20

21 N

10

15

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 22-13138
Date Received: 11/21/00
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

ROYCE G KLINGLER Phone: (208) 652-3775

PO BOX 856 WARM RIVER

ASHTON ID USA 83420

LONNIE LEE ALLEN Phone: (208) 652-3775

PO BOX 856 WARM RIVER

ASHTON ID USA 83420

2. Date of Priority: 04/01/1898

3. Source: TETON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
07N	40E	36	NW SE NW	FREMONT

5. Description of diverting works:

HEADWORKS OF TETON ISLAND FEEDER CANAL INTO NELSON JACOBS DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	1.76	

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

A2213138



8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	40E	10	NE	SW	IRRIGATION	40
			NW	NE	IRRIGATION	13
			SW	NE	IRRIGATION	20
			NW	SW	IRRIGATION	8
			SW	SW	IRRIGATION	8
			SE	SW	IRRIGATION	30
			NE	SE	IRRIGATION	33
			NW	SE	IRRIGATION	38
			SW	SE	IRRIGATION	6
Section Acres						196
Total Acres						196

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed

Log for claim 22-13138

Spatial Dynamics LTD

8/23/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06n40e	10	NWNE	13	12	
06n40e	10	SWNE	20	17	
06n40e	10	NESW	40	36	
06n40e	10	NWSW	8	4	
06n40e	10	SWSW	8	5.3	
06n40e	10	SESW	30	32	
06n40e	10	NESE	33	28	
06n40e	10	NWSE	38	37	
06n40e	10	SWSE	6	4.1	
Totals:			196	175.4	



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

November 30, 2000

LONNIE LEE ALLEN
ROYCE G KLINGLER
PO BOX 856
ASHTON ID 83420

RE: CHANGE IN OWNERSHIP FOR A22-00415B, A22-00416B,
A22-13129

Dear Sir or Madam:

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

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

A22-00415B split into:

A22-13137: 0.42 CFS, 47 ACRES, BREJ INC

A22-13138: 1.76 CFS, 196 ACRES, ALLEN/KLINGLER

A22-00416B split into:

A22-13139: 0.22 CFS, 47 ACRES, BREJ INC

A22-13140: 0.90 CFS, 196 ACRES, ALLEN/KLINGLER

A22-13129 split into:

A22-13141: 0.39 CFS, 47 ACRES, BREJ INC

A22-13142: 1.61 CFS, 196 ACRES, ALLEN/KLINGLER

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure(s)

RECEIVED

JUN 29 2000

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

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): A22-00416B, A22-13629, A22-00415B
Adjudication Claim No(s): A22

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

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

Barrus Brothers Corporation
2964 N 2000 E, P.O. Box 51
Sugar City, Idaho 83448

4. New Owner/Claimant(s)

New Mailing Address

City, State and ZIP Code

New Telephone Number

Lonnie Lee Allen / Roxey Kinkadee
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
P.O. Box 856, Warm River
Ashton, Idaho, 83420

208 652-3775

5. Date you acquired the property

May 5, 2000

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 207.7 Number and type of stock

Diversion rate in CFS 2.74 1.66 CFS waste Number of homes you acquired 0 Other uses

7. Signature of New Owner(s) or Claimant(s)

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.

Split water Right proportionally Brent Barrus

11/6/20
Assn

WARRANTY DEED

For Value Received BARRUS BRO'S CORPORATION, an Idaho Corporation MARU CORPORATION, an Idaho Corporation; YVONNE BARRUS, a married woman as her to her life estate

Hereinafter called the Grantor, hereby grants, bargains, sell & conveys to

LONNIE LEE ALLEN, an unmarried woman

whose address is: 147 North 1st East, Rexburg, Idaho 83440

Hereinafter called the Grantee, the following described premises situated in Madison County, Idaho, to-wit:

Part of Section 10, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho described as:

Beginning at a point that is N 89°56'09" E 874.09 feet along the section line from the SW corner of said Section 10, and running thence N 7°30'12" E 29.67 feet to an existing fence line, thence along said fence line the following nine (9) courses: (1) N 7°30'12" E 158.62 feet; (2) thence N 28°50'42" E 73.46 feet; (3) thence N 73°41'12" E 288.93 feet; (4) thence N 7°06'58" E 399.48 feet; (5) thence N 60°08'17" W 402.95 feet; (6) thence N 29°42'54" W 228.18 feet; (7) thence N 3°15'31" E 258.94 feet; (8) thence N 62°54'37" E 405.60 feet; (9) thence N 00°26'15" W 502.35 feet to the Westerly edge of a slough; thence along said Westerly edge the following (9) courses: (1) N 42°51'15" W 51.10 feet; (2) thence N 28°02'13" W 71.12 feet; (3) thence N 7°47'44" W 101.67 feet; (4) thence N 7°40'59" E 50.73 feet; (5) thence N 17°28'01" E 91.26 feet; (6) thence N 22°22'28" E 87.53 feet; (7) thence N 44°49'15" E 24.42 feet; (8) thence N 26°05'43" E 124.27 feet; (9) thence N 34°27'31" W 16.36 feet to the east-west center line of said Section 10; thence N 89°45'48" E 2037.17 feet along said centerline to an existing north-south fence line; thence N 00°12'18" W 2159.33 feet along said fence line to an east-west fence line; thence N 89°12'30" E 658.78 feet to a north-south fence line; thence S 00°17'49" E 2165.71 feet to the east-west centerline of said Section 10; thence N 89°45'48" E 1311.28 feet to the East 1/4 corner of said Section 10; thence S 00°12'13" E 1392.85 feet along said east line; thence N 78°13'45" W 64.20 feet to the Northerly top bank of an irrigation ditch; thence N 88°32'46" W 475.41 feet along said top bank to the Southerly top bank of the Teton River; thence along said top bank the following (2) two courses: (1) S 74°41'23" W 73.78 feet; (2) thence S 71°14'33" W 41.36 feet along said top bank to the centerline of the Rexburg City Canal; thence N 3°23'19" E 50.49 feet to the centerline of the Teton River; thence along said centerline the following (22) twenty two courses: (1) N 58°24'04" W 145.78 feet; (2) thence N 78°21'39" W 157.26 feet; (3) thence N 71°35'54" W 125.21 feet; (4) thence S 85°42'14" W 46.97 feet; (5) thence N 70°57'03" W 76.54 feet; (6) thence N 85°38'01" W 96.13 feet; (7) thence N 83°28'37" W 124.39 feet; (8) thence S 85°54'51" W 222.93 feet; (9) thence N 88°30'41" W 88.84 feet; (10) thence S 75°13'14" W 42.23 feet; (11) thence S 57°33'28" W 381.75 feet; (12) thence S 37°50'25" W 601.83 feet; (13) thence S 45°07'36" W 243.15 feet; (14) thence S 47°40'07" W 110.36 feet; (15) thence S 59°27'08" W 34.06 feet; (16) thence S 13°19'20" W 77.28 feet; (17) thence S 34°06'57" W 57.96 feet; (18) thence S 3°29'53" W 15.15 feet; (19) thence S 40°33'29" E 95.63 feet; (20) thence S 14°14'49" E 180.34 feet; (21) thence S 9°22'04" E 84.77 feet; (22) thence S 4°17'21" W 59.28 feet to the South line of said Section 10; thence S 89°56'09" W 1721.13 feet along said South section line to the point of beginning. SUBJECT TO: the County Road right-of-way along the South side.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements, of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: May 5, 2000

BARRUS BRO'S CORPORATION an Idaho Corporation

Rondo M. Barrus
By: Rondo M. Barrus, President

MARU CORPORATION, an Idaho Corporation

LaMar Barrus, Jr.
By: LaMar Barrus, Jr., President

Yvonne Barrus
Yvonne Barrus

STATE OF IDAHO)

COUNTY OF MADISON)

On This 5th day of May in the year 2000, before me, a Notary Public in and for said State, personally appeared RONDO M. BARRUS, known or identified to me to be the President of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.

Lorna Leigh
Notary Public of Idaho
Residing at Fremont Co - County, Idaho
Commission Expires: 2-16-2001

LORNA - LEIGH
STATE OF IDAHO
NOTARY - - - PUBLIC

STATE OF IDAHO)

COUNTY OF MADISON)

On This 5th day of May in the year 2000, before me, a Notary Public in and for said State, personally appeared LAMAR BARRUS, JR., known or identified to me to be the President of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.

Lorna Leigh
Notary Public of Idaho
Residing at Fremont County, Idaho
Commission Expires: 2-16-2001

LORNA - LEIGH
STATE OF IDAHO
NOTARY - - - PUBLIC

STATE OF IDAHO)

COUNTY OF MADISON)

On This 5th day of May in the year 2000, before me, a Notary Public in and for said State, personally appeared YVONNE BARRUS, known or identified to me to be the person whose name is subscribed to the within Instrument, and acknowledged to me that she executed the same.

Lorna Leigh
Notary Public of Idaho
Residing at Fremont County, Idaho
Commission Expires: 2-16-2001

LORNA - LEIGH
STATE OF IDAHO
NOTARY - - - PUBLIC