

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 22-674D
Date Received: 10/19/00
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KATHERINE CIESINSKI Phone: 713-521-9932
2145 KIPLING
HOUSTON TX USA 77098

2. Date of Priority: 06/01/1890

3. Source: FOX CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
04N	45E	26	NE NW	SE	TETON

5. Description of diverting works:

HEADGATES AND DITCHES TO FLOOD IRR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION		04/01	10/31	0.4

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
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A2200674D



04N

45E

27

NW SW

IRRIGATION

20

Section Acres 20

Total Acres 20

11. Place of use in counties: TETON

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

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, L.L.C.

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
CHARLES A. HOMER
GARY L. MEIKLE
DONALD L. HARRIS
DALE W. STORER
MARIE T. TYLER
ROBERT M. FOLLETT
FREDERICK J. HAHN, III
KARL R. DECKER
THEL W. CASPER
SHAN B. PERRY
AMELIA A. SHEETS

U.S. BANK BUILDING
330 SHIOP AVENUE, THIRD FLOOR
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
FACSIMILE (208) 523-9518
E-MAIL KFOSTER@HOLDENLEGAL.COM

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

RECEIVED

JUN 20 2001

Department of Water Resources
Eastern Region

June 12, 2001

IDAHO DEPARTMENT
OF WATER RESOURCES
900 N. Skyline
Idaho Falls, ID 83402-1718

RE: 22-6740

Dear ladies and gentlemen:

We were recently contacted and our advice was requested by Kristine Ciesinski, Norman Bailey and Katherine Ciesinski of Victor, Idaho, with respect to a possible dispute over portions of a decreed water right on Fox Creek with Mr. D. Ray Gordon, also of Victor, Idaho. The right in question was decreed to one Michael Byrne in the Rexburg Decree (in one place in that Decree, he is referred to as Michael "Bayne"). The Decree awarded Byrne 120 inches of the waters of Fox Creek with a priority of June 1, 1890, for the irrigation of the Southwest Quarter of Section 27 and the South Half of the Southwest Quarter of Section 26 in Township 4 North, Range 45 East, some 240 total acres. This water right also became the subject of a lawsuit between Gordons and Crows in the early 1980's, which resulted in the Idaho Court confirming the provisions of the Rexburg Decree in a 1984 decision in the case of *Crow v. Carlson*, 107 Idaho 461, 690 P.2d 1916 (1984).

At the time of the Idaho Supreme Court decision, the Southwest Quarter of Section 27 was owned by Crows and the South Half of the Southwest Quarter of Section 26 was owned by Gordons. The Court made it clear that eighty (80) inches of the right went with the Crow 160 acres and forty (40) inches with the Gordon 80 acres. By 1987, the south half of the Crow 160 had been sold and the north half of that 160 acres (actually said 80 acres plus a 20 acre parcel to the east described as the W ½ NW NE of the same Section for a total of 100 acres) was sold to Lloyd and Valerie Willden. In 1991, the Willdens entered into a contract to sell 80 of their 100 acres (described as the SW NW NE, NW SW, W ½ NE SW and SE NE SW of said Section) to D. Ray and Mary Jean Gordon. The contract recites that sixty (60) inches of the Byrne decreed right was included with this right. However, the sale was never completed and no deed to Gordons was ever recorded. In 1994, a Quitclaim Deed from Gordons back to Willdens for the same eighty (80) acres and appurtenances was recorded.

At the present time, the S $\frac{1}{2}$ SW, Section 26 is still owned by the Gordons. But the 100 acres formerly owned by Willdens is owned by four new owners. The western most twenty (20) acres (W $\frac{1}{2}$ NW SW) is owned by Katherine Ciesinski; the next twenty (20) acres to the east (E $\frac{1}{2}$ NW SW) is owned by Kristine Ciesinski and Norman Bailey; the next twenty (20) acres, continuing east, (W $\frac{1}{2}$ NE SW) is owned by Jeff Carter and Josephine Warden; and the next forty (40) acres (E $\frac{1}{2}$ NE SW and W $\frac{1}{2}$ NW SE) is owned by Bruce and Valerie Zohner.

There seems to be agreement among all affected parties that prior to Willdens' acquisition of the N $\frac{1}{2}$ SW Section 27 in 1987, all of the water rights formerly decreed for use on the entire SW $\frac{1}{4}$ of said Section had been transferred in fact and used exclusively upon the N $\frac{1}{2}$ of that quarter section. This accomplished transfer is consistent with the SRBA claims as presently filed.

Originally, the Byrne decreed right appears to have been numbered 22-192. That number appears to have been superceded by numbers 22-674 and 22-675. Our review of the records indicates that 22-675 is the Gordons' SRBA claim for forty (40) inches (.8 cfs) for the S $\frac{1}{2}$ SW Section 26 and S $\frac{1}{2}$ SE Section 27 (we assume this includes a claim of an accomplished transfer or an enlargement to the land in Section 27). 22-674 appears to cover the eighty (80) inches (1.6 cfs) awarded to the SW $\frac{1}{4}$ of Section 27, now only claimed on the N $\frac{1}{2}$ of that SW $\frac{1}{4}$ as follows:

22-674B	Jeff Carter and Josephine Warden	20 inches (.4 cfs) for 20 acres in NE SW Section 27
22-674C	Bruce and Valerie Zohner	20 inches (.4 cfs) for 20 acres in NE SW Section 27
22-674D	Katherine Ciesinski	20 inches (.4 cfs) for 20 acres in NW SW Section 27
22-674E	Kristine Ciesinski and Norman Bailey	20 inches (.4 cfs) for 20 acres in NW SW Section 27.

To our knowledge, there are no other SRBA claims pending which claim any portion of the Michael Byrne decreed right. But there has been some assertion by Mr. Ray Gordon to the effect that during the period between 1991 and 1994, when he was purchasing some eighty (80) acres of the Willden land on contract, he changed the place of use of some of the decreed water right formerly appurtenant to the Willden land. There is an ongoing dialogue regarding this assertion, but, at this time we would point out the following facts which have been disclosed by our research.

1. We have found no adjudication claim filed by Gordons to more than forty (40) inches of the Byrne right, only claim number 22-675.

2. We have been able to find no Application for Transfer of any of the eighty (80) inches claimed under 22-674 as would have been required by Idaho Code Sections 42-108 and 42-222.

3. The period during which any such change would have been made by Gordons, 1991-1994 is too late for an accomplished transfer to have taken place under the requirements of Idaho Code Section 42-1425.

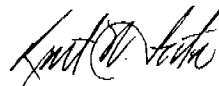
4. Adverse possession could not have occurred after 1991 because of the provisions of Idaho Code Section 42-607.

5. Our view of the farming operation of Gordons in the S ½ SW Section 26 and S ½ SE Section 27, and our review of the aerial and satellite photos suggests that Gordons do not irrigate more than forty (40) acres within this 160 acre total anyway.

Our conclusion from all we have heard and seen regarding the Byrne decreed right is that eighty (80) inches is still appurtenant to the N ½ SW Section 27, and on behalf of Katherine Ciesinski, Kristine Ciesinski and Norman Bailey, we hereby call for delivery of water pursuant to said rights (22-674D and 22-674E) so long as water is available to fill or partially fill the June 1, 1890 priority.

Thank you for your kind attention to this matter.

Very truly yours,



Kent W. Foster

cc. Ronald D. Carlson, District 01 Watermaster
Clay Fullmer, Deputy Watermaster for Teton Basin
Katherine Ciesinski
Kristine Ciesinski & Norman Bailey
Ray Rigby



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

October 24, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

KATHERINE CIESINSKI
2145 KIPLING
HOUSTON TX 77098

RE: CHANGE IN OWNERSHIP FOR 22-674A

Dear Ms. Ciesinski:

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:

22-674C, 0.4 CFS ON 20 ACRES, ZOHNER
22-674D, 0.4 CFS ON 20 ACRES, KATHERINE CIESINSKI
22-674E, 0.4 CFS ON 20 ACRES, KRISTINE CIESINSKI &
NORMAN BAILEY

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

Respectfully submitted,

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

Jennifer Crabtree
Technical Records Specialist

Enclosure

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

RECEIVED

AUG 08 2000

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

Department of Water Resources
 Eastern Region

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	A22-00674A				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
 PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. Name and Address of Former Owner/Claimant(s) Valerie Willden
4. New Owner/Claimant(s) Katherine E. Ciesinski
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 2145 Kipling
- City, State and ZIP Code Houston, Texas 77098
- New Telephone Number 713 521-9932
5. Date you acquired the property Oct. 31, 1997

Willden to

Katherine

Ciesinski

6.

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

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

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

7.

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

Katherine E. Ciesinski

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

For Office Use Only

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

128678

35-9478-G

RECEIVED

NOV 10 1997

TETON CO. ID
CLERK RECORDER

Warranty Deed

ALLIANCE TITLE & ESCROW CORP., INC.
P.O. BOX 644 / 78 N. MAIN STREET
DRIGGS, IDAHO 83422

RECEIVED

OCT 31 1997

TETON CO. ID
CLERK RECORDER

For Value Received

STEPHEN L. YOUNG AND LYNN M. YOUNG, HUSBAND AND WIFE

the grantors, do hereby grant, bargain, sell and convey unto

KATHERINE CIESINSKI, A SINGLE PERSON

whose current address is 2145 KIPLING STREET, HOUSTON, TEXAS 77098

** DEED BEING RE-RECORDED TO CORRECT SPELLING OF GRANTEE **

the grantee, the following described premises, in TETON County Idaho, to wit:

Township 4 North, Range 45 East, Boise Meridian, Teton County,
Idaho. Section 27: W1/2NW1/4SW1/4

128678

FILED

AT THE REQUEST OF

ALLIANCE TITLE AND ESCROW

AT 52 MINUTES PAST 10A M

DATE Oct. 31 1997

BY *Gina I. Maughan*
CLERK OF RECORD

DEPUTY

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that she is the owner in fee simple of said premises; that they are free from all incumbrances except; Subject to all existing patent reservations, easements, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: OCTOBER 21, 1997

STEPHEN L. YOUNG

LYNN M. YOUNG

STATE OF UTAH, COUNTY OF Wahwy
On this 29 day of October, 1997,
before me, a notary public in and for said State, personally appeared

Stephen L. Young and
Lynn M. Young

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

Gina I. Maughan
Notary Public

Residing at Ogden, UT
Comm. Expires 4-22-2000

Idaho
UTAH

GINA I. MAUGHAN
NOTARY PUBLIC - STATE OF UTAH
2424 WASHINGTON BLVD SUITE 200
OGDEN, UT 84401
COMM. EXP. 4-22-2000

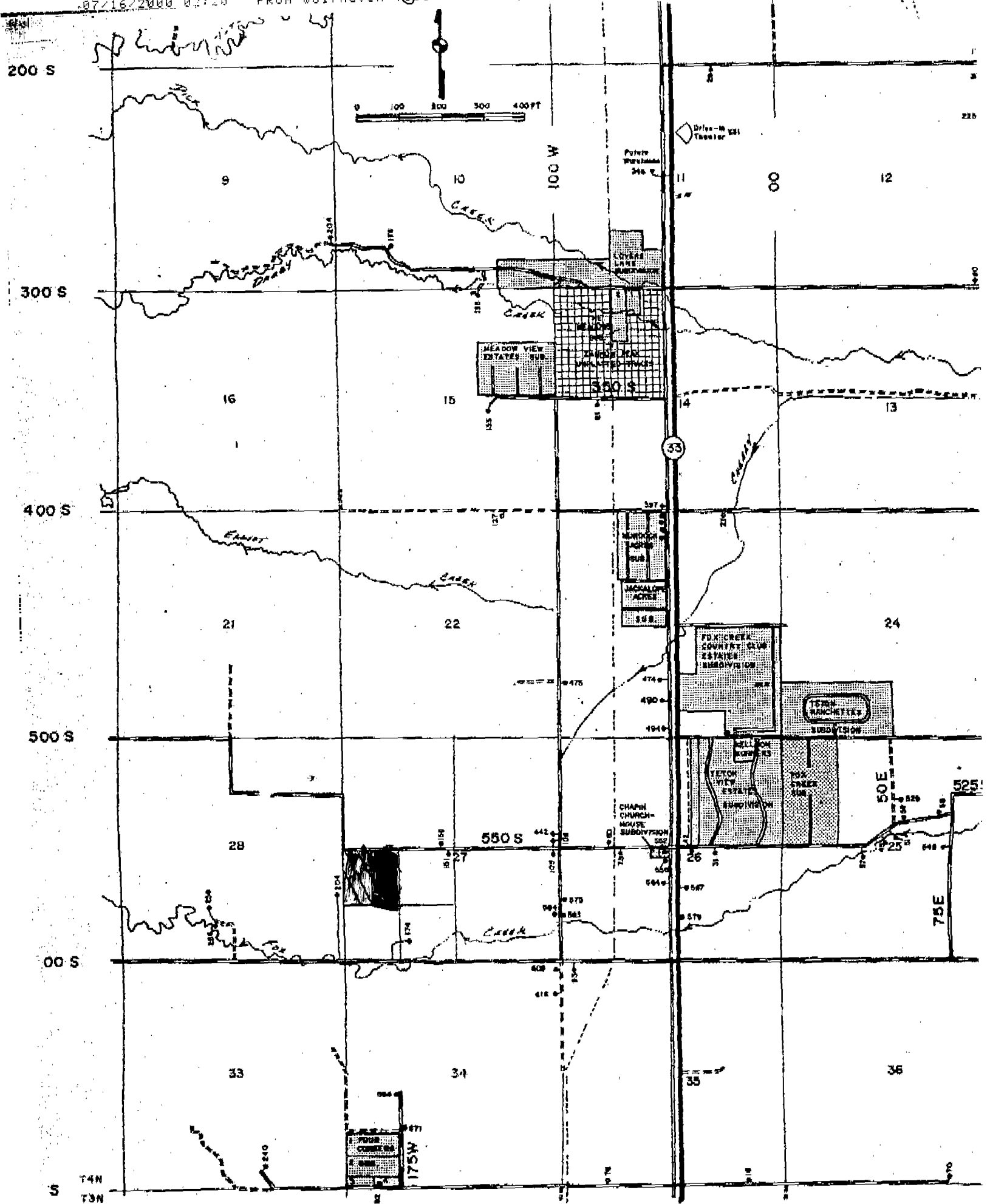
Survey map

07/16/2000 02:15

FROM Wolfhaven Telefax

TO 12087872588

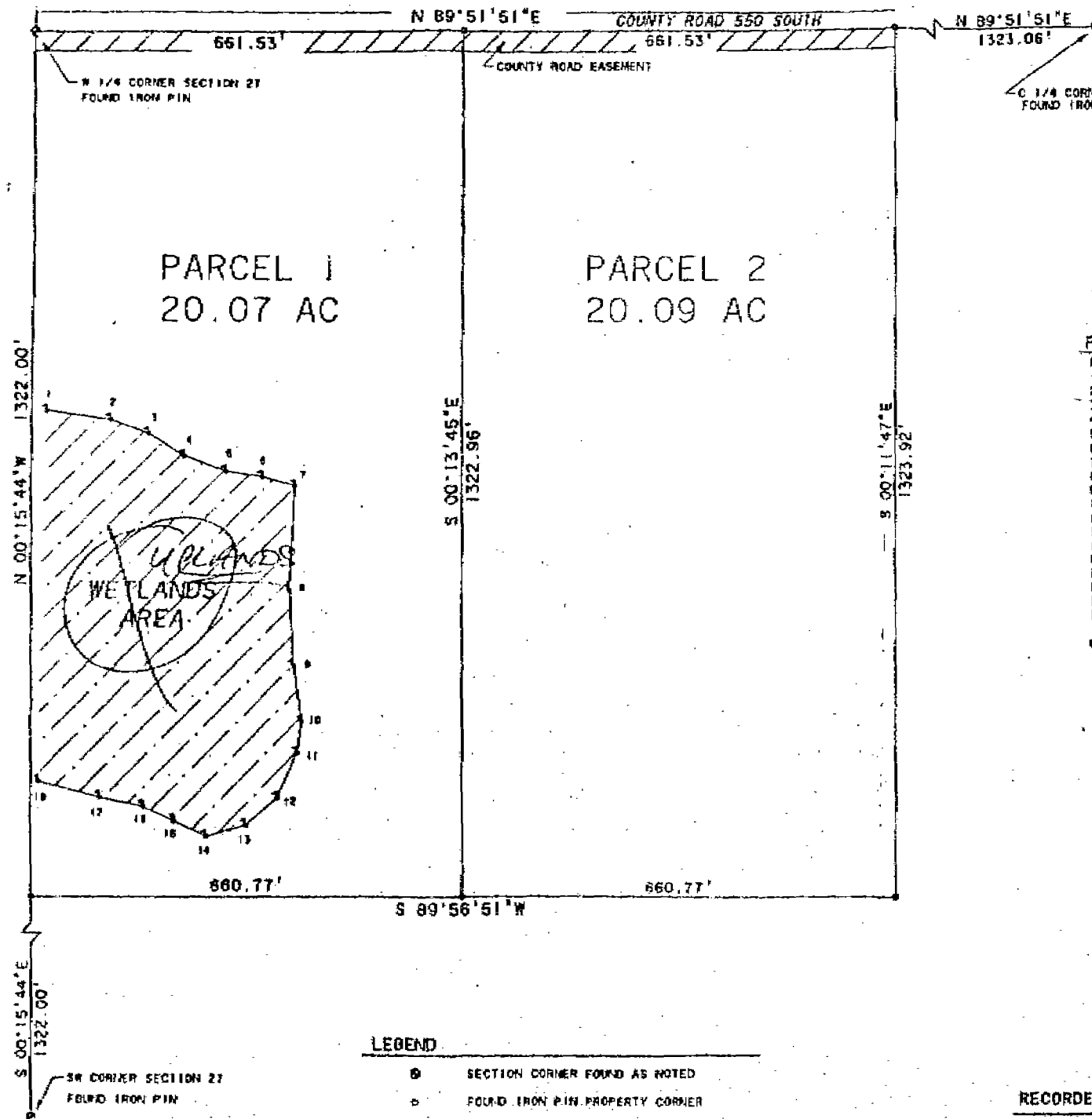
P.04



 Katherine Ciesinski property

 Kristine Ciesinski + Norman Bailey (Trust) Property

07/16/2000 02:20 FROM Wolfhaven Telefax P.05 TO 12087872588



FLAG COORDINATES

FLAG	NORTHING	EASTING
1	12061.20120	14733.17710
2	12047.26784	14832.54309
3	12027.57785	14889.79504
4	11993.70808	14943.73670
5	11970.23885	15000.42832
6	11961.94505	15084.33104
7	11947.99079	15114.58360
8	11968.03604	15107.03179
9	11670.63556	15114.15413
10	11586.91645	15126.81185
11	11540.42396	15119.90867
12	11473.23362	15089.08563
13	11435.07267	15041.13121
14	11416.10625	14980.27628
15	11439.66501	14930.89723
16	11460.84282	14885.77243
17	11474.14884	14819.10303
18	11497.34184	14724.61880

COORDINATE BASE: SE CORNER SECTION 27
10000.00000 20000.00000

LEGEND

- SECTION CORNER FOUND AS NOTED
- FOUND IRON PIN PROPERTY CORNER

RECORDER'S CERTIFICATE

SURVEYOR
T. ARNOLD
LAND SURVEY
No. 2980
STATE OF IL
ACCORDING

07/16/2000 02:10

FROM Wolfhaven Telefax

TO 12087872588

P.01

Copy of Title Insurance
policy

SCHEDULE A

Office File Number: 35-9478-G

Policy Number: 13 0043 106 00001150

Date of Policy: October 31, 1997, at 10:52

Amount of Insurance: \$90,000.00

Premium: \$520.00

1. Name of Insured:

KATHERINE CIESINSKI, a single person

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:

KATHERINE CIESINSKI, a single person

4. The land referred to in this policy is described as follows:

**TOWNSHIP 4 NORTH, RANGE 45 EAST, BOISE MERIDIAN, TETON COUNTY, IDAHO.
SECTION 27: W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$**

SCHEDULE A

Owner Form

OWNER.FOL
9/19/96

Valid Only If Schedule B and Policy Cover Are Attached

SCHEDULE B

Policy Number: 13 0043 106 00001150

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 line 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 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:

7. Taxes, including any assessments collected therewith, for the year 1997 which are a lien not yet payable.
8. The conditions contained in Survey of South Half of Section 27 recorded January 24, 1990 as Instrument No. 105449.
9. The conditions contained in Wilden Survey recorded June 27, 1994 as Instrument No. 116715.
10. The conditions contained in Survey of Wetlands Delineation recorded December 6, 1994 as Instrument No. 118468.

11. A deed of trust to secure an indebtedness in the amount shown below, and any other obligations secured thereby

Amount: \$46,000.00

Dated: November 16, 1995

Trustor/Grantor: Stephen L. Young and Lynn M. Young, husband and wife

Trustee: The Alliance Title & Escrow Corp.

Beneficiary: Lloyd J. Wilden and Valerie Wilden, husband and wife

Recorded: November 27, 1995

Instrument No.: 122144 of Official Records.

Assigned to The Bank of Commerce by Assignment recorded December 19, 1995, as Instrument No. 122429.

END OF SCHEDULE B


Authorized Signatory

SCHEDULE B (STANDARD COVERAGE)

Owner Form.

OWNER.FOL

9/19/96

128678

35-9478-G

Warranty Deed

ALLIANCE TITLE & ESCROW CORP., INC.
P.O. BOX 644 / 78 N. MAIN STREET
DRiggs, IDAHO 83422

RECEIVED

OCT 31 1997

TETON CO. ID
CLERK/RECORDER

For Value Received

STEPHEN L. YOUNG AND LYNN M. YOUNG, HUSBAND AND WIFE

the grantors, do hereby grant, bargain, sell and convey unto

KATHERINE CIENSINSKI, A SINGLE PERSON

whose current address is 2145 KIPLING STREET, HOUSTON, TEXAS 77098

the grantee, the following described premises, in TETON County Idaho, to wit:

Township 4 North, Range 45 East, Boise Meridian, Teton County,
Idaho. Section 27: W1/2NW1/4SW1/4

128678

FILED

OF
AND ESCROW100 N
1997

DEPUTY

documentation

of

"claim of title"

from Willden ->

Katherine Ciesinski

TO HAVE AND TO

her
Grantee, that she is the
Subject to all
covenants, conditions

and that they will warrant

Dated: OCTOBER 21,

STEPHEN L. YOUNG

and with the said
inances except;
ny, protective
nd regulations

STATE OF UTAH, COUNTY OF Weber
On this 29 day of October, 1997,
before me, a notary public in and for said State, personally appeared

Stephen L. Young and
Lynn M. Young

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

Gina I. Maughan
Notary Public

Residing at Ogden, UT
Comm. Expires 4-22-2000

Idaho
UTAH

LHA 5-2581

Furnished by the

ALLIANCE 129678

128678

35-5478-G

Warranty Deed

ALLIANCE TITLE & ESCROW CORP., INC.
P.O. BOX 644 / 76 N. MAIN STREET
DRIGGS, IDAHO 83422

RECEIVED

OCT 31 1997

TETON CO, ID
CLERK/RECORDER

For Value Received

STEPHEN L. YOUNG AND LYNN M. YOUNG, HUSBAND AND WIFE

the grantors, do hereby grant, bargain, sell and convey unto

KATHERINE CIEMINSKI, A SINGLE PERSON

whose current address is 2145 KIPLING STREET, HOUSTON, TEXAS 77098

the grantee, the following described premises, in TETON County Idaho, to wit:

Township 4 North, Range 45 East, Boise Meridian, Teton County,
Idaho. Section 27: W1/2NW1/4SW1/4

128678

FILED

AT THE REQUEST OF

ALLIANCE TITLE AND ESCROW

AT 52 MINUTES PAST 10 A.M.

DATE OCT 31 1997

BY [Signature]

CLERK/RECORDER

DEPUTY

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
her heirs and assigns forever. And the said Grantors do hereby covenant to and with the said
Grantee, that she is the owner in fee simple of said premises; that they are free from all incumbrances except;
Subject to all existing patent reservations, easements, rights of way, protective
covenants, zoning ordinances, and applicable building codes, laws and regulations

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: OCTOBER 21, 1997

STEPHEN L. YOUNG

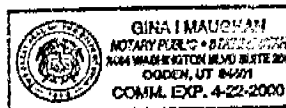
LYNN M. YOUNG

STATE OF UTAH, COUNTY OF WALKER
On this 29 day of October, 1997,
before me, a notary public in and for said State, personally appeared

Stephen L. Young and
Lynn M. Young

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

[Signature]
Notary Public
Residing at Ogden, UT
Comm. Expires 4-28-2000



RECEIVED

35-4829-N

NOV 27 1995

122143

Warranty Deed

Alliance Title & Escrow Corp.
P.O. Box 844
Briggs, Idaho 83422TETON Co., Inc.
Clark Recorder

For Value Received

LLOYD J. WILLDEN AND VALERIE WILLDEN, HUSBAND AND WIFE

do hereby grant, bargain, sell and convey unto

STEPHEN L. YOUNG AND LYNN M. YOUNG, HUSBAND AND WIFE

whose current address is P.O. BOX 529, EDEN, UTAH 84310

the grantee, the following described premises, in TETON County Idaho, to wit:

TOWNSHIP 4 NORTH, RANGE 45 EAST, BOISE MERIDIAN, TETON COUNTY, IDAHO,
SECTION 27: WINNISH

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they the owner in fee simple of said premises; that they are free from all incumbrances except; Subject to all existing patent reservations, easements, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: NOVEMBER 16, 1995

Lloyd J. Willden
LLOYD J. WILLDEN

Valerie Willden
VALERIE WILLDEN

STATE OF IDAHO, COUNTY OF TETON
On this 22nd day of NOVEMBER, 1995,
before me, a notary public in and for said State, personally appeared

Lloyd J. Willden
and Valerie Willden

known to me to be the persons whose name is affixed to the within instrument, and acknowledged to me that they executed the same.

Nancy Ann Perry
Nancy Ann Perry, Notary Public
Resides in Teton County, Idaho
Commission Expires 4/3/01

OFFICIAL SEAL
NANCY ANN PERRY
NOTARY PUBLIC - IDAHO
TETON COUNTY
MY COMMISSION EXPIRES 4/3/01

122143
FILED

AT THE REQUEST OF

ALLIANCE TITLE AND ESCROW

AT 12 MINUTES PAST 12 P.M.

DATE Nov 27, 1995

By *Joe J. Drake*BY *Nora Rigby*

Filed
Indexed
Platted

ALLIANCE



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 8, 2000

KATHERINE CIESINSKI
2145 KIPLING ST
HOUSTON TX 77098

RE: OWNERSHIP CHANGE FOR A22-00674A & CHECK NO.1412
DATED AUGUST 1, 2000, FOR \$25.00

Dear Ms. Ciesinski:

Thank you for submitting the above referenced ownership change. Our office will process it as soon as possible.

There is no fee for changing ownership of rights within the boundary of the Snake River Basin Adjudication. Therefore, I am returning you check for \$25.00.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure