

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	<u>29-00046</u>				
	<u>29-12078</u> (combines Decreed Rts)				
	<u>29-12079</u> (combines Decreed Rts)				

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)

INDIAN PAULS PROPERTY OWNERS ASSOC.

AND

4. New Owner/Claimant(s)

INDIAN PAULS WATERS USERS ASSOC.

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

% Phil HUDGENS, PRESIDENT

City, State and ZIP Code

PO Box 134 LAVA HOT SPRINGS ID

New Telephone Number

(208) 254-3062

83246

5. Date you acquired the property

IPM101 |

PARCEL MASTER INQUIRY

| [2002] | [INQUIRY] | [02/06/02]

Parcel No	[RRIF2004100]	Status	[]	Legal Description	
Owner Name	[INDIAN FALLS PROPERTY OWNERS]			[COMMON AREA 34.77 AC]	
Address 1	[ASSOCIATION]			[COMMON AREA 20.51 AC]	
Address 2	[PO BOX 371]			[COMMON AREA 57.0 AC]	
Address 3	[]			[INDIAN FALLS RECREATION DEV]	
Address 4	[]			[PHASE 2]	
City	[LAVA HOT SPRINGS]	St	[ID]		
		Zip	[832460000]	Comment	
Property House	Dr	Street		[MV INC ON INDIVIDUAL LOTS]	
Address [000000]	[]	[]		[]	
Property Type	[RS]	Deed Number		[99666182]	
Code Area	[006000]	Old Deed No		[89015452]	
Bank Code	[]	Previous No		[]	
LL [00]	SM [00]	Next Parcel		[]	Homeowner's []
		Last Signed		[]	
CB Code	[]			Hardship Flag	[]
CB Amount	[]	.00]		Hardship Pct	[.00]
--- Urban Renewal	-----				
Code []	Base []			Appr area [05]	Geo area []

Rec'd
3/28/02
ABN

NEXT OPT [] JOB NO [20200047]
PARC [RRIF2004100] SEARCH []
OWNER INTERNATIONAL RECREATION MGT
ADDR PO BOX 325

LOGAN UT 843230325
LEGAL COMMON AREA 34.77 AC
COMMON AREA 20.51 AC
COMMON AREA 57.0 AC
INDIAN FALLS RECREATION DEV
PHASE 2

000000
C-area 006000 Map 05 Geo He
COMM MV INC ON INDIVIDUAL LOTS
PROP TYPE RS
DEED
TOTAL ACRES THIS PAGE

INDEX 0001 SCROLLING BY NEW PARCEL
OPEN PARC [] NEW PARC [RRIF2004100]
[INDIAN FALLS PROPERTY OWNERS]
[ASSOCIATION]
[PO BOX 371]
[]
[]
[LAVA HOT SPRINGS] [ID] [832460000]
[COMMON AREA 34.77 AC]
[COMMON AREA 20.51 AC]
[COMMON AREA 57.0 AC]
[INDIAN FALLS RECREATION DEV]
[PHASE 2]
[]
[000000][][]
006000 Ma05 Ge Acres] []
[MV INC ON INDIVIDUAL LOTS]
PREV NO [] TAX NO []
DEED [99666182]
| OLD DEED [89015452]
OLD RSH NO []

You can only inquire into this job. It has been completed



BANNOCK COUNTY
POCATELLO, IDAHO

JO LYNN ANDERSON
Cadastral Technician

BANNOCK COUNTY ASSESSOR'S OFFICE

P.O. Box 4969
Pocatello, ID 83205-4969

OFFICE: (208) 236-7263
FAX: (208) 236-7033

This change has been made
7/18/2001


CENTURY CAPITAL CORPORATION, a corporation organized and existing under the laws of the State of Utah, with its principal office at Salt Lake City, of County of Salt Lake, State of Utah, grantor, hereby QUIT CLAIMS to

INTERNATIONAL RECREATION MANAGEMENT, INC.
grantee, of Logan, Utah, for the sum of TEN DOLLARS and other good and valuable consideration, the following described tract of land in Bannock County, State of Idaho:

The West 1/2 of the Northwest 1/4; the Southeast 1/4 of the Northwest 1/4; the Northwest 1/4 of the Southwest 1/4 of Section 9, Township 9 South, Range 38 East, Boise Meridian.

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the Board of Directors of the grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this 30th day of June, 1979.

ATTEST:

CENTURY CAPITAL CORPORATION

L. M. Chatwin
L. M. Chatwin, Secretary

By: *E. J. Knudson, Jr.*
E. J. Knudson, Jr., President

NOTARY SEAL

STATE OF UTAH)
: SS.
County of Salt Lake)

On the 30th day of June, 1979, personally appeared before me E. J. Knudson, Jr. and L. M. Chatwin, President and Secretary of Century Capital Corporation, who being by me duly sworn did say that the foregoing instrument was signed in behalf of said corporation by authority of a resolution of its board of directors.

Janice J. Knudson
Notary Public

My Comm. Exp. 2/21/83

Residing at Salt Lake City, UT

674048

NO. _____
RECORDED AT REQUEST OF

Kenneth Lindquist
AUG 20 4 17 PM '81

OFFICIAL RECORD BOOK NO. 37
BANNOCK COUNTY IDAHO
G. NEIL ANDERSON RECORDER
FEE \$4.00 DEPUTY MB

1559

WARRANTY DEED

660742

For Value Received JOHN WARREN, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF
GEORGIA PEOPLES, DECEASED

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

INTERNATIONAL RECREATION MANAGEMENT, INC.

whose current address is P.O. BOX 2125, POCA TELLO, IDAHO 83201

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

THE NE $\frac{1}{4}$ OF THE NW $\frac{1}{4}$ OF SECTION 9, T9S, R3SE, B4.

APPROXIMATELY 40 acres

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s,
 thier heirs and assigns forever. And the said Grantor do es hereby covenant to and
 with the said Grantee, that he is the owner in fee simple of said premises; that they are free
 from all incumbrances

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

Dated: DECEMBER 3, 1980

John Warren
 JOHN WARREN, as personal representative
 for the Estate of Georgia Peoples, Deceased

STATE OF IDAHO, COUNTY OF BANNOCK
 On this 9 day of December, 19 80
 before me, a notary public in and for said State, personally
 appeared John Warren

NOTARY SEAL

known to me to be the person whose name is
 subscribed to the within instrument, and acknowledged to
 me that he executed the same.

John Warren
 Notary Public

Residing at 2125 P.O. Box, Pocatello, Idaho
 Comm. Expires 12/31/81

NO. 660742
 RECORDED AT REQUEST OF
First American Title Co.

'81 JAN -2 P4:06

OFFICIAL RECORDED BY NO. 362
BANNOCK COUNTY IDAHO
G. NEIL ANDERSON RECORDER
 FEE 2.00 DEPUTY ee

Recorded at Request of _____

660740

at _____ M. Fee Paid \$ _____

by _____ Dep. Book _____ Page _____ Ref.: _____

Mail tax notice to Century Capital Corp. Address 2358 So 3600 W, SLIC, UT 84119

1557

WARRANTY DEED

GEORGIA PEOPLES

of Butte

CONVEY and WARRANT to

, County of Silverbow

Montana grantor
State of ~~Utah~~, hereby

CENTURY CAPITAL CORPORATION, a Utah corporation

of Salt Lake City, Utah

TEN-----

grantee
for the sum of
DOLLARS,

and other good and valuable consideration

the following described tract of land in Bannock

State of ~~Idaho~~ Idaho:

County,

Southeast 1/4 of the Northwest 1/4 of Section 9, T9S, R38E, BM, AND
West 1/2 of the Northwest 1/4 of Section 9, T9S, R38E, BM, AND
Northwest 1/4 of the Southwest 1/4 of Section 9, T9S, R38E, BM.

TOGETHER with all improvements thereon and all water rights and
other rights appurtenant thereto.

SUBJECT TO items of public record.

WITNESS, the hand of said grantor, this 21st
November, A. D. 1978

day of

Signed in the Presence of

Georgia Peoples
Georgia Peoples

STATE OF ~~UTAH~~, MONTANA

County of Silverbow

ss.

On the 21st day of November

, A. D. 1978

personally appeared before me
Georgia Peoples

the signer of the within instrument, who duly acknowledged to me that s^{he} executed the
same.

NOTARY SEAL

Notary Public.

My commission expires 4/16/79

Residing in Notary Public for the State of Montana

BLANK #101—WARRANTY DEED— () DEM. PTO. CO — \$118.20 1978 FEE — \$11.00 Commission Expires April 16, 1979

660740

NO.
RECORDED AT REQUEST OF
First American Title Co.

'81 JAN -2 P4:03

OFFICIAL RECORD BK. NO. 362
BANNOCK COUNTY IDAHO
G. NEIL ANDERSON RECORDER
FEE 2.00 DEPUTY 11

WARRANTY DEED

629609

[CORPORATE FORM]

CENTURY CAPITAL CORPORATION

organized and existing under the laws of the State of Utah, with its principal office at
Salt Lake City, of County of Salt Lake, State of Utah,

grantor, hereby CONVEYS AND WARRANTS to

INTERNATIONAL RECREATION MANAGEMENT INC.

of Logan, Utah

TEN

grantee
for the sum of
DOLLARS.

and other good and valuable consideration

the following described tract of land in Bannock

County,

State of ~~Idaho~~ Idaho:

Northeast 1/4 of the Northeast 1/4 of Section 9, T9S, R38E, BM, and
Lot 1, Section 9, T9S, R38E, BM, and
Lot 4, Section 9, T9S, R38E, BM, and
Lot 5, Section 4, T9S, R38E, BM, and
Lot 10, Section 4, T9S, R38E, BM, and
Lot 5, Section 9, T9S, R38E, BM.

TOGETHER with all improvements thereon and all water rights and other
rights appurtenant thereto.

SUBJECT TO items of public record.

The officers who sign this deed hereby certify that this deed and the transfer represented
thereby was duly authorized under a resolution duly adopted by the board of directors of the
grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed
by its duly authorized officers this 6th day of April, A. D. 1979

Attest:

L. H. Chatwin,

Secretary.

[CORPORATE SEAL]

CENTURY CAPITAL CORPORATION ~~XXXXXX~~

By

E. J. Knudson, Jr.,

President.

STATE OF UTAH,

County of Salt Lake

} ss.

On the 6th day of April, A. D. 1979
personally appeared before me E. J. Knudson, Jr. and L. M. Chatwin
who being by me duly sworn did say, each for himself, that he, the said E. J. Knudson, Jr.
is the president, and he, the said L. M. Chatwin is the secretary
of CENTURY CAPITAL CORPORATION ~~XXXXXX~~ and that the within and foregoing
instrument was signed in behalf of said corporation by authority of a resolution of its board of
directors and said E. J. Knudson, Jr. and L. M. Chatwin
each duly acknowledged to me that said corporation executed the same and that the seal affixed
is the seal of said corporation.

NOTARY SEAL

Notary Public.

My commission expires 9/24/80

My residence is Salt Lake City, UT

629609

RECORDED AT REQUEST
First American Title Co.

JUL 30 10 35 AM '79

RECEIVED DEED NO 340
14100 COUNTY ROAD
MILL ANDERSON RECORDS
2.00 DEED NO 340

708

WARRANTY DEED

629608

GEORGIA PEOPLES
of Butte
CONVEY and WARRANT to

, County of Silverbow

Montana grantor
, State of ~~Utah~~, hereby

CENTURY CAPITAL CORPORATION, a Utah corporation

of Salt Lake City, Utah
TEN-----
and other good and valuable consideration
the following described tract of land in Bannock
State of ~~Utah~~ Idaho: County,

Northeast 1/4 of the Northeast 1/4 of Section 9, T9S, R38E, BM, AND
Lot 1, Section 9, T9S, R38E, BM, AND
Lot 4, Section 9, T9S, R38E, BM, AND
Lot 5, Section 4, T9S, R38E, BM, AND
Lot 10, Section 4, T9S, R38E, BM, AND
Lot 5, Section 9, T9S, R38E, BM.

TOGETHER with all improvements thereon and all water rights and
other rights appurtenant thereto.

SUBJECT TO items of public record.

WITNESS, the hand of said grantor, this 21st day of
November, A. D. 19 78

Signed in the Presence of

Georgia Peoples

STATE OF ~~UTAH~~ MONTANA

County of Silverbow

ss.

On the 21st day of November, A. L. 1978
personally appeared before me
Georgia Peoples
the signer of the within instrument, who duly acknowledged to me that she executed the
same.

NOTARY SEAL

Notary Public.

My commission expires 7/15/77

Residing in Butte Montana

629608

RECORDED AT REQUEST OF

First American Title Co.

JUL 30 10 34 AM '78

RECEIVED AT 1030 BK NO 240
BANNOCK COUNTY IDAHO
J. NEIL ANDERSON REC'D
FEE 2.00 DEPUTY EN

Deed Record No. 115

INSTRUMENT No. 290769

WARRANTY DEED

This Indenture, Made this 24th day of October in the year of Our Lord One Thousand Nine Hundred and Fifty-Two, between

ANNIE C. PEOPLES, a widow

of Butte, County of Silver Bow, State of Montana, the part Y of the first part, and WILLIAM F. PEOPLES, JAMES J. PEOPLES, MAMIE PEOPLES, LELIA PEOPLES and GEORGIA PEOPLES

of Butte, County of Silver Bow, State of Montana, the part 102 of the second part:

WITNESSETH: That the said part Y of the first part, for and in consideration of the ~~XXXX~~ love and affection the Grantor has, who is the mother of the Grantees, for said Grantees

~~do hereby convey unto said parties of the second part, and to their heirs and assigns forever: All those certain~~
 lot 3, piece 3 or parcels of land situate, lying and being in the County of Bannock, State of Idaho, bounded and more particularly described as follows, to-wit: An undivided one half interest in and to: The NE 1/4 of SE 1/4 in Section 1, and the NE 1/4 of SW 1/4 and the SE 1/4 of NW 1/4 Section 3; the NE 1/4 of NW 1/4 Section 10; also NE 1/4 and Lot 1, Section 9; all in Township 2 South, Range 38 E.B.M. in Idaho, containing 270.00 acres according to the official plat of the survey of said lands returned to the General Land Office by the Surveyor General. Together with any and all water rights, privileges or franchises belonging to said lands and any and all dams, ditches, flumes, reservoirs or other works used for the storage or distribution of same; particularly a right to the use of 60 inches of water from the canal of the Bannock Irrigation Company.
 ALSO Lot 4 Sec. 9, the NE 1/4 of NW 1/4 and NW 1/4 Sec. 9, and SE 1/4, the NW 1/4, Lot 5 and Lot 10, Sec. 4, E.B.M. and Lot 5 of Sec. 9, all in Township 2 South, Range 38 E.B.M. in Idaho containing 121.45 acres, according to Official Plat of Survey of said lands returned to the General Land Office by the Surveyor General.
 ALSO the right to use of two cubic feet per second of time (100) miners inches of water of Portneuf River, in Bannock County, Idaho, acquired under and by virtue of that certain Notice of Water Appropriation dated July 14, 1902, which is found of record in Book 2 of Water Appropriations at page 185 of records of Bannock County, State of Idaho and compliance with provisions of laws of State of Idaho under such appropriation.
 ALSO and Right to use of two cubic feet per second of time (100 miners inches) of water of Portneuf River in Bannock County, Idaho, acquired under and by virtue of that certain Notice of Water Appropriation dated May 11, 1889, which is found of record in Book 1 of Water Appropriations at page 290 of the records of Bannock County, Idaho and compliance with the provisions of laws of the State of Idaho under such appropriation. The Grantor herein, however, expressly reserves unto herself a life estate in and to the above described premises and in and to the rents and profits thereof, all of which shall cease on the death of said Grantor. This Deed is intended as a Deed of Gift

Together with, all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof:

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances and privileges thereunto incident, unto the said parties of the second part, and to their heirs and assigns forever. And the said part Y of the first part, the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns against the said part Y of the first part, and her heirs and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said part Y of the first part has hereunto set her hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

M. J. Kasiska

Annie C. Peoples

(SEAL)

(SEAL)

(SEAL)

(SEAL)

STATE OF IDAHO,

County of Bannock

ss.

On this 24th day of October, in the year 1952, before me, M. J. Kasiska a Notary Public in and for said County and State, personally appeared

ANNIE C. PEOPLES, a widow

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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.

(SEAL)

M. J. Kasiska Notary Public
 Residence Lava Hot Springs, Idaho.

Butte Montana

I hereby certify that this instrument was filed for record at the request of Mrs. C. C. Peoples, 409 West Copper/ at 05 minutes past 12 o'clock P. M., this 27 day of Oct. A. D. 1952.

Anna Keefe, By Deputy.
 Ex-Officio Recorder.

Fee, 2.00

In Book 115 of Deeds, page 403.

...sents remise, release and foreverQUIT CLAIMS the said party of the first part to its successors and assigns, all the following described real estate, to-wit: the site of North Pocatello (now a part of Alamogordo County of Bannock, Idaho, more particularly described as follows:

...15 of Block 8, of the Townsite of North Pocatello (now a part of Alamogordo County of Bannock, Idaho, more particularly described as follows:

(U.S.I.R. .552 Attached to Deed and Cancelled.)
EXCEPTING from this grant and reserving unto the Grantor, its successors and assigns, all minerals and all mineral rights of every kind and character now or hereafter discovered, including without limiting the generality of the foregoing, oil and gas and rights thereto, together with the sole exclusive and perpetual right to explore for, remove and dispose of, said minerals by any means or methods and to the extent of said described lands, upon or below the surface thereof, as may be necessary for the transportation of, said minerals and the deposit of tailings; and together with a perpetual right to remove the subjacent support from the surface of said lands, and to the extent necessary for the support of permanent structures erected thereon prior to the time said right is exercised) without thereby incurring any liability whatsoever for damages or expense

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto in anywise appertaining, and the reversion and reversions, remainders and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular the said premises, together with the said appurtenances, unto the said party of the second part, and to its successors and assigns forever.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be executed by its President and Assistant Secretary, thereto duly authorized, on the 15th day of January first above written.

(CORPORATE SEAL)

OREGON SHORT LINE RAILROAD COMPANY

Attest: L. J. Bachman
Assistant Secretary.

By A. E. Stoddard President.

STATE OF NEBRASKA)
County of Douglas) ss

On the 30th day of September, 1953, before me, a Notary Public in and for the State of Nebraska, personally appeared A. E. Stoddard, to me personally known to be the President of the Oregon Short Line Railroad Company, who being duly sworn did say that the seal of said corporation appearing on the foregoing instrument is the corporate seal of said corporation, and that said instrument was signed, sealed and executed in behalf of said corporation by authority duly conferred upon him by-laws, and acknowledged to me said instrument to be the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the 1st day of January first in this, my certificate, written.

(SEAL)

Louis Scholnick Notary Public
Residing at Omaha, Nebraska

My Commission Expires: May 10, 1954.

RECORDED NOV 13, 1953 9:44 A.M. in Book 118 of Deeds, page 144, BE OPEN to the public in the State of IDAHO, At request of Union Pacific R.R. Co., & F. A. Clark 10 So Main St., Salt Lake City, Utah.

Anna Keefe, Recorder

Fee \$2.00

INSTRUMENT NO. 297170

THIS INSTRUMENT, made this eleventh day of January in the year of our Lord one thousand Nine Hundred and Forty Five, between ANNIE C. PEOPLES, a widow, of the County of Silver Bow, State of Montana the party of the first part, and WILLIAM F. PEOPLES and MAMIE PEOPLES, DELIA PEOPLES and GEORGIA PEOPLES, of Butte, County of Silver Bow, State of Montana the parties of the second part:

WITNESSETH: That the said party of the first part, for and in consideration of the sum of \$100.00 and affection the Grantor has, who is the mother of the Grantees, for said Grantees, these presents, Grant, Bargain, Sell and Convey and Confirm unto said parties of the second part, and to their heirs and assigns forever: All that certain lot, piece or parcel of land situate, lying and being in the County of Bannock, State of Idaho, bounded and particularly described as follows, to-wit:

An undivided one half interest in and to: The NE 1/4 of SE 1/4 in Section 4; and the W 1/4 of SW 1/4 and the SE 1/4 of SW 1/4 in Section 10; also the NE 1/4 and Lot 1, Section 3; the NE 1/4 of NW 1/4 Section 10; also the NE 1/4 and Lot 1, Section 3, all in the 9 South, Range 38 E.B.M. in Idaho, containing 270.00 acres as shown on the official plat of the survey of said lands returned to the Department of the Interior by the Surveyor General. Together with any and all water rights, franchises belonging to said lands and any and all ditches, canals, reservoirs or other works used for the storage or distribution of water, and the right to the use of 80 inches of water from the canal of the Surveyor General Company.

THE UNITED STATES OF AMERICA
TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:
RECEIVED U.S. DEPARTMENT
OCT 25 1954
BUREAU OF (illegible)
IDAHO LAND OFFICE,
BOISE, IDAHO

(11:1954)

WHEREAS, a Certificate of the Land Office at Boise, Idaho, is now deposited in the Bureau of Land Management, whereby it appears that full payment has been made by the Annie Peoples according to the provisions of Chapter 7, Title 32 of the Revised Statutes of the United States and legislation supplemental thereto, for the following described land:

Boise Meridian, Idaho. T. 9 S., R. 38 E., Sec. 9, E1/4, SW1/4.

The area described contains 120 acres,

according to the Official Plat of the Survey of the said Land, on file in the Bureau of Land Management;

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT unto the said claimant and to the heirs of the said claimant the tract above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimant and to the heirs and assigns of the said claimant and forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right-of-way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat., 475) has, in the name of the United States, caused these letters to be made Patent, and the seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in the District of Columbia, the NINETEENTH day of OCTOBER in the year of our Lord one thousand nine hundred and Fifty-Four and of the Independence of the United States the one hundred and Seventy-Ninth.

(SEAL)

Patent Number 1147453

For the Director,
Bureau of Land Management.
By Rose M. Beall Acting Chief,
Patents Unit

RECORDED NOV 27 1954 9:05 A.M., In Book 120 of Deeds, Page 222, RECORDS OF BANNOCK COUNTY, STATE OF IDAHO, At request of Annie Peoples, 409 W. Cooper Street, Butte, Montana.

SARAH DEVANEY, Recorder

Fee \$ 1.50

By Twyla L. Stone, Deputy

INSTRUMENT NO. 304412

RESTLAWN MEMORIAL GARDENS, INC.
CORPORATION WARRANTY DEED

THIS INDENTURE, Made this 17th day of November, 1954,

WITNESSETH:

That the RESTLAWN MEMORIAL GARDENS, INC., a corporation, duly organized and existing under the laws of the State of Idaho, and having its principal place of business in Pocatello, County of Bannock, and State of Idaho, for and in consideration of the purchase price to it in hand paid, receipt of which is hereby acknowledged, does hereby grant, sell, convey and warrant unto Thomas B. Rishton or Marilyn Rishton of the county of Bannock, and State of Idaho, their heirs and assigns, the following lot, piece or parcel of land situated in the RESTLAWN MEMORIAL GARDENS, INC., in the County of Bannock, State of Idaho, and described as follows:

Section B, Lot 340, Spaces 1-2-3-4, according to the plat thereof filed in the Office of the County Recorder, Bannock County, State of Idaho.

TO HAVE AND TO HOLD, the above granted premises as a place of interment to the said Grantee, their heirs and assigns forever, subject however, to all laws and ordinances and to the following conditions, reservations, restrictions and rules:

That

(A). No monument or other memorial, tree, plants, objects or embellishments of any kind shall be placed upon, altered or removed from the above-described property by the Grantee without the written consent of the Corporation. All grading, landscape work and improvements of any kind, and all care on the above described property, shall be done, and all trees and plants of any kind shall be planted, trimmed or removed, and all interments, disinterments and removals, including all openings and closing of graves, shall be made only by the Corporation with its equipment. All interments shall be made subject to the use of the type of an outer container as shall be designated by the Corporation in its rules and regulations.

AM in Book 120 of Deeds at page 229, RECORDS OF BANNOCK
E. E. Tydeman Dietrich building Pocatello, Idaho.

Fee \$ 1.50

GRANT DEED

INDEMNITY, Made the 5th day of January, A.D., 1955 between Annie Peoples, a widow, of Butte, Silver Bow County, Montana the party of the first part, and Della Peoples and Georgia Peoples, single persons, all of Butte, Silver Bow County, Montana the second part, WITNESSETH, that the said party of the first part, in consideration of LOVE AND AFFECTION, this being a DEED OF GIFT, has granted and conveyed, and by these presents does grant and convey unto the said parties of the second part, and to their heirs and assigns forever, all of the following described property, situated in Bannock County, State of Idaho, to-wit:

The E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, Township 9 S., R. 38 E., Boise Meridian, containing 120 acres.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, as usually had and enjoyed;

TO have and to hold, all and singular, the said premises, together with the appurtenances, unto the said parties of the second part, and to their heirs and assigns forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand the day and year first above written.

Executed and Delivered in Presence of Annie Peoples

STATE OF MONTANA,)
COUNTY OF Silver Bow) ss.

On this 5th day of January, in the year 1955, before me E. H. Mester, a Notary Public for the State of Montana, personally appeared Annie Peoples, a widow to me personally known to be the person described in and whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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

(CHAS)

E. H. Mester
Notary Public for the State of
Montana.
Residing at Butte, Montana.
My commission expires Aug. 14, 1957

I hereby certify that the wit in instrument was filed for record in my office on January 7, 1955 at 10 minutes past 9 o'clock A.M., and recorded on page 220 in Book 120 of Deeds, Records of Bannock County, Idaho: At request of Annie Peoples, 409 W. Copper St. Butte, Montana.
Attest My hand and seal of said County: Sarah Devaney, County Recorder.

Fee, \$ 1.25

INSTRUMENT NO. 305188

Grant Deed

GRANT DEED

THIS INDEMNITY, Made the 5th day of January, A.D., 1955 between Annie Peoples, a widow, of Butte, Silver Bow County, Montana the party of the first part, and Annie Peoples, Della Peoples and Georgia Peoples, single persons, of Butte, Silver Bow County, Montana, parties of the second part, WITNESSETH, that the said party of the first part, in consideration of LOVE AND AFFECTION, this being a deed of gift, has granted and conveyed, and by these presents do grant and convey unto the said parties of the second part, and to their heirs and assigns forever all of the following described property situated in Bannock County, State of Idaho, to-wit:

The S $\frac{1}{2}$ of Lot 14, N $\frac{1}{2}$ Lot 15, Block 7 Townsite of M. Pocatello, Idaho.

TO have and to hold, all and singular, the said premises, together with the appurtenances, unto the said parties of the second part, and to their heirs and assigns forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand the day and year first above written.

Executed and delivered in presence of - Annie Peoples

STATE OF MONTANA,)
COUNTY OF SILVER BOW) ss.

On this 5th day of January, in the year 1955, before me E.H. Mester, a Notary Public

Lot 4 Section 9, the W¹/₄ of NW¹/₄ and W¹/₄SW¹/₄ Section 9, and SE¹/₄ of SE¹/₄, the SE¹/₄, Lot 5 and Lot 10, Section 4; E¹/₄NW¹/₄ and Lot 5 of Section 9, all in Township 9 South, Range 38 E.S.M. in Idaho containing 491.45 acres, according to the official Plat of Survey of said lands returned to the General Land Office by the Surveyor General.

ALSO: the right to use of two cubic feet per second of time (100) miners inches of water of Portneuf River, in Bannock County, Idaho, acquired under and by virtue of that certain Notice of Water Appropriation dated July 14, 1902, which is found of record in Book 2 of Water Appropriations at page 155 of records of Bannock County, State of Idaho and compliance with provisions of laws of State of Idaho under such appropriation.

ALSO and Right to use of two cubic feet per second of time (100 miners inches) of waters of Portneuf River in Bannock County, Idaho, acquired under and by virtue of that certain Notice of Water Appropriation dated May 11, 1899, which is found of record in Book 1 of Water Appropriations at page 290 of the records of Bannock County, Idaho and compliance with the provisions of laws of the State of Idaho under such appropriation.

The Grantor herein, however, expressly reserves unto herself a life estate in and to the above described premises and in and to the rents and profits thereof, all of which shall cease on the death of said Grantor.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said parties of the second part, and to their heirs and assigns forever and the said party of the first part, and her heirs warrant the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns against the said party of the first part, and - and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said party of the first part has hereunto set her hand and seal the day and year first above written.

Signed, Sealed and Delivered
in the Presence of:
O. R. Baum

Annie Peoples (SEAL)

STATE OF IDAHO,)
COUNTY OF BANNOCK) ss.

On this Eleventh day of January, in the year 1945, before me O. R. BAUM, a Notary Public in and for said County and State, personally appeared ANNIE C. PEOPLES, A widow known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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.

(SEAL)

O. R. Baum Notary Public
Residence: Pocatello

I hereby certify that this instrument was filed for record at the request of Mrs. Annie Peoples, 409 West Copper, Butte, Montana, at 30 minutes past 9 o'clock A.M., this 17 day of Nov. A.D. 1953, in my office and duly recorded in Book 118 of Deeds, Page 165.

Anna Keefe, Recorder

Fee \$ 2.00

INSTRUMENT NO. 297171

Correct: Kenneth J. Skinner
Right of Way Engineer

Approved: R. B. Arnold Approved: H. H. Fossbender
State Plant Engineer State Plant Superintendent

\$10.00 Received of THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH CO. Ten and no/100 Dollars, in consideration of which we hereby grant unto said Company, its successors and assigns, the right, privilege and authority to construct, operate and maintain its lines of Telephone and Telegraph, including the necessary underground conduit, poles, cables, wires and fixtures upon, over and across the property which we own, or in which we have any interest, in the

South East quarter (SE¹/₄) of the South East Quarter (SE¹/₄) in Section Twenty-two (22) and North West Quarter (NW¹/₄) of the North West Quarter (NW¹/₄) in Section Twenty-six (26) Township Nine South, Range Thirty-eight East (T9S-R38E) of the Boise Meridian,

County of Bannock and State of Idaho and upon and along the roads, streets or highways adjoining the said property, with the right to permit the attachment of the wires and fixtures of any other company, and the right to trim any trees along said lines so as to keep the wires cleared at least forty-eight inches, to erect and set the necessary guy and brace poles and anchors and to attach thereto the necessary guy wires.

Said sum being received in full payment therefor.

Witness My hand and seal this 1 day of October, A.D. 1953, at Boise, Idaho
(Postoffice Address)

32. WARNER, Cordell 1.50 c.f.s.
29-0043 1890 April 1

Said water to be diverted through a ditch having its intake about 20 rods South of the North line of Section 4, and from the East bank of the Portneuf River in Section 4, Township 9 South, Range 38 East, for the irrigation of lands lying between the River and the O.S.L.R.R. Company's right of way in Lot 4, Section 4, Township 9 South, Range 38 East.

33. HALLINAN, Thomas 1.2 c.f.s.
29-0044 1889 May 1

Said water to be diverted through the Du fee Ditch, having its intake near the Northwest corner, Lot 1, Section 9, Township 9 South, Range 38 East, for the irrigation of land in Lots 2 and 3, Section 9 same Township and Range.

34. REED, F. A. .4 c.f.s.
29-0045 1889 July 1
POD: E BANK Portneuf Riv. @
Lot 3 Sec. 4 9SR38E
POU: Lot 6 Sec. 4 9SR38E

Said water to be diverted through a ditch having its intake on the East bank of the Portneuf River, in Lot 3, Section 4, Township 9 South, Range 38 East, for the irrigation of land in Lot 6, Section 4, Township 9 South, Range 38 East. CROSSES RIVER?

35. BYINGTON, Jas. H. .40 c.f.s.
29-0046 1902 July 14

Said water to be diverted through a ditch having its intake on the West side of the Portneuf River, which point bears North thirty degrees and thirty minutes East, 2110 feet, from the Southwest corner of Section 28, Township 8 South, Range 38 East, for the irrigation of 20 acres in the West half of the West half of Section 4, Township 9 South, Range 38 East.

36. REESE, Noah 2.26 c.f.s.
29-0047 1889 July 1 (113 inches)
Tr. 620

Said water to be diverted through the Reese ditch. The point of diversion of the said Reese ditch bears South 83 degrees East, 1225 feet, from the Northeast corner of Section 16, Township 9 South, Range 38 East for the irrigation of 10 acres, of land in Lot 1; 10.2 acres in the Southwest quarter of the Northwest quarter, 30 acres in the North half of the Southwest quarter, 4.5 acres in Lot 2, all in Section 15, Township 9 South, Range 38 East; 20.3 acres in Lot 1 Section 16, Township 9 South, Range 38 East.

37. LAVA IRRIGATION COMPANY 20.5 c.f.s.
29-0048 COMPANY
1904 February 11

Said water to be diverted through the Lava Irrigation Company's canal, which diverts water from the Portneuf River in Lot 3, Section 10, Township 9 South, Range 38 East; from the Southwest corner of Section 10, the point of diversion bears North 3 degrees East, 2130 feet, for the irrigation of land under the Company's canal, described as follows: 45.1 acres in Lot 5, Section 20; 12 acres in the Southwest quarter of the Northwest quarter Section 20; 36.92 acres in the Northeast quarter of the Northeast quarter, 40.16 acres in the Nor

Revised
3/28/02
HAX

INDIAN FALLS WATER USERS ASSOCIATION

CHARTER

Be it known to all persons that on this date, *March 23, 2002*, the Indian Falls Property Owners Association does hereby establish a Water Users Association pursuant to Title 42-1301 of Idaho Code, for delivery of irrigation water to those qualifying lands within the Indian Falls Recreational Development. The aforementioned Association shall be known as the Indian Falls Water Users Association.

Article I --- Water Rights

The source of the irrigation water claimed for use by the Indian Falls Water Users Association is the Portneuf River, a tributary to the Snake River. The subject water is currently allocated for use by claim of water rights filed in 1990 by the Indian Falls Property Owners Association but is subject to final use recommendations of the Idaho State Department of Water Resources as decreed by the Snake River Basin Adjudication Court. These water rights so claimed by the Indian Falls Property Owners Association are identified as follows:

<u>Water Right Number</u>	<u>Priority Date</u>	<u>current allowed amount</u>
A29-00046	July 14, 1902	0.4 C.F.S.
A29-12078	May 1, 1889	1.2 C.F.S.
A29-12079	July 1, 1889	4.4 C.F.S.

The present points of diversion for the subject water rights are as follows:

A29-00046	NWSW	Sec. 28	08S38E
A29-12078	NESW	Sec. 28	08S38E
A29-12079	NESW	Sec. 28	08S38E

The quantity of water recommended may be less than allowed under the 1990 claims. Points of diversion and place of use may also be modified.

Article II ---Qualifying Lands

Lands qualified for irrigation with water by decreed water rights using delivery systems owned and operated by the Indian Falls Water Users Association must lie within the irrigatable lands survey boundaries as determined by the Idaho State Department of Water Resources lands survey completed during 2001. These qualifying lands include those privately owned parcels with a water right included in a deed of trust or like