

July 15, 2002

Craig L. Saxton
Department of Water Resources
2735 Airport Way
Boise, Id. 83705-5082

Dear Craig:

I am mailing under separate cover the \$50.00 fee for the amended claim (#29-00294F and new Jackson Creek claim and the property deed information you requested.

You mentioned that you would be in my area on July 16 - 17 to verify that the ditch water can make it to my property. I will not be home, but the head gate will be easy for you to find. It's just beyond the backyard "green grass" portion of my lawn and located inside the ditch on the North side of the property. The ditch water comes across my neighbor's (Arnold Davis) lawn and is diverted to my place from there. If you have any problems locating, try Arnold's house or my cell phone @ 208-241-8093.

Hope this helps in resolving this long belabored issue.

Sincerely,

A handwritten signature in cursive script that reads "Ben Chavers". The signature is written in dark ink and is positioned below the word "Sincerely,".

Ben Chavers

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7109 Priority Jan. 12, 1973 Amount 0.04 cfs

THIS IS TO CERTIFY, that Jeff L. Webster &/or Judith C. Webster
of Inkom, Idaho, has complied with the terms and conditions of Permit
No. 29-7109 issued pursuant to Application for Permit dated January 12, 1973
and has submitted proof to the Department of Water Resources on February 28, 1975
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from a ground water source
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.04</u> cfs and	<u>1.2 acre feet</u>
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u>	at <u>0.04</u> cfs and	<u>7.0 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.5 af per acre</u>

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
8.2 acre feet per year, said waters to be diverted within the SE¹₄SE¹₄ of Sec. 22,
Twp. 7 S, Rge. 36 E, B. M. in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NE ¹ ₄				NW ¹ ₄				SW ¹ ₄				SE ¹ ₄				Totals
			NE ¹ ₄	NW ¹ ₄	SW ¹ ₄	SE ¹ ₄	NE ¹ ₄	NW ¹ ₄	SW ¹ ₄	SE ¹ ₄	NE ¹ ₄	NW ¹ ₄	SW ¹ ₄	SE ¹ ₄	NE ¹ ₄	NW ¹ ₄	SW ¹ ₄	SE ¹ ₄	
<u>7 S</u>	<u>36 E</u>	<u>22</u>																<u>X</u>	<u>Two</u>

Total number of acres irrigated Two

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 15 day of
November, 19 76.

Director

2-1

1-26282-5

WARRANTY DEED

576945

For Value Received JEFFREY LEON WEBSTER and JUDITH C. WEBSTER,
husband and wife

the grantor^S, do hereby grant, bargain, sell and convey unto

BEN CHAVERS and ELMA LOUISE CHAVERS,
husband and wife

whose current address is

241, Box 99E, Inkam, ID

the grantee^S, the following described premises, in Bannock County Idaho, to wit:

PARCEL 1: A tract of land in the SE1/4SE1/4 of Section 22, Township 7 South, Range 36 E.B.M., Bannock County, Idaho, and described as follows: Beginning at the Southwest corner of the SE1/4SE1/4 of Section 22, Township 7 South, Range 36 E.B.M.; thence North 0°02' West, along the East 1/16 line of said Section 22, 126.5 feet; thence South 88°59' East, 1000.8 feet more or less to the Westerly right of way of the Inkam Road; thence South 14°51' East along said right of way 131.5 feet, more or less, to the South line of said Section 22; thence North 88°59' West, 1034.4 feet, more or less, to the point of beginning; excepting therefrom that portion of the SE1/4SE1/4 Section 22, Township 7 South, Range 36 E.B.M., Bannock County, Idaho, described as follows:

Beginning at the intersection of the Westerly right of way line of Inkam Road with the South line of said Section; thence along said South line West 308.84 feet; thence North 76 feet, thence parallel with said South line, East 287.24 feet to said Westerly right of way line; thence along said Westerly right of way line South 14°51' East, 79.01 feet to the point of beginning. Part of Lot 1, Block 1, Murdock Subdivision...

PARCEL 2: That portion of the SE1/4SE1/4, Section 22, Township 7 South, Range 36 E.B.M., Bannock County, Idaho, described as follows: Beginning at the intersection of the Westerly right of way line of Inkam Road with the South line of said Section; thence along said South Line, West 308.84 feet; thence North 76 feet; thence parallel with said South Line, East 287.24 feet to said Westerly right of way line; thence along said Westerly right of way line, South 14°51' East 79.01 feet to the Point of Beginning; Part of Lot 1, Block 1, Murdock Subdivision

Dated: May 27, 1977

Jeffrey Leon Webster

Judith C. Webster

STATE OF IDAHO, COUNTY OF Bannock

On this 27th day of May, 1977
before me, a notary public in and for said State, personally
appeared Jeffrey Leon Webster and
Judith C. Webster, husband and wife

NOTARY SEAL

known to me to be the person^S whose name^S are
subscribed to the within instrument, and acknowledged to
me that they have executed the same.

Notary Public

Residing at Pocatello, Idaho

Comm. Expires 4-21-79

576945

NO.
RECORDED AT REQUEST OF
Am. Land Title Co.

MAY 27 4 54 PM '77

303

BANNOCK COUNTY, IDAHO
RECORDED

2.00-fee In