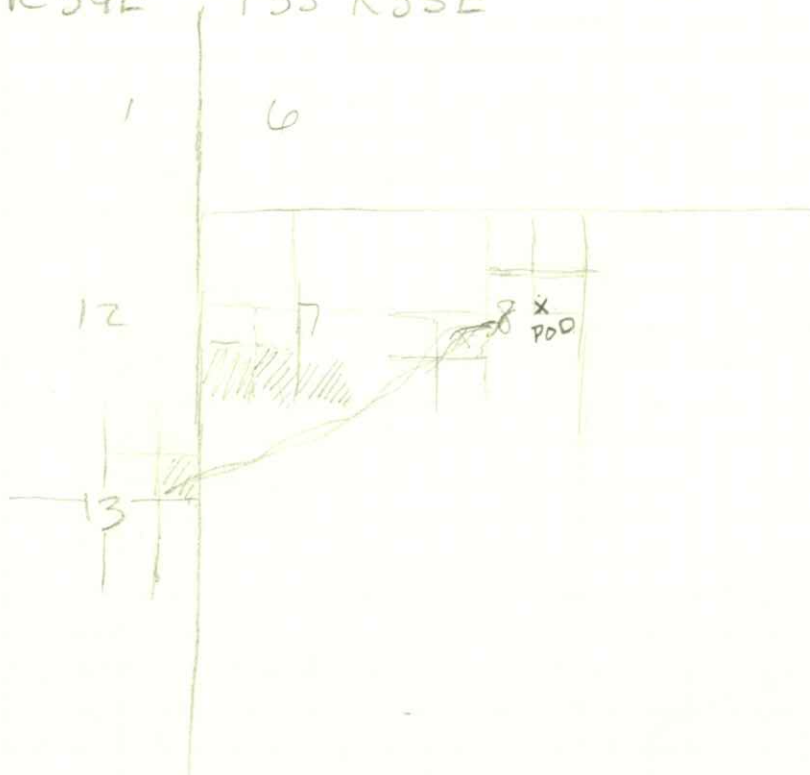


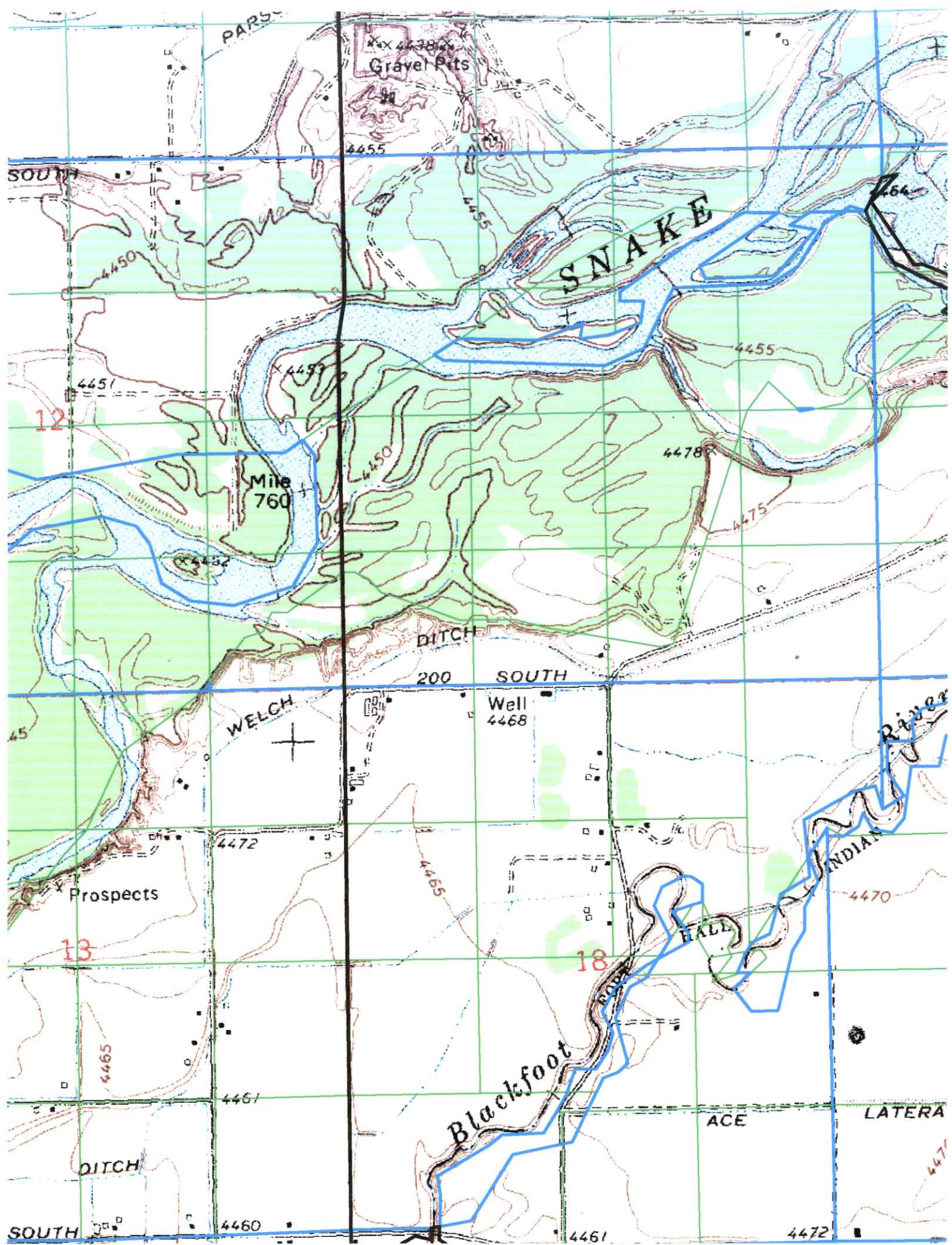
NESW + L-7 Sec 8 T3S R35E
F.S. L-3 & SESE Sec. 7

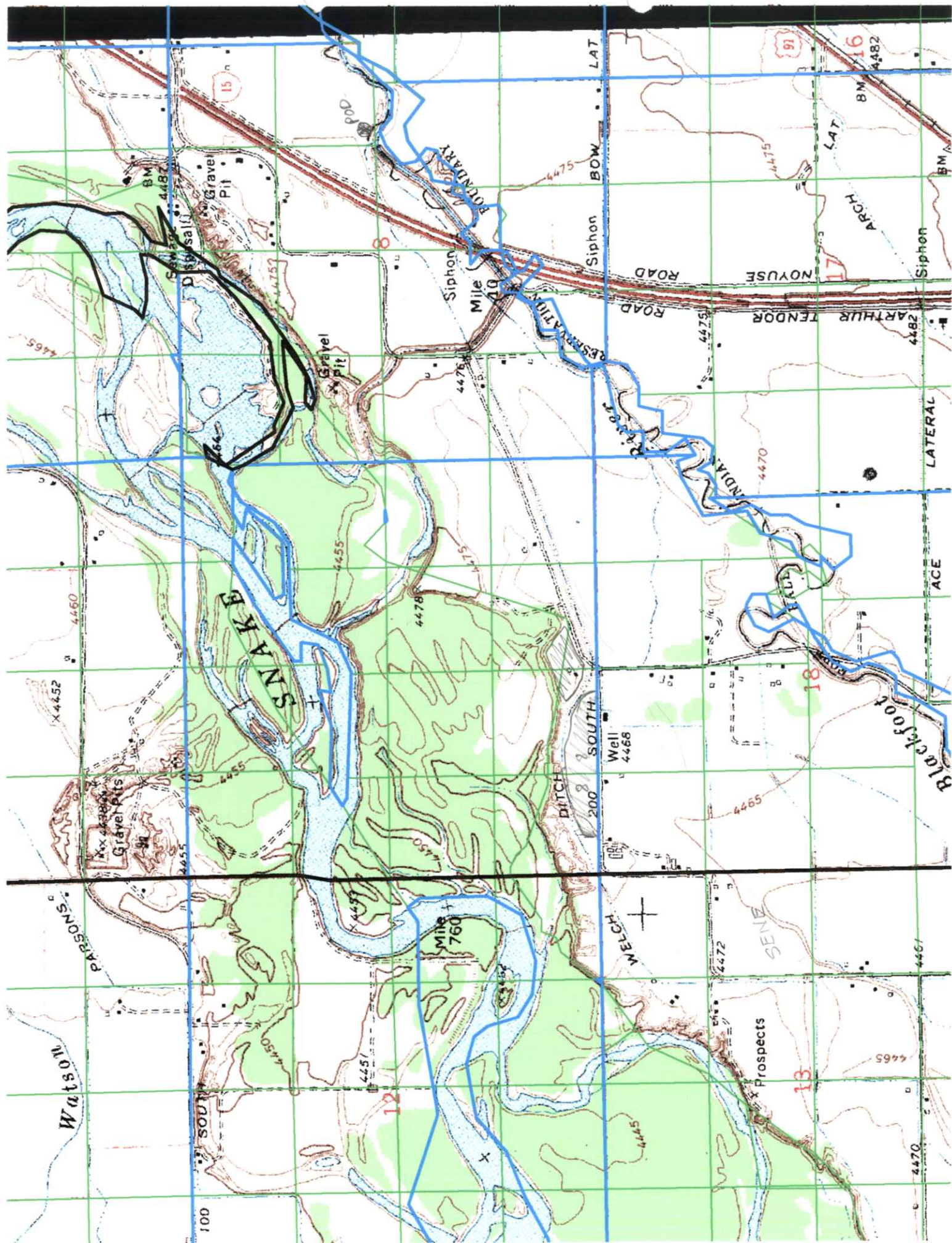
Through SENE Sec. 13, T3S, R34E.
100 yards N. of NW corner Ezell's field.

T3S, R34E T3S R35E



1-23-04
Analysis of ditch right away. CB





Right-of-way for ditch

BK-13 pg 395

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Mary Edwards,

TO

No. 23870

J. W. Ezell.

This Indenture, made the 21st day of December, in the year of our Lord, one thousand nine hundred and eight, between Mary Edwards, a widow,

of the County of Bingham, and State of Idaho, the part Y of the first part and J. W. Ezell,

of the County of Bingham, and State of Idaho, the part Y of the second part.

WITNESSETH: That the said part Y of the first part, for and in consideration of the sum of One hundred forty and no/100 (\$140.00) DOLLARS

lawful money of the United States of America to her in hand paid by the said part Y of the second part, the receipt whereof is hereby acknowledged, do by these presents grant, sell, bargain and convey and confirm unto the said part Y of the second part, and to his heirs and assigns forever, all the certain lot piece or parcel of land situate, lying and being in the County of Bingham and State of Idaho, and bounded and described as follows, to-wit:

An undivided one-sixth interest representing a right of way for Fifty inches of water measured under a four (4) inch pressure through and in the following described ditch, to-wit: Beginning at the dam constructed across the Blackfoot river, known as the Stevens' dam extending through the field of John Kirkpatrick or what is known as the old Garrett field in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and lot seven (7) of section 8, twp. 3 south, of range 35 E. B. M., thence through the land of F. S. Stevens being lot 8 and SE $\frac{1}{4}$ of section 7, in said township and range, thence through the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of section 13, twp. 3 south of range 34 E. B. M. to a point about 100 yards north of the northwest corner of Ezell's field (being the land last above described) which said point will be the point of diversion of the water belonging to the first party herein.

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 thereto incident, unto the said part Y of the second part, and to his heirs and assigns forever, and the said part Y of the first part and her heirs, and the said premises in a quiet and peaceable possession of the said part Y of the second part, his heirs and assigns, against the said part Y of the first part and her heirs, and against all and every person and 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

Mary X Edwards (SEAL)
her mark (SEAL)
(SEAL)
(SEAL)

W. A. Beakley and also witness to

mark Charles Edwards, also witness

STATE OF IDAHO,

County of Bingham,

ss.

I DO HEREBY CERTIFY THAT, On this 21st day of December, in the year of 1908, before me William A. Beakley a notary public,

in and for said County and State, personally appeared Mary Edwards

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Blackfoot, Idaho, the day and year first above written.

(Seal)

William A. Beakley,
Notary Public.

My commission expires February 4, 1909. 190

Recorded at the request of J. W. Ezell Dec., 21, 1908 at 3:30 p. m.

Recorder's fees \$

H. B. Curtis, Recorder.
By [Signature] Deputy Recorder.