

RECEIVED

FEB 08 2012

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
35-13507	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Ray + Betty Funk
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

MPH Farms
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or

2935 W. 2050 S.

Mailing address

Aberdeen

City

ID 83210

State

ZIP

208 221 4352

Telephone

daryl@bullydog.com

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: Jan 27, 2009

6. This form must be signed and submitted with the following **REQUIRED** items: Deed is scanned under 35-7760

- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- Filing fee (see instructions for further explanation):
 - \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.

7. Signature:

[Signature]
Signature of new owner/claimant

Partner
Title, if applicable

2-7-12
Date

Signature:

[Signature]
Signature of new owner/claimant

[Signature]
Title, if applicable

[Signature]
Date

For IDWR Office Use Only

Received by [Signature]

Date [Signature]

Receipt No. [Signature]

Receipt Amt. [Signature]

Approved by [Signature]

Processed by [Signature]

Date 2/8/2012

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2240 E. Center
Pocatello, ID 83201

Instrument # 603196
BINGHAM COUNTY, IDAHO
02-05-2009 02:01:00 PM No. of Pages: 4
Recorded for: FIRST AMERICAN TITLE - BL
SARA J. STAUB Fee: 12.00
Ex-Officio Recorder Deputy CMiles
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 267526-P (ci)

Date: January 27, 2009

For Value Received, **Ray Funk Farms Family Limited Partnership**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **MPH Farms, an Idaho General Partnership**, hereinafter called the Grantee, whose current address is 2050 S. 2950 West, Aberdeen, ID 83210, the following described premises, situated in Bingham County, Idaho, to-wit:

TOWNSHIP 6 SOUTH, RANGE 30 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO.
SECTION 12: LOTS 1 AND 2, E $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$

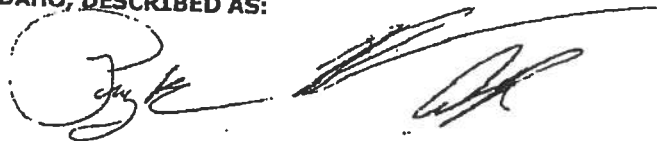
SECTION 18: LOTS 2, 3 AND 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, AND A PORTION OF THE SE $\frac{1}{4}$ NW $\frac{1}{4}$
DESCRIBED AS:
BEGINNING AT THE NW CORNER OF THE SE $\frac{1}{4}$ NW $\frac{1}{4}$ OF SAID SECTION 18; AND RUNNING
THENCE EAST 30 RODS; THENCE SOUTH 80 RODS; THENCE WEST 30 RODS; THENCE NORTH
80 RODS TO THE POINT OF BEGINNING.

EXCEPT: A PORTION OF THE SE $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 18, TOWNSHIP 6 SOUTH, RANGE 31
EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS:
BEGINNING AT THE CENTER OF SAID SECTION 18, AND RUNNING THENCE WEST ALONG
THE SOUTH LINE OF THE SE $\frac{1}{4}$ NW $\frac{1}{4}$ OF SAID SECTION 50 RODS, TO A POINT 30 RODS EAST
OF THE SW CORNER OF SAID SE $\frac{1}{4}$ NW $\frac{1}{4}$; THENCE NORTH 25 FEET; THENCE EAST 50 RODS
TO THE N-E SECTION CENTERLINE; THENCE SOUTH 25 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPT: BEGINNING AT THE NE CORNER OF THE NE $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 18,
TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, AND
RUNNING THENCE WEST 154 FEET; THENCE SOUTH 124 FEET; THENCE EAST 154 FEET;
THENCE NORTH 124 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPT: BEGINNING AT A POINT 124 FEET SOUTH OF THE NE CORNER OF THE
NE $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 18, TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN,
BINGHAM COUNTY, IDAHO, AND RUNNING THENCE WEST 154 FEET; THENCE NORTH 124
FEET; THENCE WEST 151 FEET; THENCE SOUTH 155 FEET; THENCE EAST 305 FEET; THENCE
NORTH 31 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPT: A PORTION OF THE NE $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 18, TOWNSHIP 6 SOUTH, RANGE
31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS:



603196

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2240 E. Center
Pocatello, ID 83201

Recorded Electronically	
ID	603196
County	BINGHAM
Date	2/5/09 Time 2:01 PM
Simplifile.com 800.460.5657	

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 267526-P (cl)

Date: January 27, 2009

For Value Received, **Ray Funk Farms Family Limited Partnership**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **MPH Farms, an Idaho General Partnership**, hereinafter called the Grantee, whose current address is

205D S. 295D West, Aberdeen, ID 83210, the following described premises, situated in **Bingham County, Idaho**, to-wit:

TOWNSHIP 6 SOUTH, RANGE 30 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO.
SECTION 12: LOTS 1 AND 2, E $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$

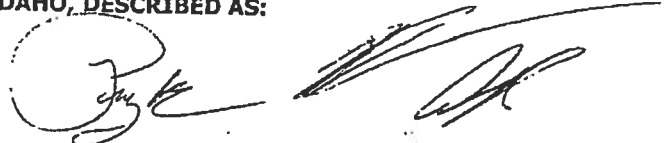
SECTION 18: LOTS 2, 3 AND 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, AND A PORTION OF THE SE $\frac{1}{4}$ NW $\frac{1}{4}$ DESCRIBED AS:
BEGINNING AT THE NW CORNER OF THE SE $\frac{1}{4}$ NW $\frac{1}{4}$ OF SAID SECTION 18; AND RUNNING THENCE EAST 30 RODS; THENCE SOUTH 80 RODS; THENCE WEST 30 RODS; THENCE NORTH 80 RODS TO THE POINT OF BEGINNING.

EXCEPT: A PORTION OF THE SE $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 18, TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS:
BEGINNING AT THE CENTER OF SAID SECTION 18, AND RUNNING THENCE WEST ALONG THE SOUTH LINE OF THE SE $\frac{1}{4}$ NW $\frac{1}{4}$ OF SAID SECTION 50 RODS, TO A POINT 30 RODS EAST OF THE SW CORNER OF SAID SE $\frac{1}{4}$ NW $\frac{1}{4}$; THENCE NORTH 25 FEET; THENCE EAST 50 RODS TO THE N-E SECTION CENTERLINE; THENCE SOUTH 25 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPT: BEGINNING AT THE NE CORNER OF THE NE $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 18, TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, AND RUNNING THENCE WEST 154 FEET; THENCE SOUTH 124 FEET; THENCE EAST 154 FEET; THENCE NORTH 124 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPT: BEGINNING AT A POINT 124 FEET SOUTH OF THE NE CORNER OF THE NE $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 18, TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, AND RUNNING THENCE WEST 154 FEET; THENCE NORTH 124 FEET; THENCE WEST 151 FEET; THENCE SOUTH 155 FEET; THENCE EAST 305 FEET; THENCE NORTH 31 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPT: A PORTION OF THE NE $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 18, TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS:



BEGINNING 155 FEET SOUTH OF THE NE CORNER OF THE NE $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 18 AND RUNNING WEST 305 FEET; THENCE SOUTH 128 FEET; THENCE EAST 305 FEET; THENCE NORTH 128 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM: A PARCEL OF LAND IN THE NE $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 18, TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS:

BEGINNING AT THE SE CORNER OF THE NE $\frac{1}{4}$ SW $\frac{1}{4}$ (SC 1/16 CORNER); THENCE S. 89°44'16" W. ALONG THE SOUTH LINE OF SAID NE $\frac{1}{4}$ SW $\frac{1}{4}$ A DISTANCE OF 521.74 FEET; THENCE N. 00°11'29" W. LEAVING SAID SOUTH LINE 596.32 FEET; THENCE N. 89°05'01" E. 521.78 FEET TO A POINT ON THE EAST LINE OF THE SAID NE $\frac{1}{4}$ SW $\frac{1}{4}$; THENCE S. 00°11'29" E. ALONG SAID EAST LINE 602.28 FEET TO THE POINT OF BEGINNING.

SECTION 19: COMMENCING AT THE SW CORNER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, AND RUNNING THENCE N. 89°47'00" E. 2048.97 FEET ALONG THE SECTION LINE TO THE CENTER LINE OF THE HIGH LINE CANAL; THENCE ALONG SAID CENTERLINE THE FOLLOWING TEN (10) COURSES: N. 69°59'02" E. 573.99 FEET; THENCE N. 41°47'25" W. 389.99 FEET; THENCE N. 20°17'25" W. 203.39 FEET; THENCE N. 01°42'21" W. 331.04 FEET; THENCE N. 24°23'36" W. 444.90 FEET; THENCE N. 33°45'26" W. 320.90 FEET; THENCE N. 77°08'09" W. 418.38 FEET; THENCE N. 29°12'52" W. 361.72 FEET; THENCE N. 25°16'28" E. 299.83 FEET; THENCE N. 13°58'04" E. 319.38 FEET TO THE END OF SAID CENTERLINE; THENCE N. 89°34'49" E. 888.29 FEET; THENCE N. 00°18'11" E. 2694.94 FEET TO THE N $\frac{1}{4}$ CORNER OF SAID SECTION 19; THENCE S. 89°38'12" W. 2471.89 FEET ALONG THE SECTION LINE TO THE NW CORNER OF SAID SECTION 19; THENCE S. 00°40'09" E. 2681.35 FEET ALONG THE SECTION LINE TO THE W $\frac{1}{4}$ CORNER OF SAID SECTION 19; THENCE S. 00°40'09" E. 2683.33 FEET ALONG THE SECTION LINE TO THE POINT OF BEGINNING.

EXCEPT: A PARCEL OF LAND IN THE NW $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS: COMMENCING AT THE NW CORNER OF SAID SECTION 19 WHICH IS MONUMENTED WITH A 5/8" REBAR WITH THE ALUMINUM CAP PLS 843; THENCE N. 89°51'05" E. ALONG THE NORTH LINE OF SAID SECTION 1039.07 FEET; THENCE S. 02°15'42" E. 201.00 FEET TO A 1/2" REBAR WITH PLASTIC CAP PLS 843; THENCE S. 89°51'05" W. 1044.78 FEET TO THE WEST LINE OF SAID SECTION 19; THENCE N. 00°37'55" W. ALONG SAID WEST LINE 200.87 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPT: BEGINNING AT A POINT 595 FEET EAST AND 25 FEET NORTH OF THE SW CORNER OF SECTION 19, TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO AND RUNNING THENCE EAST ALONG THE COUNTY ROAD 900 FEET; THENCE NORTH 10 FEET; THENCE WEST 900 FEET; THENCE SOUTH 10 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH ALL WATER AND WATER RIGHTS APPURTENANT TO SAID LANDS, INCLUDING BUT NOT LIMITED TO THE FOLLOWING:

THOSE CERTAIN WATER RIGHTS DESCRIBED AS:

35-13511 (OLD #35-02521) - PRIORITY DATE 12-12-1957
DECREED DATE 01/31/2002
1.1 CFS 282 AFY

35-13511 (OLD # 35-02470) - PRIORITY DATE 7-23-1956
DECREED DATE 1-31-2002
.88 CFS 208 AFY

35-13513 (OLD # 35-0252) - PRIORITY DATE 7-14-1958
DECREED 1-31-2001
1.6 CFS 292 AFY

35-2423 - PRIORITY DATE 5-11-1955
DECREED DATE 1-31-2002
2.60 CFS 544.0 APY

35-2306 - PRIORITY DATE 03-03-1953
DECREED 1-31-2002

35-8197 - PRIORITY DATE 5-11-1989 - LICENSE 7-7-1995
DOMESTIC 35-11074 FOR .04 CFS - PRIORITY DATE 6-1-1925
TOTAL AMOUNT FOR IRRIGATION 3.94 CFS

ABERDEEN/SPRINGFIELD CANAL CO. - 80 SHARES
CERTIFICATE #4011

35-07760 - PRIORITY DATE 12-16-1977
LICENSE DATE 9-18-1986

ABERDEEN/SPRINGFIELD CANAL CO. - 80 SHARES
CERTIFICATE #4433

NORTH 35-2072 - PRIORITY DATE 03-17-1947
1.2 CFS - 304 AFY

SOUTH 35-8791 - PRIORITY DATE 6-2-1989
PERMIT DATE 6-12-1991
LICENSE DATE 9-24-1996
1.55 CFS

TOTAL CFS = 2.75

ABERDEEN/SPRINGFIELD CANAL 160 SHARES
CERTIFICATE # 5263

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 its 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.

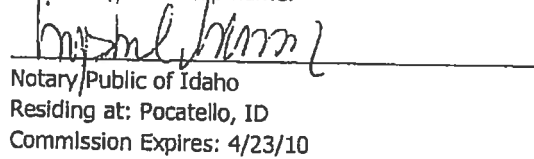
Ray Funk Farms Family Limited Partnership

By: Raymond F. Funk, Partner
Raymond F. Funk, Partner

Ray Funk Farms Family Limited Partnership

By: Betty L. Funk, Partner
Betty L. Funk, Partner

On this 29th day of January, 2009, before me, a Notary Public in and for said State, personally appeared **Raymond F. Funk, partner and Betty L. Funk, partner**, known or identified to me to be one of the partners in the partnership of **Ray Funk Farms Family Limited Partnership**, and the partner or one of the partners who subscribed said partnership name to the foregoing Instrument, and acknowledged to me that they executed the same in said partnership name.



RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2240 E. Center
Pocatello, ID 83201

Instrument # 603197
BINGHAM COUNTY, IDAHO
02-05-2009 02:01:00 PM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BL
SARA J. STAUB Fee: 6.00
Ex-Officio Recorder Deputy CMiles
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

For Value Received, Raymond F. Funk and Betty Lou Funk, Trustee or the successor Trustee, of the Raymond and Betty Lou Funk Revocable Trust, being a trust created under instrument dated February 14, 1990, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto MPH Farms, an Idaho General Partnership, hereinafter called the Grantee, whose current address is 2950 S 2950 West, Aberdeen, ID 83210, the following described premises, situated in Bingham County, Idaho, to-wit:

TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO.
SECTION 17: W $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$

EXCEPT: A PORTION OF THE SW $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 17, TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS:
BEGINNING AT A POINT ON THE WEST LINE OF SECTION 17, TOWNSHIP 6 SOUTH, RANGE 31, EAST, BOISE MERIDIAN WHICH POINT BEARS S. 0°15' E. A DISTANCE OF 2.0 FEET FROM THE W $\frac{1}{4}$ CORNER OF SAID SECTION 17 (WHICH POINT OF BEGINNING LIES 34.0 FEET SOUTH AND 58.5 FEET WEST OF THE SW CORNER OF A DWELLING, AND WHICH SAME POINT IS APPROXIMATELY COINCIDENT WITH OLD HIGHWAY NO 39, STATE AID PROJECT NO. 134-E, STATION 1007-50); THENCE N. 89°40' E. A DISTANCE OF 184.2 FEET; THENCE N. 0°44' W. A DISTANCE OF 122.9 FEET; THENCE N. 89°32' W. A DISTANCE OF 183.1 FEET TO A POINT ON THE WEST LINE OF SAID SECTION 17; THENCE S. 0°15' E. A DISTANCE OF 125.5 FEET, MORE OR LESS, ALONG THE WEST LINE OF SAID SECTION 17 TO THE POINT OF BEGINNING.

ALSO EXCEPT: A PARCEL OF LAND LOCATED IN THE SW $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 17, TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS:
BEGINNING AT A POINT ON THE WEST LINE OF SECTION 17, WHICH POINT BEARS N. 0°15' W. A DISTANCE OF 722.70 FEET FROM THE W $\frac{1}{4}$ CORNER OF SAID SECTION 17, THE TRUE POINT OF BEGINNING; THENCE N. 89°03' E. A DISTANCE OF 331.20 FEET; THENCE N. 0°15' W. A DISTANCE OF 232.50 FEET; THENCE N. 89°21' W. A DISTANCE OF 328.50 FEET, MORE OR LESS, TO THE WEST LINE OF SECTION 17; THENCE S. 0°15' E. A DISTANCE OF 239.40 FEET TO THE TRUE POINT OF BEGINNING.

TOGETHER WITH ALL WATER AND WATER RIGHTS APPURTENANT TO SAID LANDS, INCLUDING BUT NOT LIMITED TO THE FOLLOWING:

THOSE CERTAIN WATER RIGHTS DESCRIBED AS:

35-13511 (OLD #35-02521) - PRIORITY DATE 12-12-1957
DECREED DATE 01/31/2002
1.1 CFS 282 AFY

35-13511 (OLD # 35-02470) - PRIORITY DATE 7-23-1956
DECREED DATE 1-31-2002
.88 CFS 208 AFY

35-13513 (OLD # 35-0252) - PRIORITY DATE 7-14-1958
DECREED 1-31-2001
1.6 CFS 292 AFY

35-2423 - PRIORITY DATE 5-11-1955
DECREED DATE 1-31-2002
2.60 CFS 544.0 APY

35-2306 - PRIORITY DATE 03-03-1953
DECREED 1-31-2002
35-8197 - PRIORITY DATE 5-11-1989 - LICENSE 7-7-1995
DOMESTIC 35-11074 FOR .04 CFS - PRIORITY DATE 6-1-1925
TOTAL AMOUNT FOR IRRIGATION 3.94 CFS

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2240 E. Center
Pocatello, ID 83201



Space Above This Line for Recorder's Use Only

WARRANTY DEED

For Value Received, Raymond F. Funk and Betty Lou Funk, Trustee or the successor Trustee, of the Raymond and Betty Lou Funk Revocable Trust, being a trust created under instrument dated February 14, 1990, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto MPH Farms, an Idaho General Partnership, hereinafter called the Grantee, whose current address is 2850 S 2950 West, Aberdeen, ID 83210, the following described premises, situated in Bingham County, Idaho, to-wit:

TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO.
SECTION 17: W $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$

EXCEPT: A PORTION OF THE SW $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 17, TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS:
BEGINNING AT A POINT ON THE WEST LINE OF SECTION 17, TOWNSHIP 6 SOUTH, RANGE 31, EAST, BOISE MERIDIAN WHICH POINT BEARS S. 0°15' E. A DISTANCE OF 2.0 FEET FROM THE W $\frac{1}{4}$ CORNER OF SAID SECTION 17 (WHICH POINT OF BEGINNING LIES 34.0 FEET SOUTH AND 58.5 FEET WEST OF THE SW CORNER OF A DWELLING, AND WHICH SAME POINT IS APPROXIMATELY COINCIDENT WITH OLD HIGHWAY NO 39, STATE AID PROJECT NO. 134-E, STATION 1007-50); THENCE N. 89°40' E. A DISTANCE OF 184.2 FEET; THENCE N. 0°44' W. A DISTANCE OF 122.9 FEET; THENCE N. 89°32' W. A DISTANCE OF 183.1 FEET TO A POINT ON THE WEST LINE OF SAID SECTION 17; THENCE S. 0°15' E. A DISTANCE OF 125.5 FEET, MORE OR LESS, ALONG THE WEST LINE OF SAID SECTION 17 TO THE POINT OF BEGINNING.

ALSO EXCEPT: A PARCEL OF LAND LOCATED IN THE SW $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 17, TOWNSHIP 6 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS:
BEGINNING AT A POINT ON THE WEST LINE OF SECTION 17, WHICH POINT BEARS N. 0°15' W. A DISTANCE OF 722.70 FEET FROM THE W $\frac{1}{4}$ CORNER OF SAID SECTION 17, THE TRUE POINT OF BEGINNING; THENCE N. 89°03' E. A DISTANCE OF 331.20 FEET; THENCE N. 0°15' W. A DISTANCE OF 232.50 FEET; THENCE N. 89°21' W. A DISTANCE OF 328.50 FEET, MORE OR LESS, TO THE WEST LINE OF SECTION 17; THENCE S. 0°15' E. A DISTANCE OF 239.40 FEET TO THE TRUE POINT OF BEGINNING.

TOGETHER WITH ALL WATER AND WATER RIGHTS APPURTENANT TO SAID LANDS, INCLUDING BUT NOT LIMITED TO THE FOLLOWING:

THOSE CERTAIN WATER RIGHTS DESCRIBED AS:

35-13511 (OLD #35-02521) - PRIORITY DATE 12-12-1957
DECREED DATE 01/31/2002
1.1 CFS 282 APY

35-13511 (OLD # 35-02470) - PRIORITY DATE 7-23-1956
DECREED DATE 1-31-2002
.88 CFS 208 APY

35-13513 (OLD # 35-0252) - PRIORITY DATE 7-14-1958
DECREED 1-31-2001
1.6 CFS 292 APY

35-2423 - PRIORITY DATE 5-11-1955
DECREED DATE 1-31-2002
2.60 CFS 544.0 APY

35-2306 - PRIORITY DATE 03-03-1953
DECREED 1-31-2002

35-8197 - PRIORITY DATE 5-11-1989 - LICENSE 7-7-1995
DOMESTIC 35-11074 FOR .04 CFS - PRIORITY DATE 6-1-1925
TOTAL AMOUNT FOR IRRIGATION 3.94 CFS

APN:

Warranty Deed
- continued

File No.: 267526-P (cl)
Date: 01/27/2009

**ABERDEEN/SPRINGFIELD CANAL CO. - 80 SHARES
CERTIFICATE #4011**

**35-07760 - PRIORITY DATE 12-16-1977
LICENSE DATE 9-18-1986**

**ABERDEEN/SPRINGFIELD CANAL CO. - 80 SHARES
CERTIFICATE #4433**

**NORTH 35-2072 - PRIORITY DATE 03-17-1947
1.2 CFS - 304 AFY**

**SOUTH 35-8791 - PRIORITY DATE 6-2-1989
PERMIT DATE 6-12-1991
LICENSE DATE 9-24-1996
1.55 CFS**

TOTAL CFS = 2.75

**ABERDEEN/SPRINGFIELD CANAL 160 SHARES
CERTIFICATE # 5263**

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 its 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.

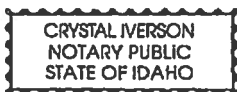
Raymond and Betty Lou Funk Revocable Trust

Raymond F. Funk, Trustee
Raymond F. Funk, Trustee

Betty Lou Funk, Trustee
Betty Lou Funk, Trustee

STATE OF Idaho)
SS.
COUNTY OF Bannock)

On this 26th day of January, 2009, before me, a Notary Public in and for said State, personally appeared **Raymond F. Funk and Betty Lou Funk**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as Trustees of the **Raymond and Betty Lou Funk Revocable Trust**, and acknowledged to me that they executed the same as such Trustees.



Crystal Iverson
Notary Public of Idaho
Residing at: Pocatello, ID
Commission Expires: 4/23/10