

11/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 1-319A

NAME AND ADDRESS: BEAR WORLD LTD LLC
PO BOX 413
REXBURG ID 83440

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.880 CFS

PRIORITY DATE: 04/01/1939

POINT OF DIVERSION:

T05N R39E S35 SESENW Within MADISON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.880 CFS

PLACE OF USE:

IRRIGATION in MADISON County

T05N R39E S27

SWNW

5.90

T05N R39E S28 Lot 4 SENE

27.00

T05N R39E S28 Lot 3 SWSE

5.80

38.7 ACRES TOTAL

Right Nos. 1-319 A and 1-10489 are limited to the irrigation of a combined total of 38.7 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Bannock Jim Canal to Nelson Corey Canal.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 1-319A

NAME AND ADDRESS:

BEAR CREST LTD LLC
PO BOX 160
REXBURG ID 83440

SOURCE:

Source:
SNAKE RIVER

Tributary:

COLUMBIA RIVER

QUANTITY:

0.930 CFS

~~0.880 CFS~~

PRIORITY DATE:

04/01/1939

POINT OF DIVERSION:

T05N R39E S35 SESENW
Within MADISON County

PURPOSE AND
PERIOD OF USE:

Purpose of use:

Period of use:

Quantity:

IRRIGATION

04/01 10/31

0.930 CFS

~~0.880 CFS~~

PLACE OF USE:

IRRIGATION within MADISON County

T05N R39E S27 SWNW 5.9

T05N R39E S28 Lot 4 SENE 27.0

T05N R39E S28 Lot 3 NESE 5.8

~~T05N R39E S28 Lot 3 SWSE 5.8~~

38.7 ACRES TOTAL

Right Nos. 1-319A and 1-10489 are limited to the irrigation of a combined total of 38.7 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The delivery of water to this right may be subject to procedures described in the United States Bureau of Reclamation "space holder" contracts and the Burley Irrigation Dist. v. Eagle, Supplemental Decree (Idaho 5th Jud. Dist., July 10, 1968) and Aberdeen-Springfield Canal Co. v. Eagle, Supplemental Decree (Idaho 7th Jud. Dist., March 12, 1969) together with the natural-flow and storage deliveries as calculated by the Idaho Department of Water Resources.

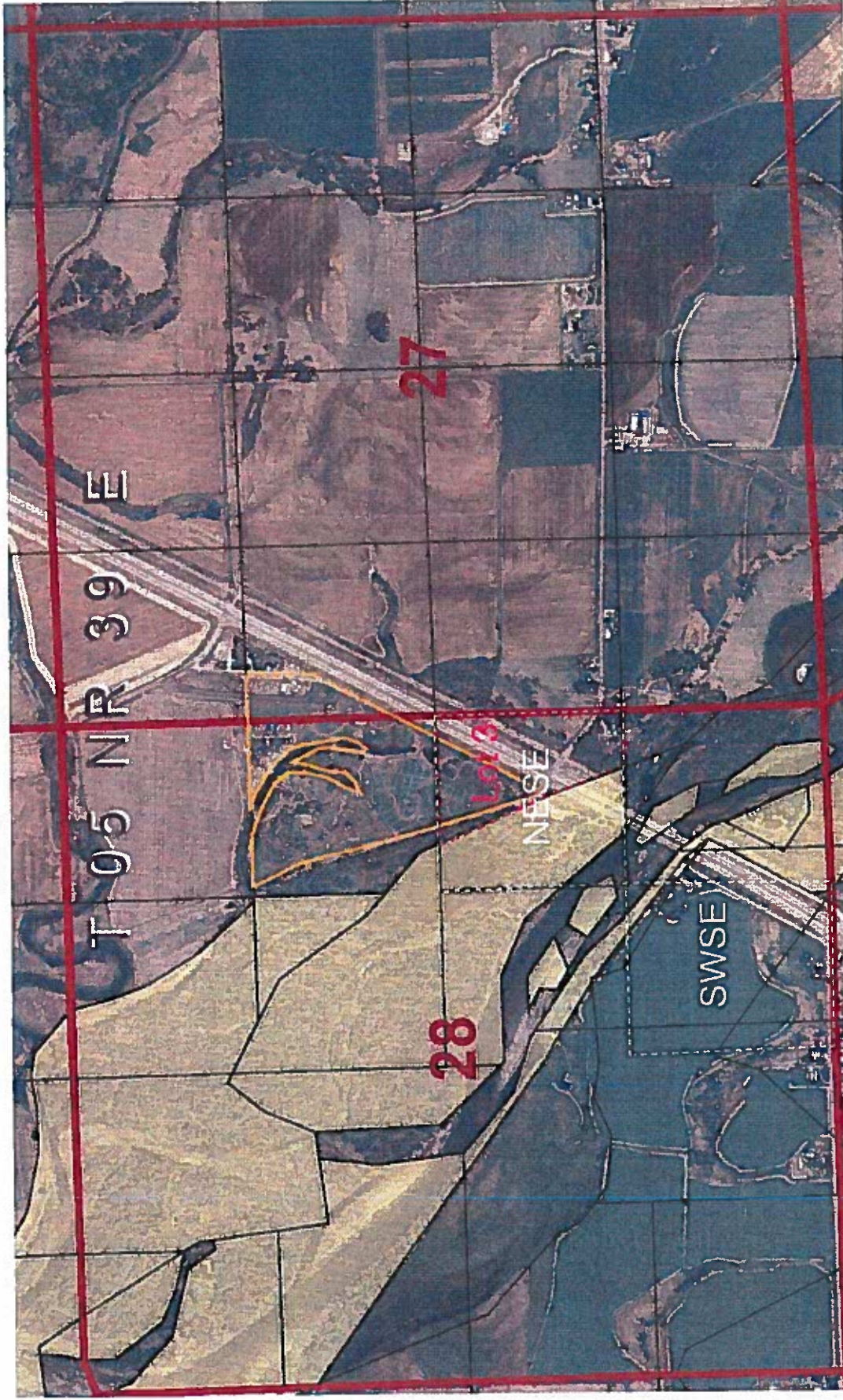
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Water is delivered through Bannock Jim Canal to Nelson Corey Canal.

01-00319A & 01-10489
Bear World LTD. LLC.



-Mixed POU:
Place of Use described as Lot 3 (SWSE) 5.80 acres, S28, T05N R39E appears to be a typographical error. Lot 3 should be described as Lot 3 (NESE) NOT Lot 3 (SWSE). The SWSE contains both private and public lands. Please clarify intended location to be that of Lot 3 (NESE).

12/16/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 1-319A
NAME AND ADDRESS: BEAR WORLD LTD LLC
PO BOX 413
REXBURG ID 83440
SOURCE: SNAKE RIVER
QUANTITY: 0.880 CFS
PRIORITY DATE: 04/01/1939
POINT OF DIVERSION: T05N R39E S35 SESENN Within MADISON County
PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	0.880 CFS

PLACE OF USE: IRRIGATION in MADISON County

Section	Acres	Section	Acres
T05N R39E S27 ESWNW	5.90	T05N R39E S28 Lot 4 SESE	27.00
Mixed T05N R39E S28 Lot 3 ESWSE 5.80			
38.7 ACRES TOTAL			

Right Nos. 1-319 A and 1-10489 are limited to the irrigation of a combined total of 38.7 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The delivery of water to this right may be subject to procedures described in the United States Bureau of Reclamation "space holder" contracts and the Burley Irrigation Dist. v. Eagle, Supplemental Decree (Idaho 5th Jud. Dist., July 10, 1968) and Aberdeen-Springfield Canal Co. v. Eagle, Supplemental Decree (Idaho 7th Jud. Dist., March 12, 1969) together with the natural-flow and storage deliveries as calculated by the Idaho Department of Water Resources.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Bannock Jim Canal to Nelson Corey Canal.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Water Right Report 1-319

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN L NELSON
	. ID

Status: Active

COLUMBIA RIVER

JEFFERSON County

IRRIGATION

Tw	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
05N	39E	27	X	X	X	X										X			
05N	39E	28				X L 4					X L 3	X	X	X			X L 3		

Dates and Other Information:

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Water Rights: 1-319A & 1-10489

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

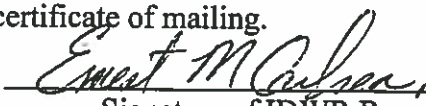
IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party BEAR WORD LTD LLC-BEAR CREST LTD LLC
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: Feb 20, 2008


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on February 21, 2008, I mailed the original and copies of this form to the following persons, postage-prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
Bear World LTD LLC
PO Box 413
Rexburg ID 83440

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Bear Crest LTD LLC
PO Box 160
Rexburg ID 83440

4. One copy to:

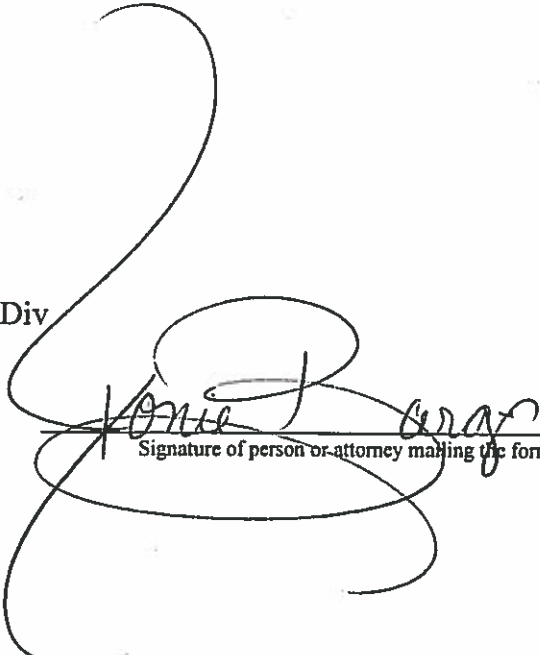
Each party in the subcase, or attorney of record
Michael Ferguson
PO Box 160
Rexburg ID 83440

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

02/15/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 1-319A

NAME AND ADDRESS: BEAR CREST LTD LLC
PO BOX 160
REXBURG ID 83440

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.930 CFS

PRIORITY DATE: 04/01/1939

POINT OF
DIVERSION: T05N R39E S35 SESENW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.930 CFS

PLACE OF USE: IRRIGATION in MADISON County

T05N R39E S27	SWNW	5.90	T05N R39E S28 Lot 4 SENE	27.00
T05N R39E S28 Lot 3	NESE	5.80		

38.7 ACRES TOTAL

Right Nos. 1-319 A and 1-10489 are limited to the irrigation of a combined total of 38.7 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The delivery of water to this right may be subject to procedures described in the United States Bureau of Reclamation "space holder" contracts and the Burley Irrigation Dist. v. Eagle, Supplemental Decree (Idaho 5th Jud. Dist., July 10, 1968) and Aberdeen-Springfield Canal Co. v. Eagle, Supplemental Decree (Idaho 7th Jud. Dist., March 12, 1969) together with the natural-flow and storage deliveries as calculated by the Idaho Department of Water Resources.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Water is delivered through Bannock Jim Canal to Nelson Corey Canal.

SCANNED
FEB 22 2008

02/15/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 1-10489

NAME AND ADDRESS: BEAR CREST LTD LLC
PO BOX 160
REXBURG ID 83440

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.500 CFS

PRIORITY DATE: 06/01/1887

POINT OF
DIVERSION: T05N R39E S35 SESENW Within MADISON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.500 CFS
PLACE OF USE:	<u>IRRIGATION in MADISON County</u>		
	T05N R39E S27 SWNW 5.90	T05N R39E S28 Lot 4 SENE	27.00
	T05N R39E S28 Lot 3 NESE 5.80		

38.7 ACRES TOTAL

This right is limited to the irrigation of 13 acres within the place of use described above in a single irrigation season.

Right Nos. 1-319 A and 1-10489 are limited to the irrigation of a combined total of 38.7 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Bannock Jim Canal to Nelson Corey Canal.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 1-129.

SCANNED

FEB 22 2008

11/15/2006

RECEIVED

DEC 06 2006

DEPARTMENT OF
WATER RESOURCES

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 1-319A

BEAR WORLD LTD LLC

PO BOX 413

REXBURG ID 83440

Telephone Number: (208)356 0657

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11-20-06

SIGNATURE:

Michael D. Ferguson

Please print your name:

Michael D. Ferguson

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

SCANNED

MAY 03 2007

PROFILED

MS
12/11



Idaho Department of Water Resources

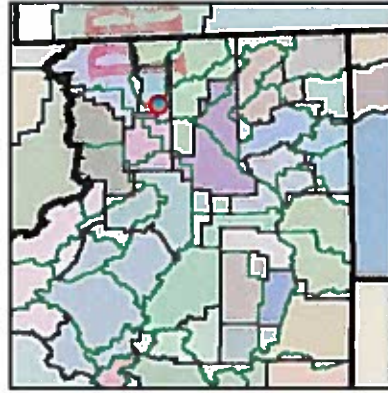
SRBA Recommendation:

1-319A

(Irrigation)

Legend

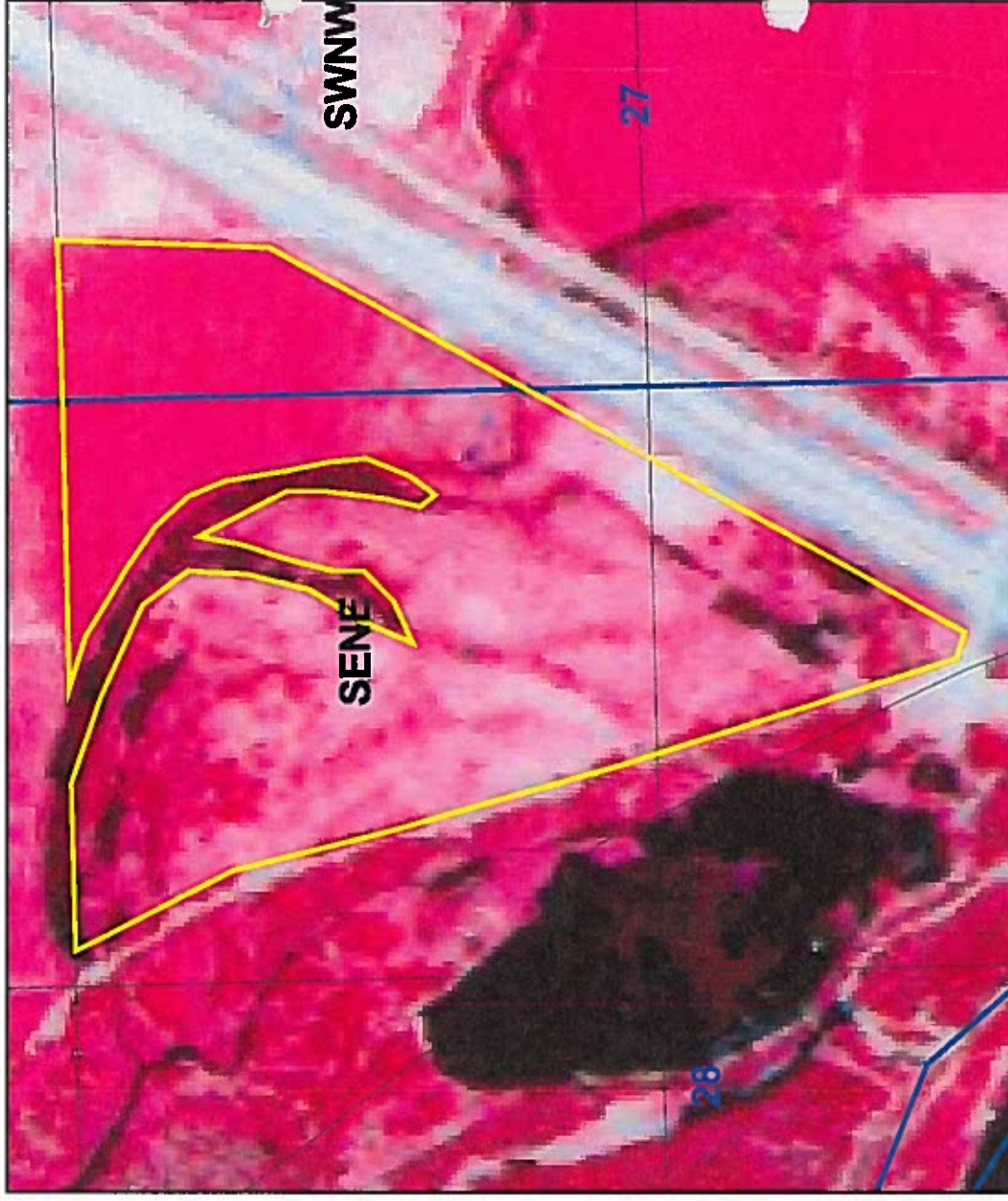
- SCANNED
MAY 03 2007
- Place of Use
 - Townships
 - PLS Sections
 - Quarter Quarters



Madison County
IDWR Basin 1

Prepared by A. Golart
On Wednesday, October 4, 2006
1987/88 Aerial Photography

R39E



T05N

0 0.2 0.4 Miles

Water Right No(s). A01 - 319A

Bannock-Jim Slough
GPS Data- 2674328
1393421

GS File#
22653C

CANNED

MAY 09 2007

GPS DATA:

Tag # Existing A0000229 Location: on headgate floor

Diversion Data:

Source: Snake River Trib to: Columbia River

MOTOR

Make: _____ Model: _____ Hp: _____
SN: _____

PROFILED

PUMP

Make: _____ Model: _____ Disch: _____
SN: _____

NOTES:

This should be same P.O.L as the one
At Rubyvay recommended on Precious River would claim.
The other right is not re-numbered from Basin 22
to Basin 01

Field Exam Date: 3-13-06 Agent: H. L. Jones

5.0 cfs
220 irrigated
decided
acres.
= 0.02273 * 38.7 acs = 0.8795 cfs



GPS
Tag

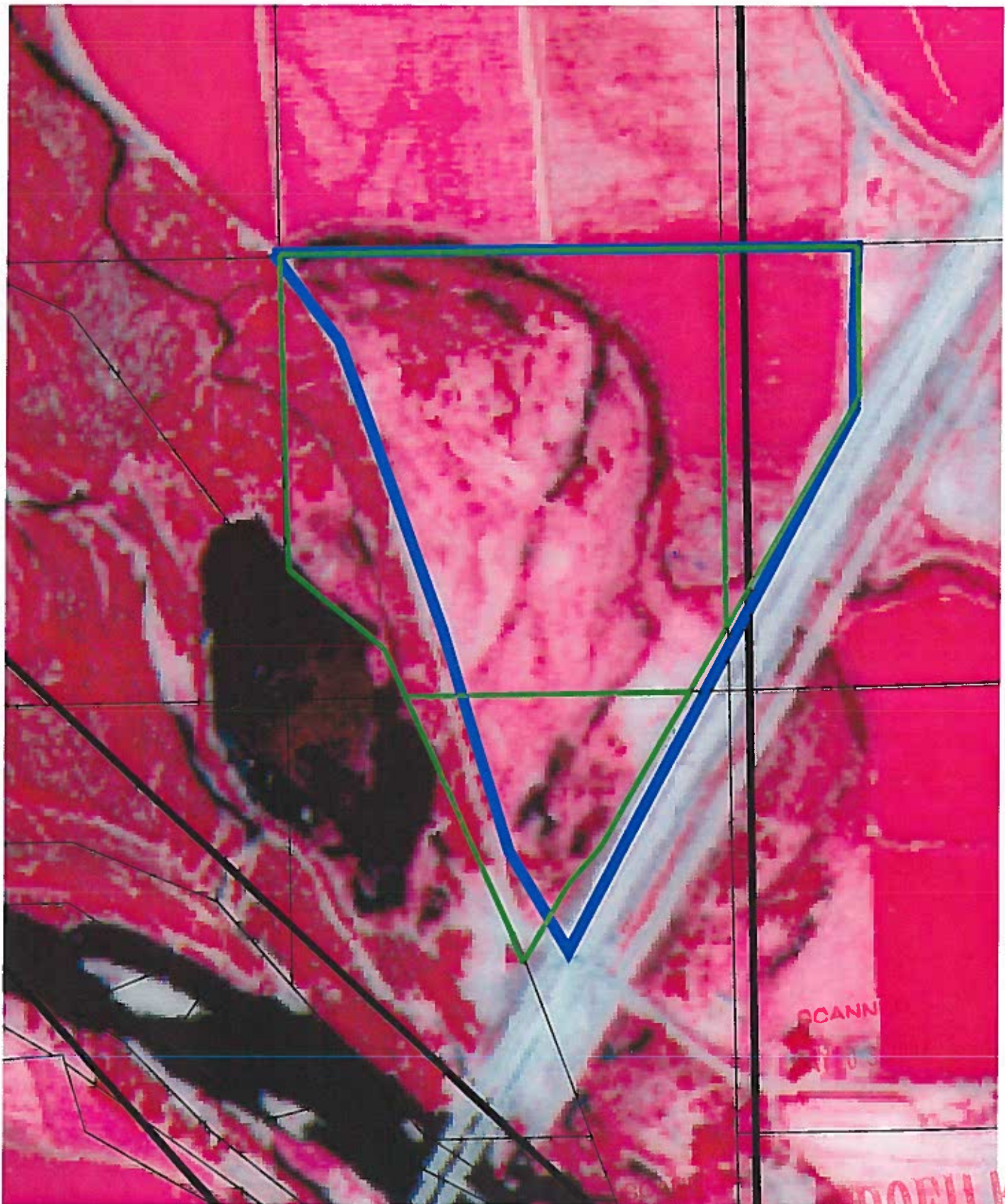
Bannock-Jim Slayh diversion off Snake River

PROFILED

SCANNED
MAY 03 2007

Lee - Bear World Change of Ownership
Blue - Approximate claimed POU
Yellow/Green - Lands Conveyed in Deed

A01-319A



MAY 6 9 2007

PROFILED

05N39E35

NWNNW

NENW

SWNW

SENW

2200035301rd

22-0003536

SCANNED
MAY 03 2007

PROFILED

Nelson Creek Road

SCANNED

AUG 22 2001



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 5, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BEAR WORLD LTD LLC
PO BOX 413
REXBURG ID 83440

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT 01-319A, 22-653A

Dear Sir:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

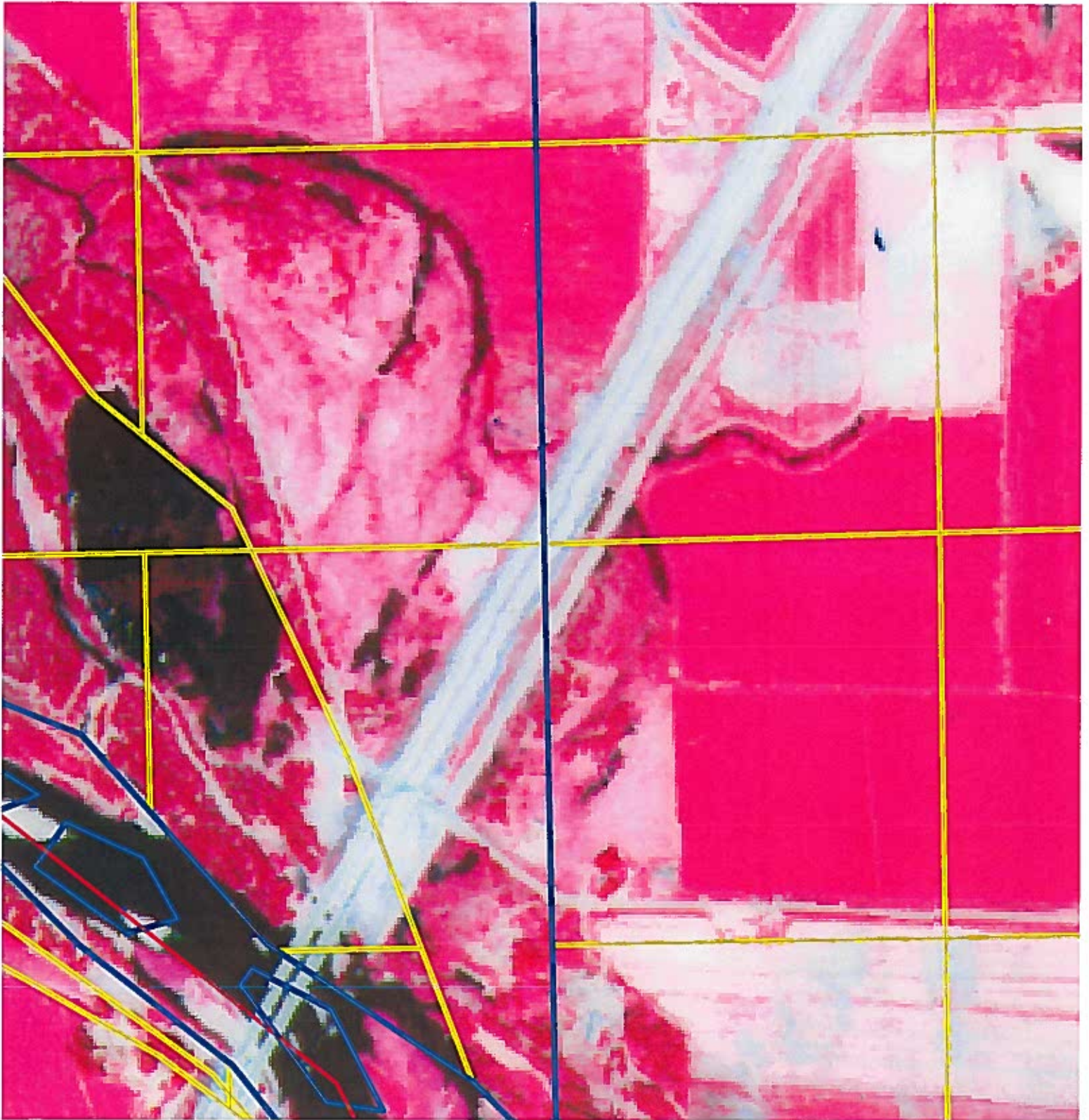
Respectfully yours,

A handwritten signature in cursive script that reads 'Jennifer Crabtree'. The signature is written in dark ink and is positioned above the printed name.

Jennifer Crabtree
Technical Records Specialist

Enclosure

01-00319A



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

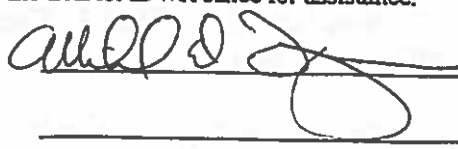
RECEIVED

APR 03 2000

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

OK BUC 10/3/00

1. Water Right Number(s) ~~AJ0749NP~~ ^{1 pg} ~~A22-00653A~~ ^{1 pg} A01-00319A
Adjudication Claim Number(s) AJ0749NP
2. The following REQUIRED information must be submitted with this form.
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Robert R Lee 1330 Barney Hwy Rd. Rexburg, Id.
Gwen J. Lee " " " " "
4. New Owner/Claimant(s) BEAR CREST LTD. LLC
Name connector (Check one) ☐ AND ☐ OR ☐ AND/OR
New Mailing Address 435 WEST MAIN PO. Box 413
City, State and ZIP Code REXBURG, IDAHO 83440
New Telephone Number (208) 356 - 0657
5. Date you acquired the property MAY 1, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- Number of acres actually irrigated _____ Number and type of stock _____
- Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s)  Date MAY 18 1998

Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

JAN-24-2000 17:06

RST AMERICAN-RXBRO.

208 356 3669

P.07

ALLIANCE

5-12490-6

WARRANTY DEED

For Value Received

ROBERT R. LEE and GWEN J. LEE, husband and wife

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

SEAN CREST LIMITED L.L.C.

whose current address is

P.O. BOX 160
REXBURG, IDAHO 83440

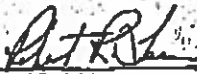
the grantee(s), the following described premises, in MADISON County IDAHO, to wit:

SEE ATTACHED "EXHIBIT A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Subject to all existing patent reservations, easements, right of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations.

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

Dated: April 10, 1998


 ROBERT R. LEE


 GWEN J. LEE

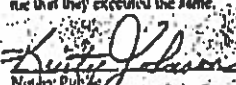
STATE OF ID. COUNTY OF MADISON

On this 10TH day of APRIL, 1998

before me, a Notary Public in and for said State, personally appeared

ROBERT R. LEE
GWEN J. LEE

known to me to be the person(s) whose name(s) subscribed to the within instrument and acknowledged to me that they executed the same.


 Notary Public

 Residing at RIGBY
 Comm. Expires 11/1/2001


271900

Microfilm 110

Day - MAY 01 1998

At 1:50 PM

Clock 1:50 PM

MARILYN R. FERGUSON

MADISON COUNTY RECORDER

Fee \$

Recorded At Request of

MILLENCE TITLE & ESTATE

JAN-24-2000 17:07

RST AMERICAN-RXBRG.

208 356 3669

P.08

EXHIBIT A

271900

PARCEL I: A PARCEL OF LAND SITUATED IN MADISON COUNTY, STATE OF IDAHO, TOWNSHIP 5 NORTH, RANGE 39 EAST OF THE BOISE MERIDIAN, SECTION 28, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 5 NORTH, RANGE 39 EAST OF THE BOISE MERIDIAN, SAID POINT ALSO BEING THE NORTHEAST CORNER OF LOT 4, SAID POINT ALSO BEING THE TRUE POINT OF BEGINNING. THENCE SOUTH 00°14'03" EAST FOR A DISTANCE OF 1134.50 FEET TO THE WEST RIGHT OF WAY LINE OF U.S. HIGHWAY 191-20; THENCE SOUTH 30°18'51" WEST ALONG SAID WEST RIGHT OF WAY LINE FOR A DISTANCE OF 215.16 FEET, SAID POINT ALSO BEING THE SOUTHEAST CORNER OF LOT 4 AND THE NORTHEAST CORNER OF LOT 3; THENCE SOUTH 89°44'11" WEST BETWEEN LOTS 3 AND 4 FOR A DISTANCE OF 847.40 FEET, SAID POINT BEING THE SOUTHWEST CORNER OF LOT 4 AND THE NORTHWEST CORNER OF LOT 3, SAID POINT ALSO BEING A CLOSING CORNER ON THE EAST AND WEST CENTER LINE OF SECTION 28 ON THE RESTORED ORIGINAL MEANDER LINE FOR THE RIGHT BANK OF THE SNAKE RIVER; THENCE NORTH 23°42'03" WEST ALONG SAID MEANDER LINE FOR A DISTANCE OF 156.39 FEET, SAID POINT BEING CALLED ANGLE POINT NUMBER 3 ON THE RESTORED ORIGINAL MEANDER LINE FOR THE RIGHT BANK OF THE SNAKE RIVER; THENCE NORTH 00°17'53" WEST ALONG SAID MEANDER LINE FOR A DISTANCE OF 369.36 FEET, SAID POINT BEING A CLOSING CORNER ON THE NORTH AND SOUTH CENTER LINE OF THE NORTHEAST QUARTER OF SECTION 28, SAID POINT ALSO BEING ON THE WEST LINE OF LOT 4; THENCE NORTH 01°09'34" WEST ALONG SAID WEST LINE FOR A DISTANCE OF 942.47 FEET TO AN EXISTING B.L.M. BRASS CAP, SAID POINT BEING THE NORTHWEST CORNER OF LOT 4 AND ALSO THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 28; THENCE NORTH 89°52'58" FOR A DISTANCE OF 1317.49 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL II: A PARCEL OF LAND SITUATED IN MADISON COUNTY, STATE OF IDAHO, TOWNSHIP 5 NORTH, RANGE 39 EAST OF THE BOISE MERIDIAN, SECTION 28, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 5 NORTH, RANGE 39 EAST OF THE BOISE MERIDIAN, SAID POINT ALSO BEING THE NORTHEAST CORNER OF LOT 4, THENCE SOUTH 00°14'03" EAST FOR A DISTANCE OF 1134.50 FEET TO THE WEST RIGHT OF WAY LINE OF U.S. HIGHWAY 191-20; THENCE SOUTH 30°18'51" WEST ALONG SAID WEST RIGHT OF WAY LINE FOR A DISTANCE OF 215.16 FEET, SAID POINT ALSO BEING THE SOUTHEAST CORNER OF LOT 4 AND THE NORTHEAST CORNER OF LOT 3, SAID POINT ALSO BEING THE TRUE POINT OF BEGINNING. THENCE SOUTH 30°18'51" WEST ALONG SAID WEST RIGHT OF WAY LINE FOR A DISTANCE OF 531.79 FEET TO AN EXISTING RIGHT OF WAY MARKER; THENCE SOUTH 41°37'27" WEST SAID WEST RIGHT OF WAY LINE FOR A DISTANCE OF 152.97 FEET TO AN EXISTING RIGHT OF WAY MARKER; THENCE SOUTH 30°18'51" WEST ALONG SAID WEST RIGHT OF WAY LINE FOR A DISTANCE OF 266.44 FEET TO AN EXISTING B.L.M. BRASS CAP, SAID CORNER BEING A WITNESS POINT ON THE RESTORED ORIGINAL MEANDER LINE FOR THE RIGHT BANK OF THE SNAKE RIVER; THENCE NORTH 10°23'52" WEST ALONG SAID MEANDER LINE FOR A DISTANCE OF 103.13 FEET TO AN EXISTING B.L.M. BRASS CAP, SAID CORNER BEING ANGLE POINT NUMBER 2 ON THE RESTORED ORIGINAL MEANDER LINE FOR THE RIGHT BANK OF THE SNAKE RIVER; THENCE NORTH 23°42'03" WEST ALONG SAID MEANDER LINE FOR A DISTANCE OF 767.31 FEET, SAID POINT BEING A CLOSING CORNER ON THE EAST AND WEST CENTER LINE OF SECTION 28 ON THE RESTORED ORIGINAL MEANDER LINE FOR THE RIGHT BANK OF THE SNAKE RIVER; THENCE NORTH 89°44'11" EAST BETWEEN LOTS 3 AND 4 FOR A DISTANCE OF 847.40 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL III: A PARCEL OF LAND SITUATED IN MADISON COUNTY, STATE OF IDAHO, TOWNSHIP 5 NORTH, RANGE 39 EAST OF THE BOISE MERIDIAN, SECTION 27, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 5 NORTH, RANGE 39 EAST OF THE BOISE MERIDIAN, SAID POINT ALSO BEING THE NORTHEAST CORNER OF LOT 4, SAID POINT ALSO BEING THE TRUE POINT OF BEGINNING. THENCE SOUTH 00°14'03" EAST FOR A DISTANCE OF 1134.50 FEET TO THE WEST RIGHT OF WAY LINE OF U.S. HIGHWAY 191-20; THENCE NORTH 30°18'51" EAST ALONG SAID WEST RIGHT OF WAY LINE FOR A DISTANCE OF 796.83 FEET; THENCE NORTH 00°14'01" WEST FOR A DISTANCE OF 446.90 FEET, SAID POINT OF BEGINNING ON THE NORTH LINE OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 5 NORTH, RANGE 39 EAST, THENCE SOUTH 89°57'38" WEST ALONG SAID NORTH LINE FOR A DISTANCE OF 405.00 FEET TO THE TRUE POINT OF BEGINNING.

TOGETHER WITH A RIGHT OF WAY OVER AND ACROSS THE WEST 30 FEET OF THE FOLLOWING DESCRIBED PROPERTY FOR INGRESS AND EGRESS AS RESERVED IN WARRANTY DEEDS: RECORDED FEBRUARY 10, 1977, AS INSTRUMENT NOS. 164911, 164912, 164913, 164914 AND 164915, RECORDS OF MADISON COUNTY, IDAHO, TO WIT: COMMENCING AT A POINT 405 FEET EAST OF THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 5 NORTH, RANGE 39 EAST, BOISE MERIDIAN, MADISON COUNTY, IDAHO, SAID POINT OF BEGINNING BEING LOCATED AT THE INTERSECTION OF THE WEST RIGHT OF

JAN-24-2000 17:08

RST AMERICAN-RXBRG.

208 356 3669

P.09

271900
WAY LINE OF THE OLD COUNTY ROAD AND THE NORTH BOUNDARY LINE OF THE AFORESAID
SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 27, AND RUNNING THENCE
SOUTH 301 FEET ALONG SAID COUNTY ROAD RIGHT OF WAY LINE; THENCE EAST 158.10 FEET,
MORE OR LESS, TO THE WEST RIGHT OF WAY LINE OF THE NEW U.S. HIGHWAY 20-191; THENCE
NORTH 30°18'51" EAST, ALONG SAID RIGHT OF WAY LINE TO ITS INTERSECTION WITH THE
AFORESAID NORTH BOUNDARY LINE OF THE OLD COUNTY ROAD; THENCE WEST 240 FEET,
MORE OR LESS, TO THE POINT OF BEGINNING.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

MAY 8, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERT R LEE
1330 BARNEY DAIRY RD
REXBURG ID 83440

RE: CHANGE IN OWNERSHIP FOR A22-00653A, A22-00319A

Dear Mr. Lee:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are copies of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notices of Claim

DE. Log 5-7-97

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

GT.

RECEIVED

OK

MAY 05 1997

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) Nelson - Cory Ditch
Adjudication Claim Number(s) A22-00653A (1987) A01-00319A 1939
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Sheryl B. Nelson
724 Park Lane, Pocatello, Idaho 83201
4. New Owner/Claimant(s) Robert R. Lee and Gwen J. Lee
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 1330 Barney Dairy Rd.
City, State and ZIP Code Rexburg, Idaho 83440
New Telephone Number (208) 356-9506
5. Date you acquired the property April 4, 1997
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated 47 Number and type of stock _____
Diversion rate in CFS 2.0 Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Robert R. Lee Date 5/3/97
Gwen J. Lee Date 5/3/97
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WARRANTY DEED

For Value Received **Sheryl B. Nelson**, a married man dealing with his sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells & conveys to

Robert R. Lee and Gwen J. Lee, husband and wife

whose address is: **1330 Barney Dairy Road, Rexburg, ID 83440**

Hereinafter called the Grantee, the following described premises situated in Madison County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A".

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 their 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.

Dated: March 31, 1997

Sheryl B. Nelson
Sheryl B. Nelson

STATE OF IDAHO)
COUNTY OF Dannock) ss



On This 1st day of April in the year 1997, before me, a Notary Public in and for said State, personally appeared Sheryl B. Nelson, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument, and acknowledged to me that he executed the same.

Arlene F. Evans
Notary Public of Idaho
Residing at: Beatello, Idaho
Commission Expires: 8/29/98

WARRANTY DEED

For Value Received Joan Snell, Trustee of The Snell Family Trust

Hereinafter called the Grantor, hereby grants, bargains, sells & conveys to

Robert R. Lee and Gwen J. Lee, husband and wife

whose address is: 1330 Barney Dairy Road, Rexburg, ID 83440

Hereinafter called the Grantee, the following described premises situated in Madison County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A".

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 their 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.

Dated: March 31, 1997

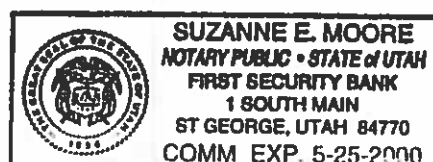
The Snell Family Trust

Joan Snell, Trustee
Joan Snell, Trustee

STATE OF UTAH)
COUNTY OF Washington : ss

On This 1st day of April, in the year 1997, before me, a Notary Public in and for said State, personally appeared Joan Snell, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument as Trustee for The Snell Family Trust, and acknowledged to me that she executed the same.

Suzanne E Moore
Notary Public of Utah
Residing at: St George
Commission Expires: 5/25/2000



WARRANTY DEED

For Value Received Jack W. Nelson, a married man dealing with his sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells & conveys to

Robert R. Lee and Gwen J. Lee, husband and wife

whose address is: 1330 Barney Dairy Road, Rexburg, ID 83440

Hereinafter called the Grantee, the following described premises situated in Madison County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A".

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 their 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.

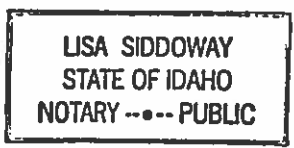
Dated: March 31, 1997

Jack W. Nelson, by Phillip J. Norris, POA
Jack W. Nelson

STATE OF IDAHO)
COUNTY OF *Madison*) : ss
April

On This 1st day of March, in the year 1997, before me, a Notary Public in and for said State, personally appeared Phillip Joel Norris, Jr., known or identified to me to be the person whose name is subscribed to the within Instrument as the attorney-in-fact of Jack W. Nelson, and acknowledged to me that he subscribed the name of Jack W. Nelson thereto as principal and his own name as attorney-in-fact.

Lisa Siddoway
Notary Public of Idaho
Residing at: *Rexburg*
Commission Expires: *11-17-99*



WARRANTY DEED

For Value Received Michael Mart Nelson, a married man dealing with his sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells & conveys to

Robert R. Lee and Gwen J. Lee, husband and wife

whose address is: 1330 Barney Dairy Road, Rexburg, ID 83440

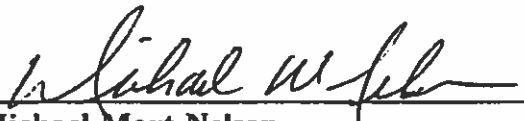
Hereinafter called the Grantee, the following described premises situated in Madison County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A".

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 their 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.

Dated: March 31, 1997


Michael Mart Nelson

STATE OF IDAHO)
) : ss
COUNTY OF Cassia)

On This 31st day of March, in the year 1997, before me, a Notary Public in and for said State, personally appeared Michael Mart Nelson, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument, and acknowledged to me that he executed the same.


Notary Public of Idaho
Residing at: Burley, Idaho
Commission Expires: 12-01-2000

WARRANTY DEED

For Value Received **Kathy Lynn Wilcox** formerly known as **Kathy Lynn Nelson**, a married woman dealing with her sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells & conveys to

Robert R. Lee and Gwen J. Lee, husband and wife

whose address is: **1330 Barney Dairy Road, Rexburg, ID 83440**

Hereinafter called the Grantee, the following described premises situated in **Madison County, Idaho**, to-wit:

SEE ATTACHED EXHIBIT "A".

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 their 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.

Dated: **March 31, 1997**

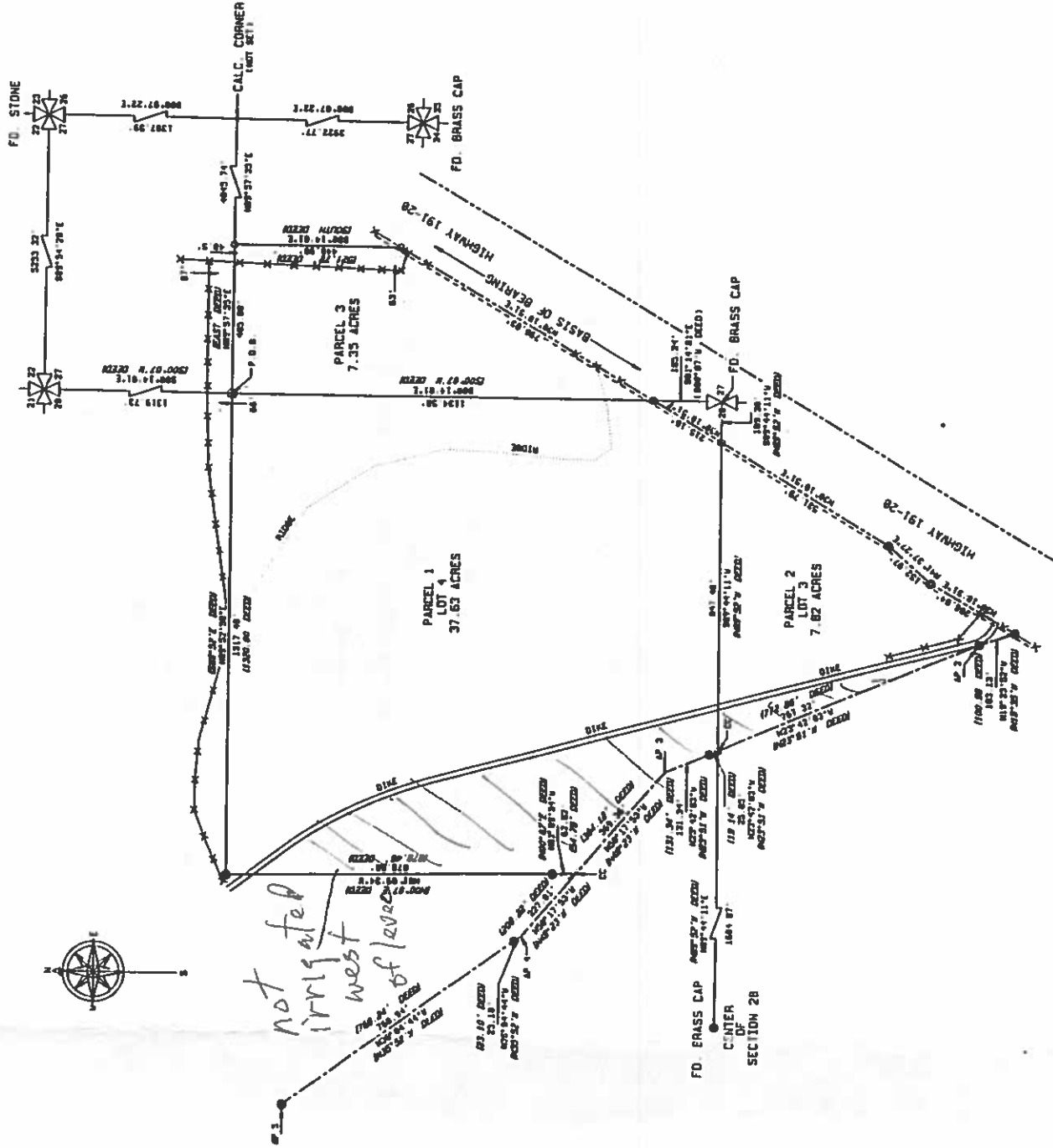
Kathy Lynn Wilcox
Kathy Lynn Wilcox

STATE OF IDAHO)
) : ss
COUNTY OF *Madison*)

On This 3rd day of March, in the year 1997, before me, a Notary Public in and for said State, personally appeared **Kathy Lynn Wilcox** formerly known as **Kathy Lynn Nelson**, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument, and acknowledged to me that she executed the same.

Lisa Siddoway
Notary Public of Idaho
Residing at: *Rexburg*
Commission Expires: *11-19-99*

LISA SIDDOWAY
STATE OF IDAHO
NOTARY ---- PUBLIC



NOTES:

NOTE 1: THERE IS APPROXIMATELY 7.5 ACRES OF LAND ON THE WEST SIDE OF THE DIKE
 NOTE 2: ALL BRASS CAPS WERE SET BY CADASTRAL SURVEYOR SERRALVO HOCHSTRASSER IN 1979 ON A RESURVEY OF THE RESTORED MEANDER LINE FOR THE RIGHT BANK OF THE SNAKE RIVER.

LEGEND

- RESTORED MEANDER LINE ON THE RIGHT BANK OF THE SNAKE RIVER
- STATE HIGHWAY 191-20 RIGHT OF WAY
- STATE HIGHWAY 191-20 10' EASEMENT
- FD. EXISTING BLM BRASS CAP
- SET 5/8" X 24" IRON ROD
- SET 1/2" X 24" IRON ROD
- CC CLOSING CORNER
- AP ANGLE POINT
- X FENCE

TE THOMPSON ENGINEERING INC.
 CONSULTING ENGINEERS
 RICHEY, IDAHO 83442

RECORDERS CERTIFICATE

INSTRUMENT NO. 264744
 TIME OF DAY 1524
 DATE 1-27-97
 RECORDED IN MADISON COUNTY, IDAHO
 J. S. R. COUNTY RECORDER

CERTIFICATE OF SURVEY

I, LYLE I. THOMPSON, DO HEREBY CERTIFY THAT I AM A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF IDAHO, THAT THE ATTACHED PLAT WAS DRAWN FROM AN ACTUAL SURVEY MADE ON THE GROUND UNDER MY DIRECT SUPERVISION, AND THAT THIS MAP IS AN ACCURATE REPRESENTATION OF SAID SURVEY.

LYLE I. THOMPSON DATE NOVEMBER 12, 1996 B54
 LICENSE NO.

RECORD OF SURVEY

TOWNSHIP 5 NORTH, RANGE 28 EAST 34N. SECTIONS 27 & 28, MADISON COUNTY, IDAHO			
PROJECT:	LARRY CHAPPLE	DEALER	
JOB NUMBER:	96835		
DATE	11-12-96	1" = 2000 FEET	
SURVEYOR	L.I.T.		
DRAWN BY:	K.L.T.		
CHECKED BY:	L.I.T.		
		SHEET	OF
		1	1

EXHIBIT "A"

PARCEL I:

A parcel of land situated in Madison County, State of Idaho, Township 5 North, Range 39 East of the Boise Meridian, Section 28, more particularly described as follows: beginning at the Northeast Corner of the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4) of Section 28, Township 5 North, Range 39 East of the Boise Meridian, said point also being the Northeast Corner of Lot 4, said point also being the true point of beginning.

Thence S00°14'02"E for a distance of 1134.50 feet to the West right-of-way line of U.S. Highway 191-20;

Thence S30°18'51"W along said West right-of-way line for a distance of 215.16 feet, said point also being the Southeast Corner of Lot 4 and the Northeast Corner of Lot 3;

Thence S89°44'11"W between Lots 3 and 4 for a distance of 847.40 feet, said point being the Southwest Corner of Lot 4 and the Northwest Corner of Lot 3, said point also being a closing corner on the East and West Center Line of Section 28 on the restored original meander line for the right bank of the Snake River;

Thence N23°42'03"W along said meander line for a distance of 156.39 feet, said point being called angle point number 3 on the restored original meander line for the right bank of the Snake River;

Thence N50°17'53"W along said meander line for a distance of 369.36 feet, said point being a closing corner on the North and South Center Line of the Northeast Quarter (NE1/4) of Section 28, said point also being on the West Line of Lot 4;

Thence N01°09'34"W along said West Line for a distance of 942.47 feet to an existing B.L.M. brass cap, said point being the Northwest Corner of Lot 4 and also the Northwest Corner of the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4) of Section 28;

Thence N89°52'58"E for a distance of 1317.48 feet to the true point of beginning.

PARCEL II:

A parcel of land situated in Madison County, State of Idaho, Township 5 North, Range 39 East of the Boise Meridian, Section 28, more particularly described as follows: beginning at the Northeast Corner of the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4) of Section 28, Township 5 North, Range 39 East of the Boise Meridian, said point also being the Northeast Corner of Lot 4.

Thence S00°14'02"E for a distance of 1134.50 feet to the west right-of-way line of U.S. Highway 191-20;

Thence S30°18'51"W along said West Right-of-Way Line for a distance of 215.16 feet, said point also being the Southeast Corner of Lot 4 and the Northeast Corner of Lot 3, said point also being the true point of beginning.

Thence S30°18'51"W along said West Right-of-Way line for a distance of 531.79 feet to an existing right-of-way marker;

Thence S41°37'27"W along said West right-of-way line for a distance of 152.97 feet to an existing right-of-way marker;

Thence S30°18'51"W along said West right-of-way line for a distance of 266.84 feet to an existing B.L.M. brass cap, said corner being a witness point on the restored original meander line for the right bank of the Snake River;

Thence N19°23'52"W along said meander line for a distance of 103.13 feet to an existing B.L.M. brass cap, said corner being angle point number 2 on the restored original meander line for the right bank of the Snake River;

Thence N23°42'03"W along said meander line for a distance of 767.32 feet, said point being a closing corner on the East and West Center Line of Section 28 on the restored original meander line for the right bank of the Snake River;

Thence N89°44'11"E between Lots 3 and 4 for a distance of 847.40 feet to the true point of beginning.

Legal description continued

PARCEL III:

A parcel of land situated in Madison County, State of Idaho, Township 5 North, Range 39 East of the Boise Meridian, Section 27, more particularly described as follows: Beginning at the Northwest corner of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of Section 27, Township 5 North, Range 39 East of the Boise Meridian, said point also being the Northeast Corner of Lot 4, said point also being the true point of beginning.

Thence S00°14'02"E for a distance of 1134.50 feet to the West right-of-way line of U.S. Highway 191-20;

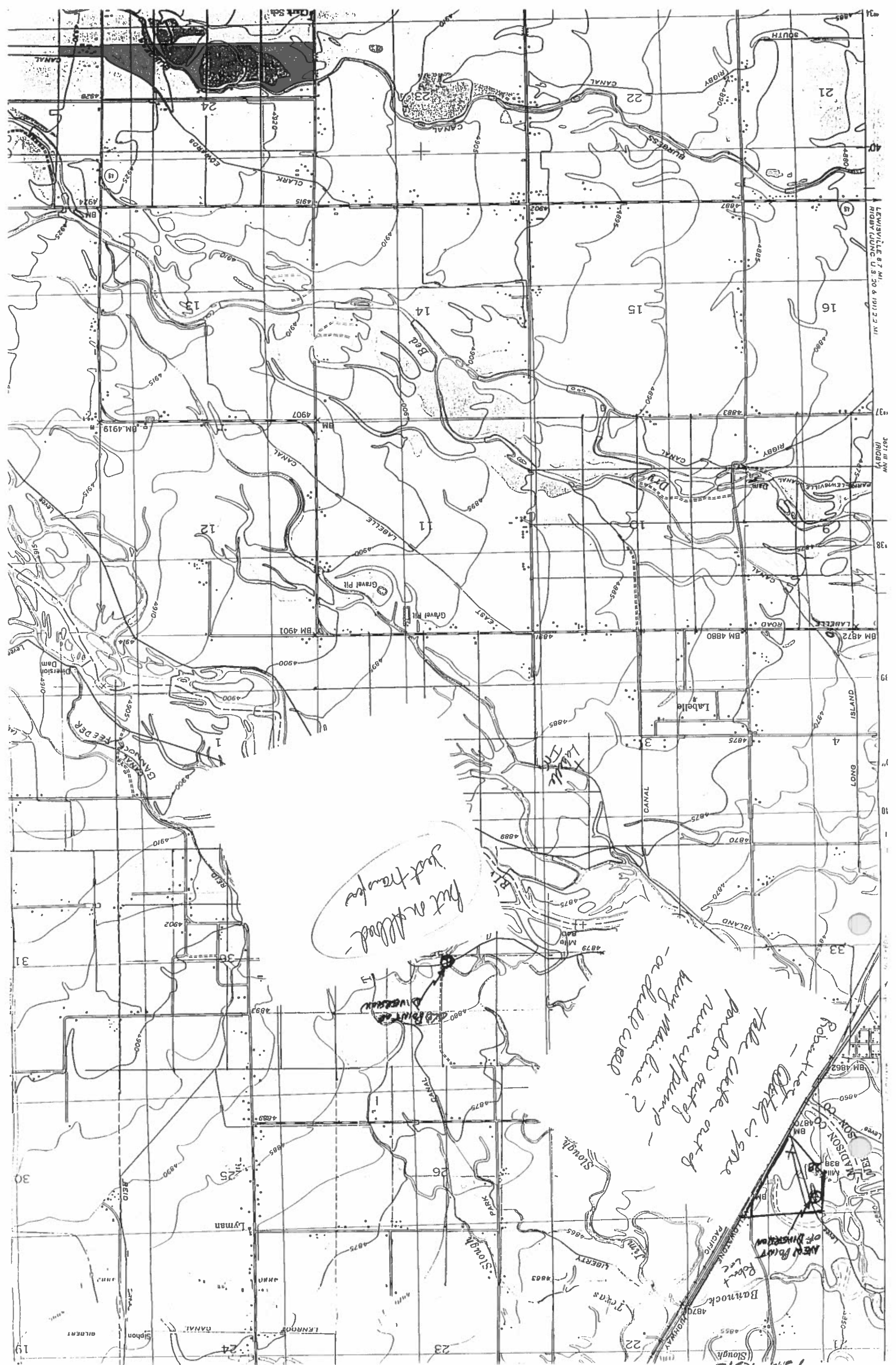
Thence N30°18'51"E along said West right-of-way line for a distance of 796.83 feet;

Thence N00°14'01"W for a distance of 446.90 feet, said point of beginning on the North Line of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of Section 27, Township 5 North, Range 39 East.

Thence S89°57'35"W along said North Line for a distance of 405.00 feet to the true point of beginning.

Together with a right-of-way over and across the West 30 feet of the following described property for ingress and egress as reserved in Warranty Deeds recorded February 10, 1977, as Instrument No.'s 164911, 164912, 164913, 164914 and 164915, records of Madison County, Idaho, to wit:

Commencing at a point 405 feet East of the Northwest Corner of the Southwest Quarter of the Northwest Quarter of Section 27, Township 5 North, Range 39 East, Boise Meridian, Madison County, Idaho, said point of beginning being located at the intersection of the West right-of-way line of the old county road and the North boundary line of the aforesaid Southwest Quarter of the Northwest Quarter of Section 27, and running thence South 200 feet along said county road right-of-way line; thence East 158.10 feet, more or less, to the West right-of-way line of the New U.S. Highway 20-191; thence North 30°18'51" East, along said right-of-way line to its intersection with the aforesaid North boundary line of the old county road; thence West 240 feet, more or less, to the point of beginning.



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 1-319A
Date Received: 8/19/88
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BEAR WORLD LTD LLC Phone:

PO BOX 413
REXBURG ID USA 83440

2. Date of Priority: 04/01/1939

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
05N	39E	35	SE SE NW	MADISON

5. Description of diverting works:

HEADWORKS OF BANNOCK JIM SLOUGH T. NELSON/CORY DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1.88	

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

8. Total consumptive use:

COPY

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
05N	39E	27	SW NW	IRRIGATION	7
				Section Acres	7

05N

39E 28

SE
NE

NE
SE

IRRIGATION
IRRIGATION

31
9

Section Acres 40

Total Acres 47

11. Place of use in counties: MADISON

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

CHANGED OWNERSHIP 5/7/97/JT/GT

CHANGED OWNERSHIP 10/3/2000 BAC

15. Basis of Claim: Decreed

SCANNED

AUG 22 2001

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: A01-00319A

Date Received: 8/19/1988

Receipt No: E001449

Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name:	ROBERT R LEE	208-356-9506
Address:	1330 BARNEY DAIRY RD	
	REXBURG ID	83440
AND		
Name:	GWEN J LEE	208-356-9506
Address:	1330 BARNEY DAIRY RD	
	REXBURG ID	83440

2. Date of Priority: APR 1, 1939

3. Source: SNAKE RIVER, SOUTH FORK Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	39E	35	SE	SE	NW		MADISON

5. Description of diverting works:
HEADWORKS OF BANNOCK JIM SLOUGH T. NELSON/CORY DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.880		

7. Total Quantity Appropriated is:
1.880 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 117.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	39E	27	SW	NW		IRR	7.0
					Section Acres		7.0
		28	SE	NE		IRR	31.0
			NE	SE		IRR	9.0
					Section Acres		40.0
					Total Acres		47.0

11. Place of use in counties: MADISON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
CHANGED OWNERSHIP 5/7/97/JT/GT

15. Basis of Claim: DECREED

Water Right Number: 010319

Case Number:

Court :

Decree date: 3/12/1969

ABERDEEN SPRINGFIELD ET AL
Decree Plaintiff

HENRY EAGLE
vs Decree Defendant

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: A01-00319A
Date Received: 8/11/1988
Receipt No: E001449
Received By: FWJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SHERYL B. NELSON 208-237-6421
Address: 724 PARK
POCATELLO, ID 83201

2. Date of Priority: APR 01, 1939

3. Source: SNAKE RIVER, SOUTH FORK Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	39E	35	SE	SE	NW		MADISON

5. Description of diverting works:
HEADWORKS OF BANNOCK JIM SLOUGH T. NELSON/CORY DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.880		

7. Total Quantity Appropriated is:
1.880 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 117.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	39E	27	SW	NW		IRR	7.0

Section Acres 7.0

A0100319A

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	39E	28	SE	NE		IRR	31.0
			NE	SE		IRR	9.0
Section Acres							40.0
Total Acres							47.0

11. Place of use in counties: MADISON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: DECREED
Water Right Number: 010319
Case Number:
Court :
Decree date: 3/12/1969

ABERDEEN SPRINGFIELD ET AL
Decree Plaintiff

vs

HENRY EAGLE
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): X *Sheryl B. Nelson* Date: X 8-16-88

Date: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of

Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of August 19 88

Seal

Marianne Busch
Notary Public

Residing at Pocatello

My Commission Expires April 1992
3

Date: 08/11/88

UNITED STATES
PARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



AC-00319A

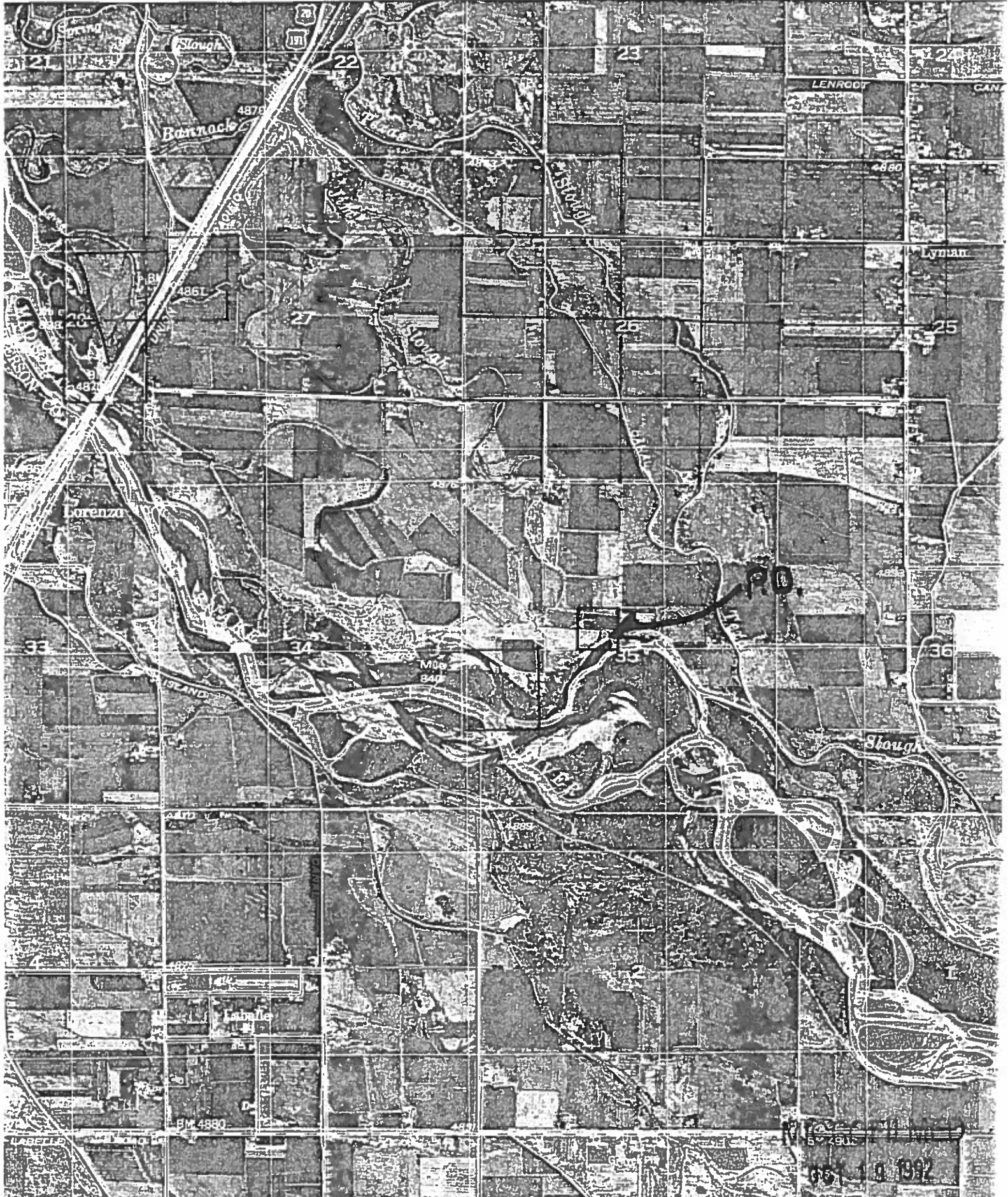
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