

08/10/2007

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

RIGHT NUMBER: 1-10539
NAME AND ADDRESS: R GENE SCOTT
4644 E 185 N
RIGBY ID 83442

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
Water is delivered from the Dry Bed.

QUANTITY: 8.870 CFS

PRIORITY DATE: 04/01/1939

POINT OF
DIVERSION: T04N R40E S27 NESWSW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 10/31	0.050 CFS
IRRIGATION	04/01 10/31	8.870 CFS

PLACE OF USE: IRRIGATION in JEFFERSON County

T04N R40E S28	NWNW	0.30	T04N R40E S28	SWNW	29.00
T04N R40E S28	SENW	4.00	T04N R40E S28	NESW	1.40
T04N R40E S28	NWSW	33.00	T04N R40E S29	SWNW	4.00
T04N R40E S29	SENW	18.50	T04N R40E S29	NESE	35.00
T04N R40E S29	NWSE	8.70			

STOCKWATER same as IRRIGATION

133.9 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 133.9 acres in a single irrigation season. Combined Right Nos.: 01-10535, 01-10537, 01-10539.

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.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

SCANNED
SCANNED
SEP 13 2007
SEP 13 2007



1-10539

(Irrigation)

- ☐ Point of Diversion
- ☐ Place of Use
- ☐ Townships
- ☐ PLS Sections
- ☐ Quarter Quarters

Jefferson County
IDWR Basin 1

**Prepared by J. Crabtree
On Friday, August 10, 2007
1987/88 Aerial Photography**



Scott
01-35A
135.9 acres
2.08 cfs

Scott
01-10535
133.9 acres
2.05 cfs

Miller
01-10536
2 acres
.03 cfs

Scott
01-177B
135.9 acres
1.9 cfs

Scott
01-10537
133.9 acres
1.87 cfs

Miller
01-10538
2 acres
.03 cfs

Scott
01-326
135.9 acres
9.0 cfs

Scott
01-10539
133.9 acres
8.87 cfs

Miller
01-10540
2 acres
0.13 cfs

SCANNED

SEP 13 2007

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:

01-35A SPLIT INTO 01-10535 & 01-10536
01-177B SPLIT INTO 01-10537 & 01-10538
01-326 SPLIT INTO 01-10539 & 01-10540

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party (SPLIT) SCOTT--SCOTT & MILLER
- ☐ 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: 30 Aug. 2007



Signature of IDWR Representative

SCANNED

SEP 13 2007

CERTIFICATE OF MAILING

I certify that on Aug 31, 2007, 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:
R GENE SCOTT
4644 E 185 N
RIGBY ID 83442

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
R GENE SCOTT BECKY MILLER
4644 E 185 N 4642 E 185 N
RIGBY ID 83442 RIGBY ID 83442

4. One copy to:

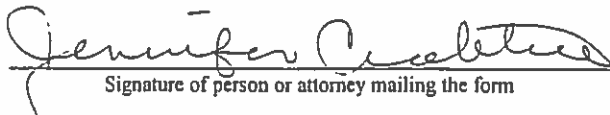
Each party in the subcase, or attorney of record
N/A

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

SCANNED

IDAHO DEPARTMENT OF WATER RESOURCES
DIRECTOR'S REPORT OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER DISALLOWED: 01-35A

Split Right: See Nos. 01-10535 & 01-10536

SCANNED

SEP 13 2007

IDAHO DEPARTMENT OF WATER RESOURCES
DIRECTOR'S REPORT OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER DISALLOWED: 01-177B

Split Right: See Nos. 01-10537 & 01-10538

SCANNED
SEP 13 2007

IDAHO DEPARTMENT OF WATER RESOURCES
DIRECTOR'S REPORT OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER DISALLOWED: 01-326

Split Right: See Nos. 01-10539 & 01-10540

SCANNED
SEP 13 2007

08/09/2007

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

RIGHT NUMBER: 1-10535

NAME AND ADDRESS: R GENE SCOTT
4644 E 185 N
RIGBY ID 83442

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
Water is delivered from the Dry Bed.

QUANTITY: 2.050 CFS
This right when combined with all other rights shall provide no more than 4.0
afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/01/1885

POINT OF
DIVERSION: T04N R40E S28 NESWNW Within JEFFERSON County
T04N R40E S29 SWNE NE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	2.050 CFS
PLACE OF USE:	<u>IRRIGATION in JEFFERSON County</u>		
	T04N R40E S28 NWNW	0.30	T04N R40E S28 SWNW 29.00
	T04N R40E S28 SENW	4.00	T04N R40E S28 NESW 1.40
	T04N R40E S28 NWSW	33.00	T04N R40E S29 SWNW 4.00
	T04N R40E S29 SENW	18.50	T04N R40E S29 NESE 35.00
	T04N R40E S29 NWSE	8.70	

133.9 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of
133.9 acres in a single irrigation season. Combined Right Nos.: 01-10535,
01-10537, 01-10539.

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

SCANNED

SEP 13 2007

This right is a split from former right 1-35A.

This right does not grant any right-of-way or easement across the land of another.

The right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

This right is a split from former right 1-35AE.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.

SCANNED

SEP 13 2007

08/30/2007

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

RIGHT NUMBER: 1-10536

NAME AND ADDRESS: BECKY MILLER
4642 E 185 N
RIGBY ID 83442

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
Water is delivered from the Dry Bed.

QUANTITY: 0.030 CFS
This right when combined with all other rights shall provide no more than 4.0
afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/01/1885

POINT OF
DIVERSION: T04N R40E S28 NESWNW Within JEFFERSON County
T04N R40E S29 SWNE NE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.030 CFS

PLACE OF USE: IRRIGATION in JEFFERSON County

T04N R40E S29	SWNW	0.80	T04N R40E S29	SENEW	1.20
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2 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 2
acres in a single irrigation season. Combined Right Nos.: 01-10536,
01-10538, 01-10540.

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

Use of water under this right will be regulated by a watermaster with
responsibility for the distribution of water among appropriators within a
water district. At the time of this approval, this water right is within State
Water District No. 01.

The right holder shall provide a means of measurement and lockable
controlling works for all authorized points of diversion. The means of
measurement and controlling works must be suitable for control of the
diversions and acceptable to the watermaster.

This right is a split from former right 1-35A.

This right is a split from former right 1-35AE.

This right does not grant any right-of-way or easement across the land of
another.

SCANNED

SEP 13 2007

08/10/2007

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

RIGHT NUMBER: 1-10537

NAME AND ADDRESS: R GENE SCOTT
4644 E 185 N
RIGBY ID 83442

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

Water is delivered from the Dry Bed.

QUANTITY: 1.870 CFS

This right when combined with all other rights shall provide no more than 4.0
afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/02/1889

POINT OF
DIVERSION:

T04N R40E S28 NESWNW Within JEFFERSON County
T04N R40E S29 SWNE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 10/31	0.050 CFS
IRRIGATION	04/01 10/31	1.870 CFS

PLACE OF USE: IRRIGATION in JEFFERSON County

T04N R40E S28	NWNW	0.30	T04N R40E S28	SWNW	29.00
T04N R40E S28	SENW	4.00	T04N R40E S28	NESW	1.40
T04N R40E S28	NWSW	33.00	T04N R40E S29	SWNW	4.00
T04N R40E S29	SENW	18.50	T04N R40E S29	NESE	35.00
T04N R40E S29	NWSE	8.70			

STOCKWATER same as IRRIGATION

133.9 ACRES TOTAL

This right is limited to the irrigation of 50 acres within the place of use
described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of
133.9 acres in a single irrigation season. Combined Right Nos.: 01-10535,
01-10537, 01-10539.

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

The quantity of water decreed for this water right for stockwater use is
not a determination of historical beneficial use.

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

SCANNED

SEP 13 2007

This right is a split from former right 1-177B.

The right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

This right does not grant any right-of-way or easement across the land of another.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.

COANNED

SEP 13 2007

08/30/2007

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

RIGHT NUMBER: 1-10538

NAME AND ADDRESS: BECKY MILLER
4642 E 185 N
RIGBY ID 83442

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
Water is delivered from the Dry Bed.

QUANTITY: 0.030 CFS
This right when combined with all other rights shall provide no more than 4.0
afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/02/1889

POINT OF
DIVERSION: T04N R40E S28 NESWNW Within JEFFERSON County
T04N R40E S29 SWNE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	0.030 CFS

PLACE OF USE: IRRIGATION in JEFFERSON County

T04N R40E S29	SWNW	0.80	T04N R40E S29	SENW	1.20
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2 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 2
acres in a single irrigation season. Combined Right Nos.: 01-10536,
01-10538, 01-10540.

This right is limited to the irrigation of 1 acre within the place of use
described above 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 quantity of water decreed for this water right for stockwater use is
not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

SCANNED

SEP 13 2007

The right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

This right is a split from former right 1-177B.

This right does not grant any right-of-way or easement across the land of another.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.

SCANNED
SEP 13 2007

Stockwater use is for 200 range cattle.

Water is delivered through Steele Canal.

This right is a split from former right 1-326.

SCANNED

SEP 13 2007

08/30/2007

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

RIGHT NUMBER: 1-10540

NAME AND ADDRESS: BECKY MILLER
4642 E 185 N
RIGBY ID 83442

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
Water is delivered from the Dry Bed.

QUANTITY: 0.130 CFS

PRIORITY DATE: 04/01/1939

POINT OF

DIVERSION: T04N R40E S27 NESWSW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.130 CFS
PLACE OF USE:	<u>IRRIGATION in JEFFERSON County</u>		
	T04N R40E S29	SWNW 0.80	T04N R40E S29 SENW 1.20
	2 ACRES TOTAL		

The rights listed below are limited to the irrigation of a combined total of 2 acres in a single irrigation season. Combined Right Nos.: 01-10536, 01-10538, 01-10540.

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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

This right is a split from former right 1-326 .

Water is delivered through Steele Canal.

SCANNED
SEP 13 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

August 10, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

R GENE SCOTT
4644 E 185 N
RIGBY ID 83442

RE: Notice of Change of Water Right Ownership (NCO) for
01-35A, 01-177B, 01-326 and Notice of Completed Administrative
Proceeding (NCAP) 1-10539

Dear Mr. Scott:

The Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for a portion of the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right(s).

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

SCANNED

SEP 13 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

August 10, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

BECKY MILLER
4642 E 185 N
RIGBY ID 83442

RE: Notice of Change of Water Right Ownership (NCO) for
01-35A, 01-177B, 01-326 and Notice of Completed Administrative
Proceeding (NCAP)

1-10539

Dear Ms. Miller:

The Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for a portion of the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right(s).

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

SCANNED

SEP 13 2007

RECEIVED

JUN 25 2007

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

Department of Water Resources
 Eastern Region

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 (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
seeds JCAP	1-35A	X	1-10539		
	1-177B	X			
	1-326	X			

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 on file with the county Planning and Zoning or Recorder's Office).
- OR
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **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)

R. Gene Scott
4644 E. 185 N. Rigby, Id 83442

4. New Owner/Claimant(s)

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

New Mailing Address

4642 E 185 N

City, State and ZIP Code

Rigby Idaho 83442

New Telephone Number

(208) 538-6476

SCANNED

SEP 13 2007

WARRANTY DEED

340835

Order No.:3060516140-K

ALLIANCE TITLE & ESCROW CORP.
3060516140-K

FOR VALUE RECEIVED

Jason C Scott and Hilary S Scott, Husband and Wife

Instrument # 340835

RIGBY, JEFFERSON, IDAHO

2005-07-07

11:25:00 No. of Pages: 1

Recorded for : ALLIANCE TITLE & ESCROW

CHRISTINE BOULTER

Ex-Officio Recorder Deputy

Fee: 3.00

Index to: WARRANTY DEED

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

Becky Rawn Miller, an unmarried person *BRM*

whose current address is

4642 East 185 North Rigby, ID 83442

the grantee(s), the following described premises, in Jefferson County, Idaho, TO WIT:

Tract 1: A parcel of land situated in Jefferson County, Idaho, Township 4 North, Range 40 East, Boise Meridian, Section 29. More particularly described as follows: beginning at the Northeast corner of Section 29, Township 4 North, Range 40 East, Boise Meridian, thence South 00°00'00" West along the East line of Section 29 for a distance of 2625.07 feet to the E ¼ corner of Section 29; thence North 89°53'49" West along the East/West centerline of Section 29 for a distance of 2637.21 feet to the center of Section 29; thence North 00°01'05" East along the North/South centerline of Section 29 for a distance of 1096.06 feet; thence North 89°49'10" West for a distance of 630.00 feet to the true point of beginning, thence North 89°49'10" West for a distance of 1000.00 feet; thence North 00°01'05" East for a distance of 220.00 feet to the North line of the S ½ of the NW ¼ of Section 29; thence South 89°49'10" East along said North line for a distance of 1000.00 feet; thence South 00°01'05" West for a distance of 220.00 feet to the true point of beginning.

Tract 2: Together With: A 30 foot Easement for Ingress and Egress described as follows:

Beginning at the Northeast Corner of Section 29, Township 4 North, Range 40 East of the Boise Meridian, Jefferson County, Idaho. Thence S00°00'00"W along the East line of Section 29 for a distance of 2625.07 feet to the East Quarter Corner of said Section; thence N89°53'49"W along the East/West centerline of Section 29 for a distance of 2637.21 feet to the center of said Section; thence N00°01'05"E along the North/South centerline of Section 29 for a distance of 1096.06 feet; thence N89°49'10"W for a distance of 630.00 feet to the True Point of Beginning. Thence N00°01'05"E for a distance of 220.00 feet; thence S89°49'10"E for a distance of 160 feet; thence S00°01'05"W for a distance of 30 feet; thence N89°49'10"W for a distance of 130 feet; thence S00°01'05"W 190 feet; thence N89°49'10"W 30 feet to the True Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does 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: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

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

Dated: 7/07/2005

Jason C Scott

Hilary S Scott

State of Idaho

County of Jefferson

On this 7th day of July, 2005, in the year 2005, before me, a Notary Public in and for said state, personally appeared *Jason C Scott and Hilary S Scott*, known and identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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



Notary Public for the State of Idaho
Residing at: Residing in Madison County
Commission Expires: 01-29-09

RECEIVED BY

ASSESSOR

FOR PLATTING

Date 7/7/05 Time 11:25

SCANNED

Fd. 72 Iron Rod
IML No. 284431
20 1 21
339-4531RB

Table Rock Estates
Inst. No. 291222

Parcel :
5.05 Acres

Comfort Construction
Inst. No. 338707

Jan Johnson
Inst. No. 308584

Jan Johnson
Inst. No. 308584

This survey was done at the request of Becky Miller. This survey was based on survey's performed for Judd Ball & Gene Scott, Inc. No. 321710 & 321314.

THOMPSON ENGINEERING, INC.
CONSULTING ENGINEERS
RIGBY, IDAHO 83442

CERTIFICATE OF SURVEY

accurate representation of said Survey

Legend

- Set 171" x 30" Iron Rod with Cap Marked U.S. 10661
- 1" Fireline

RECORD OF SURVEY

LOCATED IN THE NW 1/4 OF SECTION 29, TOWNSHIP 36N, RANGE 40E, JEFFERSON COUNTY, NORTH DAKOTA

RECORD OF SURVEY

NORTH, RANGE 40 EAST, JEFFERSON COUNTY, IDAHO

Job Number: 2003-34

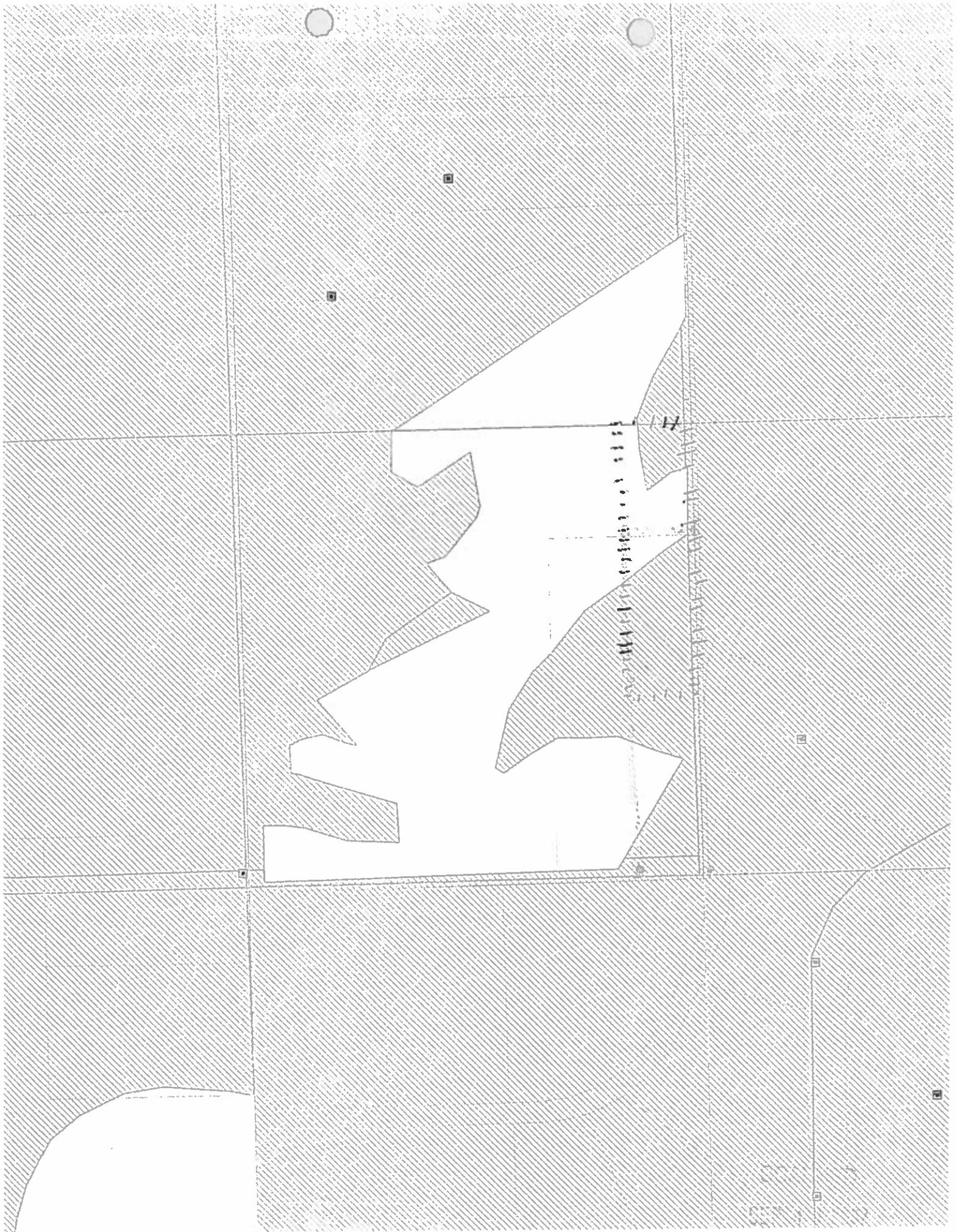
Scale

Surveyor
Down Bur
KLT
TSG

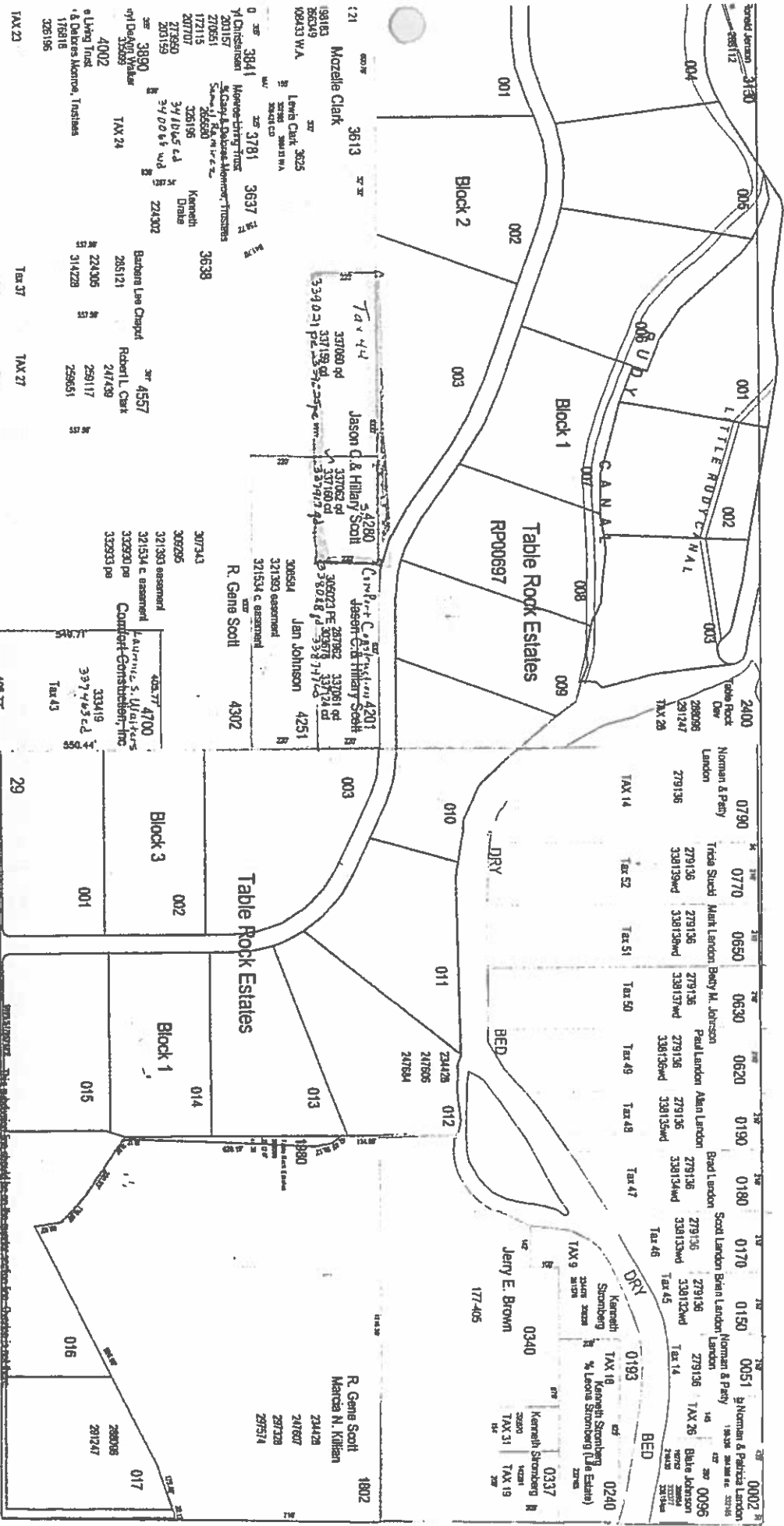
Sheet 1 of 1

Sheet

Sheet



Sec 29 Twp 4 N Rge



This instrument filed as
an accommodation only.
It has not been examined as
to it's execution, insurability
or effect on title.

ALLIANCE TITLE & ESCROW CORP.

QUITCLAIM DEED

For Value Received

Jason C. Scott

do hereby convey, release, remise and forever quit claim unto

Jason C. Scott and Hillary Scott, husband and wife

whose current address is

337160

the following described premises, to-wit:

See Attached Exhibit

Instrument # 337160

RIGBY, JEFFERSON, IDAHO

2005-02-04

09:42:00 No. of Pages: 3

Recorded for: ALLIANCE TITLE & ESCROW

CHRISTINE BOULTER

Fee: 9.00

Ex-Officio Recorder Deputy

Index to: RE-RECORDED DEED

RECEIVED BY

ASSESSOR

FOR PLATTING

Date 2/4/05 Time 9:42

337062

Microfilm No.

N 3:09 1-31-05 P

CHRISTINE BOULTER

Jefferson Co. Recorder

Fee \$ 6.00 Deputy

Recorded at Request of ATCL

together with their appurtenances.

Dated: January 28, 2005

Jason C. Scott
Jason C. Scott

STATE OF IDAHO, COUNTY OF Jefferson

On this 28th day of January, 2005
before me, a notary public in and for said State, personally
appeared

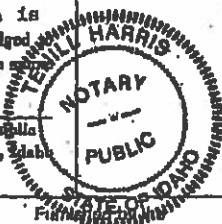
Jason C. Scott

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

Jason C. Scott
Notary Public

Residing at
Comm. Expires

Residing in Jefferson County
Commission Expires: 08-13-09



RECEIVED BY

ASSESSOR

FOR PLATTING

Date 1/31/05 Time 3:09

ALLIANCE
TITLE & ESCROW CORP.

SCANNED

SEP 13 2007

No. 2047 P. 1

154 East Main Street, P.O. Box 55
Rigby, Idaho 83442
745-8771

JOB NAME _____ Judd Ball/Gene Scott
JOB NO. _____ 2003-34
DATE _____ January 12, 2005
PARCEL NO. _____ 11 (Includes Parcel 10)

LEGAL DESCRIPTION

A Parcel of Land Situated in Jefferson County, State of Idaho, Township 4 North, Range 40 East of the Boise Meridian, Section 29. More Particularly Described as Follows: Beginning at the Northeast Corner of Section 29, Township 4 North, Range 40 East, B.M.
Thence S00°00'00"W along the East line of Section 29 for a Distance of 2625.07 Feet to the East Quarter (B1/4) Corner of Section 29;
Thence N89°53'49"W along the East/West Centerline of Section 29 for a Distance of 2637.21 Feet to the Center of Section 29;
Thence N00°01'05"E along the North/South Centerline of Section 29 for a Distance of 1096.06 Feet;
Thence N89°49'10"W for a Distance of 630.00 Feet to the True Point of Beginning.
Thence N89°49'10"W for a Distance of 1000.00 Feet;
Thence N00°01'05"E for a Distance of 220.00 Feet to the North line of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of Section 29;
Thence S89°49'10"E along said North line for a Distance of 1000.00 Feet;
Thence S00°01'05"W for a Distance of 220.00 Feet to the True Point of Beginning, Containing 5.05 Acres More or Less.



Kevin L. Thompson, PLS
Thompson Engineering, Inc.

SCANNED

SEP 13 2007

THOMPSON ENGINEERING INC. CONSULTING ENGINEERS

154 East Main Street, P.O. Box 55
Rigby, Idaho 83442
743-8771

JOB NAME ——— Judd Ball/Gene Scott
JOB NO. ——— 2003-34
REVISED ——— February 2, 2005
PARCEL NO. ——— 11 (Includes Parcel 10)

LEGAL DESCRIPTION

A Parcel of Land Situated in Jefferson County, State of Idaho, Township 4 North, Range 40 East of the Boise Meridian, Section 29. More Particularly Described as Follows: Beginning at the Northeast Corner of Section 29, Township 4 North, Range 40 East, B.M.
Thence S00°00'00"W along the East line of Section 29 for a Distance of 2625.07 Feet to the East Quarter (E1/4) Corner of Section 29;
Thence N89°53'49"W along the East/West Centerline of Section 29 for a Distance of 2637.21 Feet to the Center of Section 29;
Thence N00°01'05"E along the North/South Centerline of Section 29 for a Distance of 1096.06 Feet;
Thence N89°49'10"W for a Distance of 630.00 Feet to the True Point of Beginning.
Thence N89°49'10"W for a Distance of 1000.00 Feet;
Thence N00°01'05"E for a Distance of 220.00 Feet to the North line of the South Half (S1/2) of the Northwest Quarter (NW1/4) of Section 29;
Thence S89°49'10"E along said North line for a Distance of 1000.00 Feet;
Thence S00°01'05"W for a Distance of 220.00 Feet to the True Point of Beginning, Containing 5.05 Acres More or Less.



Kevin L. Thompson, PLS
Thompson Engineering, Inc.

C:\W\juddball\11\JuddBall_GeneScott.11.plt

SCANNED

SEP 13 2007

This instrument filed as
an accommodation only.
It has not been examined as
to its execution, insurability
or effect on title.

ALLIANCE TITLE & ESCROW CORP QUITCLAIM DEED

For Value Received

R. Gene Scott, an unmarried person

337159

do hereby convey, release, remise and forever quit claim unto

Jason C. Scott, a married man

whose current address is

Instrument # 337159

RIGBY, JEFFERSON, IDAHO

2005-02-04 09:41:00 No. of Pages: 3

Recorded for: ALLIANCE TITLE & ESCROW

CHRISTINE BOULTER

Fee: 8.00

Ex-Officio Recorder Deputy

Index to: RE-RECORDED DEED

LK

the following described premises, to-wit:

See Attached Legal

RECEIVED BY
ASSESSOR
For PLATTING
Date 2/4/05 Time 9:41

337060

Microfilm No. 1-31-05
At 3:07 O'Clock P M
CHRISTINE BOULTER
Jefferson Co. Recorder
Fee \$ 6.00 Deputy
Recorded at Request of ATC

together with their appurtenances.

Dated: January 28, 2005

RECEIVED BY
ASSESSOR
For PLATTING
Date 1/31/05 Time 3:07

R Gene Scott

R. Gene Scott

STATE OF IDAHO, COUNTY OF Jefferson
On this _____ day of _____, 2005
before me, a notary public in and for said State, personally
appeared

R. Gene Scott

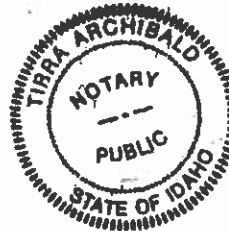
known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that he executed the same.

Christine Boulter

Notary Public

Residing at
Comm. Expires

Residing in Jefferson County, Idaho
Commission Expires: 03-12-10



THOMPSON ENGINEERING INC. CONSULTING ENGINEERS

154 East Main Street, P.O. Box 55
Rigby, Idaho 83442
745-8771

JOB NAME ----- Judd Ball/Gene Scott
JOB NO. ----- 2003-34
REVISED ----- February 2, 2005
PARCEL NO. ----- 10 (Gene to Jason)

LEGAL DESCRIPTION

A Parcel of Land Situated in Jefferson County, State of Idaho, Township 4 North, Range 40 East of the Boise Meridian, Section 29. More Particularly Described as Follows: Beginning at the Northeast Corner of Section 29, Township 4 North, Range 40 East, B.M.
Thence S00°00'00"W along the East line of Section 29 for a Distance of 2625.07 Feet to the East Quarter (E1/4) Corner of Section 29;
Thence N89°53'49"W along the East/West Centerline of Section 29 for a Distance of 2637.21 Feet to the Center of Section 29;
Thence N00°01'05"E along the North/South Centerline of Section 29 for a Distance of 1096.06 Feet;
Thence N89°49'10"W for a Distance of 1000.00 Feet to the True Point of Beginning.
Thence N89°49'10"W for a Distance of 630.00 Feet;
Thence N00°01'05"E for a Distance of 220.00 Feet to the North line of the South Half (S1/2) of the Northwest Quarter (NW1/4) of Section 29;
Thence S89°49'10"E along said North line for a Distance of 630.00 Feet;
Thence S00°01'05"W for a Distance of 220.00 Feet to the True Point of Beginning,
Containing 3.18 Acres More or Less.



Kevin L. Thompson
Kevin L. Thompson, PLS
Thompson Engineering, Inc.

C:\Woodport\N\JH\NashBall_GeneScott.10.dgn

SCANNED

SEP 13 2007

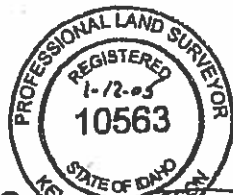
THOMPSON ENGINEERING INC. CONSULTING ENGINEERS

154 East Main Street, P.O. Box 55
Rigby, Idaho 83442
745-8771

JOB NAME ——— Judd Ball/Gene Scott
JOB NO. ——— 2003-34
DATE ——— January 12, 2005
PARCEL NO. ——— 10 (Gene to Jason)

LEGAL DESCRIPTION

A Parcel of Land Situated in Jefferson County, State of Idaho, Township 4 North, Range 40 East of the Boise Meridian, Section 29. More Particularly Described as Follows: Beginning at the Northeast Corner of Section 29, Township 4 North, Range 40 East, B.M.
Thence S00°00'00"W along the East line of Section 29 for a Distance of 2625.07 Feet to the East Quarter (E1/4) Corner of Section 29;
Thence N89°53'49"W along the East/West Centerline of Section 29 for a Distance of 2637.21 Feet to the Center of Section 29;
Thence N00°01'05"E along the North/South Centerline of Section 29 for a Distance of 1096.06 Feet;
Thence N89°49'10"W for a Distance of 1000.00 Feet to the True Point of Beginning.
Thence N89°49'10"W for a Distance of 630.00 Feet;
Thence N00°01'05"E for a Distance of 220.00 Feet to the North line of the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of Section 29;
Thence S89°49'10"E along said North line for a Distance of 630.80 Feet;
Thence S00°01'05"W for a Distance of 220.00 Feet to the True Point of Beginning,
Containing 3.18 Acres More or Less.



Kevin L. Thompson, PLS
Thompson Engineering, Inc.

CAWordperfect\GL\JuddBall GeneScott.10.1g

SCANNED

SEP 13 2007

WARRANTY DEED

303678

For Value Received

J. VIRGINIA SCOTT

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

JASON C. SCOTT and HILLARY SCOTT, husband and wife

whose current address is: 167 NORTH 4700 EAST RIGBY ID 83442

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

Township 4 North, Range 40 East of the Boise Meridian, Jefferson County, Idaho.

Section 29: Beginning at the NW Corner of the SW 1/4 NE 1/4 and running thence N89°49'10"W 1000 feet; thence S00°01'05"W 220 feet; thence S89°49'10"E 1000 feet; thence N00°01'05"E 220 feet to the true point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners 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 they will warrant and defend the same from all lawful claims whatsoever.

Dated: July 17, 2000

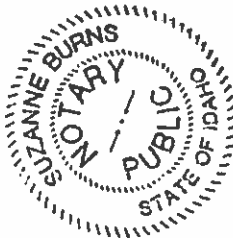
J. Virginia Scott
J. VIRGINIA SCOTT

STATE OF IDAHO, COUNTY OF JEFFERSON

On this 17 day of July, 2000
before me, a Notary Public in and for said State, personally
appeared J. VIRGINIA SCOTT
known to me to be the person(s) whose name(s)
subscribed to the within instruments and acknowledged to
me that they executed the same.

Suzanne Burns
Notary Public,

Residing at: Rigby, ID
Comm. Expires: 11-23-04



Instrument # 303678
RIGBY JEFFERSON, IDAHO
2000-07-17 02:10:00 No. of Pages: 1
Recorded for: VIRGINIA SCOTT
CONNIE M. KELLER Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WARRANTY DEED

RECORDED BY
AUGUST
RECEIVED
7/17/00 2:10

SCANNED

SEP 13 2007