

03/19/2007

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

RIGHT NUMBER: 22-13673
NAME AND ADDRESS: JULIE BOYLE
PO BOX 1085
VICTOR ID 83455

BRIAN BOYLE
PO BOX 1085
VICTOR ID 83455

SOURCE: DRAKE CREEK TRIBUTARY: TETON RIVER

QUANTITY: 0.720 CFS
The quantity of water under this right for stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1889

POINT OF DIVERSION: T03N R45E S18 NWNWNW Lot 1 Within TETON County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.720 CFS
STOCKWATER	04/15 10/15	0.020 CFS

PLACE OF USE: IRRIGATION in TETON County

T03N R45E S07	NESE	33.00	T03N R45E S07	SESE	1.70
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STOCKWATER in TETON County

T03N R45E S07	NESE		T03N R45E S07	NWSE	
T03N R45E S07	SWSE				

34.7 ACRES TOTAL

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

JUL 20 2007

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

RIGHT NUMBER: 22-13673

NAME AND ADDRESS:

BRIAN BOYLE
PO BOX 1085
VICTOR ID 83455

JULIE BOYLE
PO BOX 1085
VICTOR ID 83455

SOURCE:

Source:
DRAKE CREEK

Tributary:
TETON RIVER

QUANTITY:

0.050 CFS

~~0.720 CFS~~

The quantity of water under this right for stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1889

POINT OF DIVERSION:

T03N R45E S18 Lot 1 NWNWNW

Within TETON County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/15 10/15

0.050 CFS

~~0.720 CFS~~

STOCKWATER

04/15 10/15

0.020 CFS

PLACE OF USE:

IRRIGATION

within TETON County

~~T03N R45E S07 NESE 33.0~~

T03N R45E S07 SESE 2.5

~~T03N R45E S07 SESE 1.7~~

STOCKWATER

within TETON County

~~T03N R45E S07 NESE~~

~~T03N R45E S07 NWSE~~

~~T03N R45E S07 SWSE~~

T03N R45E S07 SESE

2.5 ACRES TOTAL

~~34.7 ACRES TOTAL~~

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

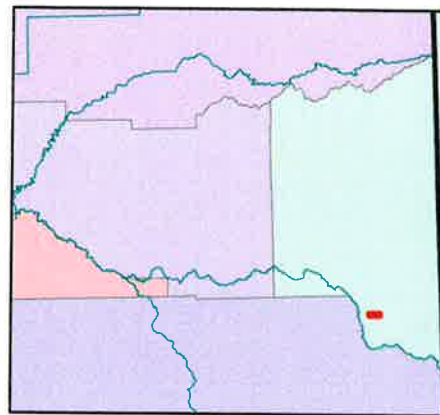


Idaho Department of Water Resources

Adjudication Recommendation 22-13673 (IRRIGATION)

Legend

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



Teton County
IDWR Basin 22

R44E



Prepared by Ernie Carlsen
On September 29, 2009
2004 Aerial Photography

0 0.2 0.4 0.8 Miles



Idaho Department of Water Resources

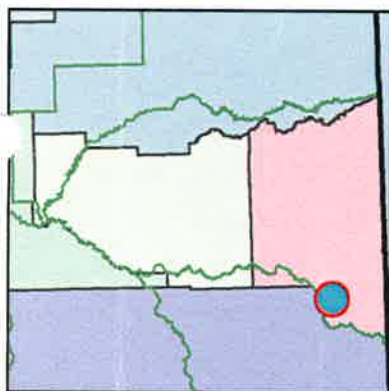
SRBA Recommendation:

22-13673

(Irrigation)

Legend

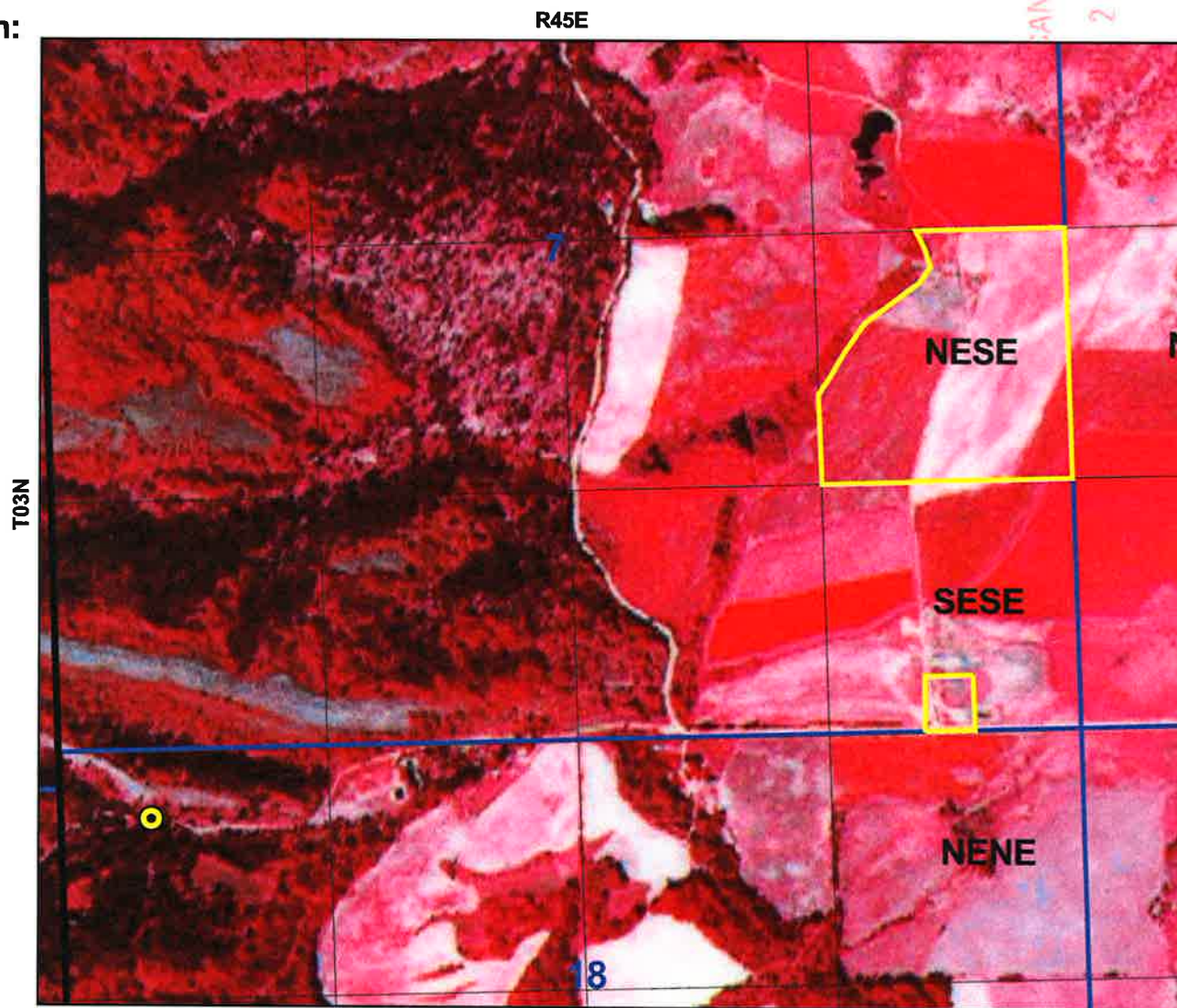
-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Teton County
IDWR Basin 22



Prepared by J. Crabtre
On Monday, March 19, 2007
1987/88 Aerial Photography



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: 22-13149
renumbered to 22-13673

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

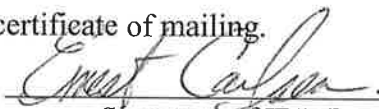
IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party BOYLE - BOYLE
- ☐ 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: 3-19-07



Signature of IDWR Representative

SCANNED

JUL 20 2007

CERTIFICATE OF MAILING

I certify that on 3-23, 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:
DON & MADGE BOYLE
418 W 900 S
VICTOR ID 83455

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
BRIAN & JULIE BOYLE
PO BOX 1085
VICTOR ID 83455

4. One copy to:

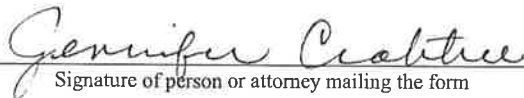
Each party in the subcase, or attorney of record
KENT FOSTER
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

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

JUL 20 2007

JUL 20 2007

SCANNED

Jan 1-31-07

The request will be
same in location, same
for Brian Boyle &
The Gibson area goes
away because it was
not part of the original
decided place of use.

the new
Split ~~the~~ right. Start
with 3 cft.

Combridge 22-13149
22-13150

per Bruce

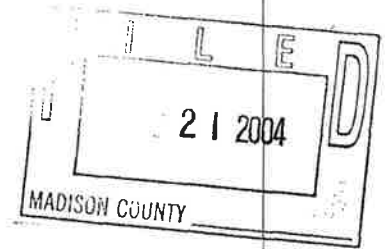
RECEIVED

DEC 27 2004

165403

TETON COUNTY
CLERK RECORDER

J. D. Hancock
Idaho State Bar # 1286
SMITH HANCOCK & LEE, PLLC
30 South 2nd West
Rexburg, Idaho 83440
(208) 356-5493



IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF MADISON
MAGISTRATES DIVISION

IN THE MATTER OF THE ESTATE OF
LOLA D. BOYLE,

Deceased.

CASE NO. CV- 04-933

DECREE VESTING ESTATE IN
SURVIVING SPOUSE

CERTIFICATE
I HEREBY CERTIFY THE
FOREGOING INSTRUMENT
TO BE A TRUE AND COR-
RECT COPY OF THE ORIG-
INAL ON FILE IN MY
OFFICE.

DATED Dec 21.04
Marilyn R. Rasmussen
Madison County Clerk,
Auditor and Recorder,
Clerk of the District Court

By [Signature]
Deputy

The Petition of Lee B. Boyle for a Decree vesting an estate in him as a surviving spouse having come before the Court for hearing, and the Court having heard the evidence and being fully advised in the premises, the Court makes the following findings:

I.

Lola D. Boyle died on September 9, 2004, Idaho Falls, County of Bonneville, State of Idaho. At the time of her death said decedent was domiciled in Rexburg, Madison County, Idaho.

II.

The decedent died testate.

III.

The decedent was survived by the following heirs:

DECREE VESTING ESTATE
IN SURVIVING SPOUSE

1

Instrument # 165403

DRIGGS, TETON, IDAHO
2004-12-27 03:38:06 No. of Pages: 5
Recorded for: SMITH HANCOCK & LEE
NOLAN G. BOYLE Fee: 15.00
Ex-Officio Recorder Deputy [Signature]
Index to: DECREE

165403

SCANNED

JUL 21 2007

<u>NAME</u>	<u>RELATIONSHIP</u>	<u>ADDRESS</u>
Lee B. Boyle	Spouse	441 Reed Street Rexburg, Idaho 83440
Anita Boyle	Daughter	212 Holly Street Rexburg, Idaho 83440
Norman Boyle	Son	215 George Mason Rd. W Falls Church, VA 22046
Eric Boyle	Son	441 Reed Street Rexburg, Idaho 83440
Kristy Hemstreet	Daughter	264 North 3 rd East #406 Rexburg, Idaho 83440
Debra Boyle	Daughter	c/o Vickie Garcia 1709 E Emerald Drive Nampa, Idaho 83686
Tammy Roring	Daughter	971 West 520 North Tremonton, Utah 84337
Doug Boyle	Son	758 36 th Street Odgen, Utah 84403
Ryan Boyle	Son	758 36 th Street Odgen, Utah 84403
Children of Cynthia McDermott (deceased)	Daughter	
Lucus McDermott	Grandson	4433 East 375 North Rigby, Idaho 83442
Justin McDermott	Grandson	4433 East 375 North Rigby, Idaho 83442
Joshua McDermott	Grandson	4433 East 375 North Rigby, Idaho 83442

DECREE VESTING ESTATE
IN SURVIVING SPOUSE

Bryan McDermott

Grandson

4433 East 375 North
Rigby, Idaho 83442

Jessica McDermott

Granddaughter

4433 East 375 North
Rigby, Idaho 83442

IV.

The decedent, Lola B. Boyle, and the petitioner, Lee B. Boyle, intermarried on the 15th day of June, 1955, at Idaho Falls, State of Idaho, and ever since that date until the date of decedent's death, were husband and wife.

V.

The decedent left an estate, as described in Petitioner's Petition, consisting of community property of the decedent and her surviving spouse, Lee B. Boyle, and that as the surviving spouse of the decedent, the Petitioner is entitled to the Decree of this Court declaring and establishing that all of said community property became fully vested on the 9th day of September, 2004, in Lee B. Boyle as spouse and heir of the decedent entitled thereto.

VI.

All notices have been given as required by law.

VII.

Pursuant to Section 14-414 and 14-418, Idaho Code, no tax return need be filed as the value of the property of the decedent does not necessitate the filing of a state or federal tax return. An inventory and appraisal summary has been filed with the Court. Values demonstrate that no return need be filed.

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that the Petitioner, Lee B. Boyle, is the surviving spouse of the said decedent, and that the following described personal property and real property is the community property of said Petitioner and decedent, and said personal and real property and title thereto is vested in Lee B. Boyle, as of the 9th day of September, 2004, free and clear of all right, title, estate, claim or demand of any person or persons claiming or attempting to claim under the said Lola D. Boyle, deceased, as heir or otherwise, except as a proper creditor:

DECREE VESTING ESTATE
IN SURVIVING SPOUSE

165403

SCANNED

JUL 20 2007

PERSONAL PROPERTY

Checking account at Key Bank
Savings account at Key Bank
Checking account at Wells Fargo
IRA Wells Fargo
Annuity Wells Fargo
Checking at Beehive Federal Credit Union
CUNA savings at Credit Union
Waddell Reed (IRA)
Misc. household goods and furniture (used)
1999 Buick

REAL PROPERTY

An undivided one-third (1/3rd) interest in the following described real estate located in Teton County, Idaho:

A part of the Southwest quarter Southeast quarter Section 7, Township 3 North, Range 45 E.B.M., Teton County, Idaho. Being further described as: Commencing at the Southeast corner of said Southwest quarter Southeast quarter, said point being the point of beginning; Thence N89°42'43"W, along the south line of said Section 7, 750.00 feet to an iron pin; Thence N30°45'17"W, 228.75 feet to an iron pin; Thence N34°29'03"E, 346.68 feet to an iron pin; Thence S89°37'57"E, 666.70 feet to a point on the East line of said Southwest quarter; Thence S0°35'35"E, 481.87 feet to the point of beginning.

An undivided one-seventh (1/7th) interest in the following described real estate located in Fremont County, Idaho:

**NW4SE4 & S2NE4 & S2N2NE4 East of HWY 191; SW4NE4SE4;
N2NE4SE4 SEC 12 TWP 9 RGE 42
S2 LOT 1; LOT 2; N2 LOT 3 SEC 7, TWP 9, RGE 43**

The following described property located in Madison County, Idaho:

Lot 3 Block 2 of the Garner Subdivision in the City of Rexburg as per recorded plat thereof.

ALSO:

DECREE VESTING ESTATE
IN SURVIVING SPOUSE

Vacation Plan Conveyance Document dated December 13, 1985, filed on February 25, 1986, in the Office of the Assistant Registrar of the Land Court of the State of Hawaii as Document No. 1354552, made by and between CONSOLIDATED RESORTS, INC., a Hawaii corporation, as Lessor-Grantor, and LEE BLAINE BOYLE and LOLA DALLEY BOYLE, husband and wife, as Tenants by the Entirety, as Lessee-Grantee, for a term commencing on the recording date hereof and terminating on December 31, 2012, with an option to renew or extend for forty (40) years to December 31, 2052.

An undivided 1/52nd interest in Vacation Plan in BANYAN Unit No. 2310, Imperial Hawaii Resort, Condominium Map No. 406 and described in the Master Declaration, as amended, excepting and reserving to Grantor and its successors and assigns, the exclusive right to occupy said unit and excepting and reserving easements set forth in the Master Declaration, as amended, and Vacation Plan Declaration, as amended.

An undivided .00635% interest in and to the common elements of the Project (exclusive of land) as described in the Master Declaration, as amended.

An undivided .00635% leasehold interest, as tenants in common with other assignees, in and to the land situate at Kalia, Waikiki, Honolulu, City and County of Honolulu, State of Hawaii, described in Exhibit "A".

World Mark Owner #2500-5012

The surviving spouse shall assume and be liable for any and all lawful debts of the decedent.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that any other property not now known or hereafter discovered which may belong to said decedent or said estate and Lola D. Boyle, or in which the said decedent and Lee B. Boyle may have an interest is vested in Lee B. Boyle, absolutely as of September 9, 2004.

DATED this 21 day of December, 2004.



Magistrate

(SEAL)

DECREE VESTING ESTATE
IN SURVIVING SPOUSE

1354552

SCANNED

JUL 20 2007

RECEIVED

FEB 17 2005

TETON CO., ID
CLERK RECORDER

166417

PERSONAL REPRESENTATIVE'S DEED

(Victor Cabin)

THIS DEED, made by BRENDA BOYLE, as Personal Representative of the Estate of GENE ROY BOYLE, Deceased, Grantor, to BRENDA BOYLE, as Trustee, of the GENE ROY BOYLE IRREVOCABLE TRUST, Grantee, whose address is 709 Bacon Drive, Boise, Idaho 83812.

RECITALS

WHEREAS, Grantor is the qualified Personal Representative of the Estate of GENE ROY BOYLE, filed as Probate Case No. CV-04-560 in Jefferson County, Idaho; and

WHEREAS, Letters of Personal Representative were issued on August 2, 2004, evidencing the appointment and qualification of BRENDA BOYLE as Personal Representative, copy of which is attached hereto; and

WHEREAS, pursuant to the Court's Order Granting Petition For Approval of Compromise Settlement Agreement filed on December 20, 2004, and said Compromise Settlement Agreement Grantee is entitled to distribution and conveyance of real property owned by the Decedent.

THEREFORE, pursuant to the foregoing, Grantor hereby transfers and conveys to Grantee the Decedent's undivided one-sixth (1/6) right, title and interest in the following-described real property located in Teton County, Idaho, together with all appurtenances, to-wit:

See Exhibit 1 attached hereto and adopted by reference.

DATED this 9th day of February, 2005.

Brenda Boyle (PR)
BRENDA BOYLE
Personal Representative of the Estate of
Gene Roy Boyle

Instrument # 166417

DRIGGS, TETON, IDAHO

2005-02-17

04:18:08 No. of Pages: 4

Recorded for: RACINE OLSON NYE BUDGE & BAILEY

NOLAN G. BOYLE

Fee: 12.00

Ex-Officio Recorder Deputy M. Green

Index to: DEED, PERSONAL REPRESENTATIVE

166417

SCANNED

JUL 20 2007

STATE OF IDAHO)
County of Ada) : ss

On this 9th day of February, 2005, before me, the undersigned Notary Public in and for said State, personally appeared BRENDA BOYLE, Personal Representative of the Estate of GENE ROY BOYLE, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she signed the same.

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



NOTARY PUBLIC FOR IDAHO,
Residing at: Boise, ID
My Commission Expires: 1-13-09

165-117

SCANNED
JUL 20 2007

EXHIBIT 1

A part of the Southwest quarter Southeast quarter Section 7, Township 3 North, Range 45 E., B.M., Teton County, Idaho. Being further described as: Commencing at the Southeast corner of said Southwest quarter Southeast quarter, said point being the point of beginning; Thence N 89°42'43"W, along the south line of said Section 7, 750.99 feet to an iron pin; Thence N 30°45'17"W, 228.75 feet to an iron pin; Thence N 34°29'03"E, 346.68 feet to an iron pin; Thence S 89°37'57"E, 666.70 feet to a point on the East line of said Southwest quarter; Thence S 0°35'35"E, 481.87 feet to the point of beginning.

Subject to a 60 foot private road and utility easement along the eastern property line and a 30 foot county road and utility easement along the southern and southwestern property lines.

Contains 8.67 acres more or less

Restriction: The above parcel cannot be further split under the provisions of the Teton County Subdivision Ordinance, Article VII, Section 9-8-1: One Time Only Split of One Parcel of Land Parcel of Land, June 14, 1999.

168-11

SCANNED

JUL 20 2007

P. O. Box 1391
Pocatello, Idaho 83204-1391
Telephone: (208) 232-6101
Fax: (208) 232-6109

DISTRICT COURT
JEFFERSON COUNTY, IDAHO

LETTERS TESTAMENTARY

JUL 20 2007

RECEIVED

MAR 06 2002

TETON CO., ID
CLERK RECORDER

147009

QUITCLAIM DEED

For Value Received Barry D. and Kay C. Boyle, husband and wife, hereinafter referred to as Grantors,

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

Lee B. and Lola D. Boyle, husband and wife, Nile L. ^{BB KCB}
and Moana K. Boyle, husband and wife, Gene R. Boyle, as an individual and
Tamara N. Boyle as an individual, all hereinafter referred to as Grantees.

whose address is: South East Idaho

Hereinafter called the Grantees the following described premises situated in Teton County, Idaho, to-wit:

PARCEL 1 PROPERTY DESCRIPTION

A portion of the West 1/2 SW 1/4 SE 1/4 Section 7, TWP. 3 North, RNG. 45 East, B.M., Teton County, Idaho, Bring further described as: Commencing at the SE Corner of Said Section 7: Thence N 89° 42' 43" W. 1323.02 feet To The Point of Beginning: Thence N 89° 42' 43" W. 751.24 feet: Thence N 30° 45' 17" W. 228.75 feet: Thence N 34° 29' 04" E. 346.68 feet: ^{BB KCB} Thence N 19° 11' 49" E. 522.36 feet: Thence N 13° 56' 15" E. 344.00 feet: Thence S 89° 54' 00" E. 403.13 feet: Thence S 0° 37' 08" E. 1312.67 feet, To The Point of Beginning, Contains 18.68 ACRES, MORE OR LESS.

together with their appurtenances.

Dated: February 25, 2002

Barry D. Boyle

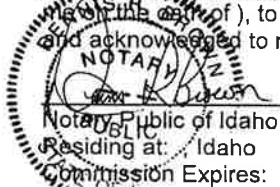
Kay C. Boyle

STATE OF Idaho)

)ss.

COUNTY OF Jefferson)

On this 25 day of February, in the year of 2002 before me, personally appeared Barry D. Boyle and Kay C. Boyle, husband and wife, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) S subscribed to the within instrument, and acknowledged to me that they executed the same.



Dennis R Brown, Notary Public
Residing at Rigby, Idaho
Commission Expires 10/30/05

Instrument # 147009

DRIGGS, TETON, IDAHO
2002-03-06 12:03:23 No. of Pages: 1
Recorded for: BARRY BOYLE
NOLAN G. BOYLE Fee: 3.00
Ex-Officio Recorder Deputy E. Smith
Index to: DEED, QUIT-CLAIM

147009

SCANNED

JUL 20 2007

134590

TETON CO., ID.
CLERK RECORDER

QUITCLAIM DEED

THIS INDENTURE, made this 25 day of July, 1995, between Barry D. and Kay C. Boyle, husband and wife, hereinafter referred to as Grantors, and Lee B. and Lola D. Boyle, husband and wife, Nile L. and Mounn K. Boyle, husband and wife, Gene R. and Vickie Boyle, husband and wife, and Tamara N. Boyle, as an individual, all hereinafter collectively referred to as Grantees,

WITNESSETH:

That the said Grantors, for and in consideration of the sum of One Dollar and other valuable consideration, lawful money of the United States of America, to them in hand paid by the Grantees, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever **QUITCLAIM** unto the said Grantees, each in proportion to their current respective interest in said property, and to their heirs and assigns forever, any and all interest which Grantors may have in all the following described real estate, situated in Teton County, State of Idaho, to-wit:

That portion of the SW 1/4 SE 1/4 of Section 7, Township 3 North, Range 45 East Boise Meridian commencing at the SE corner of said Section 7, thence North 89°42'43" West a distance of 1883.67 feet to the point of beginning; thence North 89°42'43" West a distance of 190.59 feet; thence North 30°45'17" West a distance of 228.75 feet; thence North 34°39'04" East a distance of 346.68 feet; thence East a distance of 111.28 feet; thence South a distance of 483.30 feet to the point of beginning. This parcel being approximately 2.5 acres.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof;

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto the said Grantees, and to their heirs and assigns forever.

IN WITNESS WHEREOF, the said Grantor has hereunto set his hand and seal the day and year first above written.

Barry D. Boyle

Kay C. Boyle
Kay C. Boyle

STATE OF IDAHO,)
County of Madison.)ss.

On this 25 day of July, 1998, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Darry D. and Kay C. Boyle, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me they executed the same.

Notary Public for the State of Idaho
Residing at:
My commission expires:

GRANT W. BOEHME, NOTARY PUBLIC
RESIDING AT: REXBURG, IDAHO
MY COMMISSION EXPIRES: 8/17/2003

134590

FILED
THE REQUEST OF

AT 23 MINUTES PAST 9 A M

DATE, May 28 1942

Robert H. Smith

CLERK OF RECORD

[Signature] DEPUTY

134590

JUL 20 2007

112423
QUITCLAIM DEED

RECEIVED

For Value Received

Ina June Turner

MAR 15 1993

TETON Co. Id.
Clerk Recorder

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

Lee R. Boyle and Lola D. Boyle; Nile L. Boyle and Moana K. Boyle;

Gene R. Boyle and Tamara N. Boyle; Barry D. Boyle and Kay C. Boyle.
whose current address is

441 Reed St.
Rexburg, Idaho 83440
the following described premises, to-wit:

1/4 Sec 7 T3N, R4SEB1

Tax # 2836 less tax #'s 2836 and 3058 being further described as
beginning at the Southeast Corner of Section 7, Township 3 North, Range 45 East,
Boise Meridian, Teton County, Idaho, and running thence North 45° 23' 11" West
1038.41 feet to the Southeast Section 1/4 NE corner and true point of beginning;
thence North 89° 47' 45" West 660.75 feet; thence North 0° 35' 11" West 1311.69 feet
to the Section 1/4 line; thence South 89° 52' 49" East, 660 feet along said
section 1/4 line; thence South 0° 37' 08" East 1312.57 feet to the point of
beginning

Tax # 3058

Also a portion of Section 7, Township 3 North, Range 45 East, Boise Meridian,
Teton County, Idaho, being further described as: From the Southeast Corner of
the SE 1/4 of said Section 7, North 84° 36' 12" West 2200.96 feet to the point of
beginning; thence North 10° 54' 52" East, 218.60 feet more or less along the
center line of the county road; thence along a 194.08 feet radius curve to the
left with a chord bearing N22° 32' 07" West, 170.65 feet along the center of the
same road; thence N54° 48' 05" West, 250.18 feet along the center line of the
road; thence N27° 28' 18" West 231.93 feet along the center line of the road;
thence N39° 35' 21" West, 203.52 feet along the center line of the road to a point
on the section 1/4 line; thence N0° 33' 15" West, 396.29 feet along the section
1/4 line to a point; thence N21° 02' 25" East, 279.40 feet along the center line
of the road to a point; thence East 557.65 feet to a point; thence S0° 35' 11"
East, 421.61 feet to a point; thence S89° 38' 01" East, 257.63 feet more or less to
a point in the thread of Drake Creek; thence South 13° 56' 15" West, 314.00 feet
more or less along the thread of Drake Creek; thence S19° 11' 49" West, 522.36
feet more or less along the thread of Drake Creek; thence S34° 29' 04" West,
45.60 feet more or less along the thread of said creek to a point in the center
line of the county road; the point of beginning.

together with their appurtenances.

Dated: 14 Jan 1993

Ina June Turner
NOTARY
STATE OF IDAHO, COUNTY OF Teton Falls
On 19 day of January, 1993,
I, *Notary Public*, a duly qualified and for said State, personally
appeared *Ina June Turner*

known to me to be the person who's name
subscribed to the within instrument, and acknowledged to
me that *she did*.

Notary Public
Residing at *Murtough*
Comm. Expires *Aug 29, 1994*

112423

FILED
AT THE REQUEST OF
Lee Boyle
AT 15 MINUTES PAST 2 P.M.
DATE *March 15, 1993*
Ann J. Drake
CLERK OF RECORDER
BY *Nora Rigby*
DEPUTY

Recorded by the American Land Title Co., Pocatello, Idaho

JAN 30 1991

Published by FIRST AMERICAN TITLE COMPANY
Formerly TACHES TITLE CO.

TETON Co. Id.
Clerk Recorder

WARRANTY DEED

107451

For Value Received

Don L. Boyle and Madge H. Boyle

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

Lee B. Boyle and Lola D. Boyle, Ina June Turner, Nile L. Boyle,
Gene R. Boyle, Tamara N. Boyle, Barry D. Boyle and Kay C. Boyle

the grantee, the following described premises, to-wit:

T3N R45EBM Section 7
E1SW1/4SE1/4
Less: 2.56 Acres being further described as:
Beginning from the SE Corner of the SE1/4 of Sec. 7
T3N R45 EBM N 84° 36' 12" W, 2200.46 Ft. to a
point,
Thence N 34° 25' 04" E, 346.68 ft. to the point
of beginning,
Thence N 00° 35' 11" W 813.60 Ft.,
Thence S 89° 38' 01" E, 257.63 Ft.,
Thence S 13° 56' 15" W, 344.00 Ft. to A point
in center of creek,
Thence S 19° 11' 49" W 522.36 Ft. to the point
of beginning.
Contains 17.44 acres more or less.

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, that he the owner in fee simple of said premises; that said
premises are free from all incumbrances except as hereinabove set forth and that he will warrant and
defend the same from all lawful claims whatsoever.

Dated:

Don L. Boyle
Madge H. Boyle

STATE OF IDAHO, COUNTY OF Teton
On this 30 day of January, 1991,
before me, a notary public in and for said State, personally
appeared: *Don L. Boyle & Madge H. Boyle*

NOTARY
known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Dorothy C. Daughan
Notary Public
Residing at Teton, Idaho
Comm. Expires 9-28-93

107451

FILED

AT THE REQUEST OF

Madge Boyle
25 MINUTES PAST 4 P M
DATE Jan 30, 1991
Alta J. Drake
CLERK OF RECORDER
BY *Nora Hill*
DEPUTY

FILMED
INDEXED
PLATED

INSTRUMENT NO.

RECEIVED

NOV 18 2005

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 division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
22-13149		☒			

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 usually attached to your deed or on file with the county).

OR

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 **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) Don L. Boyle
4. New Owner/Claimant(s) 1499 Windsor Drive Idaho Falls 83406
Brian L. and/or Julie Boyle
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 418 West 900 South
- City, State and ZIP Code Victor Id. 83455
- New Telephone Number 609 787-2813
5. Date you acquired the property 12-8-1993

SCANNED
JAN 04 2006

SCANNED

JUL 20 2007

SCANNED

DEC 09 1993

114615

WARRANTY DEED

TETON Co. Id.
Clerk Recorder

For Value Received DON L. BOYLE and MADGE H. BOYLE, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

BRIAN LAMAR BOYLE and JULIA FOSTER BOYLE, husband and wife
whose address is: 418 W. 900 S., VICTOR, ID, 83455

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

Township 3 North, Range 45 East, Boise Meridian, Teton County, Idaho

Section 7: NE1/4SE1/4

Together with an easement for ingress and egress described as follows:
Beginning at the SW Corner of the SE1/4SE1/4 of Section 7, Township 3 North, Range 45 East, Boise Meridian, Teton County, Idaho, and running thence North along the West Line of said SE1/4SE1/4, 1,320 feet more or less to the NW Corner of said SE1/4SE1/4, thence East 30 feet; thence South 1,320 feet more or less to the South Section Line of said Section 7; thence West 30 feet to the point of beginning.

ALSO: Beginning at a point which is East along the South section Line 1850 feet from the S1/4 Corner of Section 7, Township 3 North, Range 45 East, Boise Meridian, Teton County Idaho the true point of beginning; and running thence North 300 feet; thence East 145.2 feet; thence South 300 feet; thence West 145.2 feet to the true point of beginning.

Subject to reservations in United States and State Patents; existing and recorded Right-of-ways, Easements, Zoning, Building and Subdivision ordinances; Taxes and Assessments as prorated between the parties hereto.

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: 12-8-93

Don L. Boyle
DON L. BOYLE

Madge H. Boyle
MADGE H. BOYLE

STATE OF IDAHO)
: ss
COUNTY OF TETON)

On this 8th day of December, in the year 1993, before me, a Notary Public in and for said State, personally appeared DON L. BOYLE and MADGE H. BOYLE, known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument, and acknowledged to me that they executed the same.

114615

FILED

AT THE REQUEST OF

First American
AT 05 MINUTES PAST 9 a.m.
DATE Dec. 9, 1993
Asa J. Drake
CLERK OF RECORDER
BY Nora Rigby
DEPUTY

Jerrilee J. Brower
Notary Public of
Residing at Tetonia, Idaho
Commission Expires 2-27-98



114615

PROFILED

SCANNED
JAN 04 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 3, 2006

BRIAN & JULIE BOYLE
418 W 900 S
VICTOR ID 83455

RE: SPLIT OWNERSHIP OF WATER RIGHT 22-13149

Dear Mr. & Mrs. Boyle:

Review of your "Notice of Change in Water Right Ownership" reveals a portion of the water right(s) listed above is appurtenant to your property. However, our office is unable to split water rights in Basin 22 until after we submit the Director's Report to the Snake River Basin Adjudication Court. Therefore, you have been added to the water right record(s) as a "present owner." This designation will allow you to receive copies of mailings that pertain to the water right(s) listed above.

Splitting rights will be completed following distribution of the Basin 22 Director's Report scheduled for mailing in 2006. At that time we will designate you "current owner" of your portion and notify the SRBA Court, so the water rights appurtenant to your property will be adjudicated in your name.

Respectfully,

Jennifer Crabtree

Technical Records Specialist

Enclosure

cc: File: 22-13149

PROFILED

present owner ✓

SCANED
JAN 04 2006