

03/19/2007

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

RIGHT NUMBER: 22-13674

NAME AND ADDRESS: RICHARD & SUSAN JACOBSEN FAMILY TRUST  
C/O HOLDEN, KIDWELL, HAHN & CRAPO  
PO BOX 50130  
IDAHO FALLS ID 83405

SOURCE: DRAKE CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 2.280 CFS

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          | 2.280 CFS                |
| PLACE OF USE: | <u>IRRIGATION in TETON County</u> |                      |                          |
|               | T03N R45E S07 SWSE                | 16.00                | T03N R45E S07 SESE 38.00 |
|               | T03N R45E S08 NWSW                | 35.00                | T03N R45E S08 SWSW 21.00 |

110 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

SCANNED

JUL 20 2007

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

RIGHT NUMBER: 22-13674

NAME AND ADDRESS:

RICHARD & SUSAN JACOBSEN FAMILY  
TRUST  
C/O HOLDEN, KIDWELL, HAHN & CRAPO  
PO BOX 50130  
IDAHO FALLS ID 83405

SOURCE:

Source:  
DRAKE CREEK

Tributary:  
TETON RIVER

QUANTITY: 2.950 CFS ~~2.280 CFS~~

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    | <u>2.950 CFS</u> <del>2.280 CFS</del> |

PLACE OF USE:

| IRRIGATION                     | within TETON County                |
|--------------------------------|------------------------------------|
| <u>T03N R45E S07 NESE 30.0</u> |                                    |
| <u>T03N R45E S07 SWSE 16.0</u> |                                    |
| <u>T03N R45E S07 SESE 36.0</u> | <del>T03N R45E S07 SESE 38.0</del> |
| <u>T03N R45E S08 NWSW 30.0</u> | <del>T03N R45E S08 NWSW 35.0</del> |
| <u>T03N R45E S08 SWSW 17.0</u> | <del>T03N R45E S08 SWSW 21.0</del> |

129 ACRES TOTAL

~~110 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

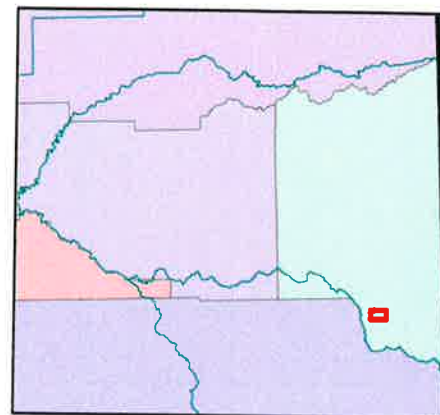


# Idaho Department of Water Resources

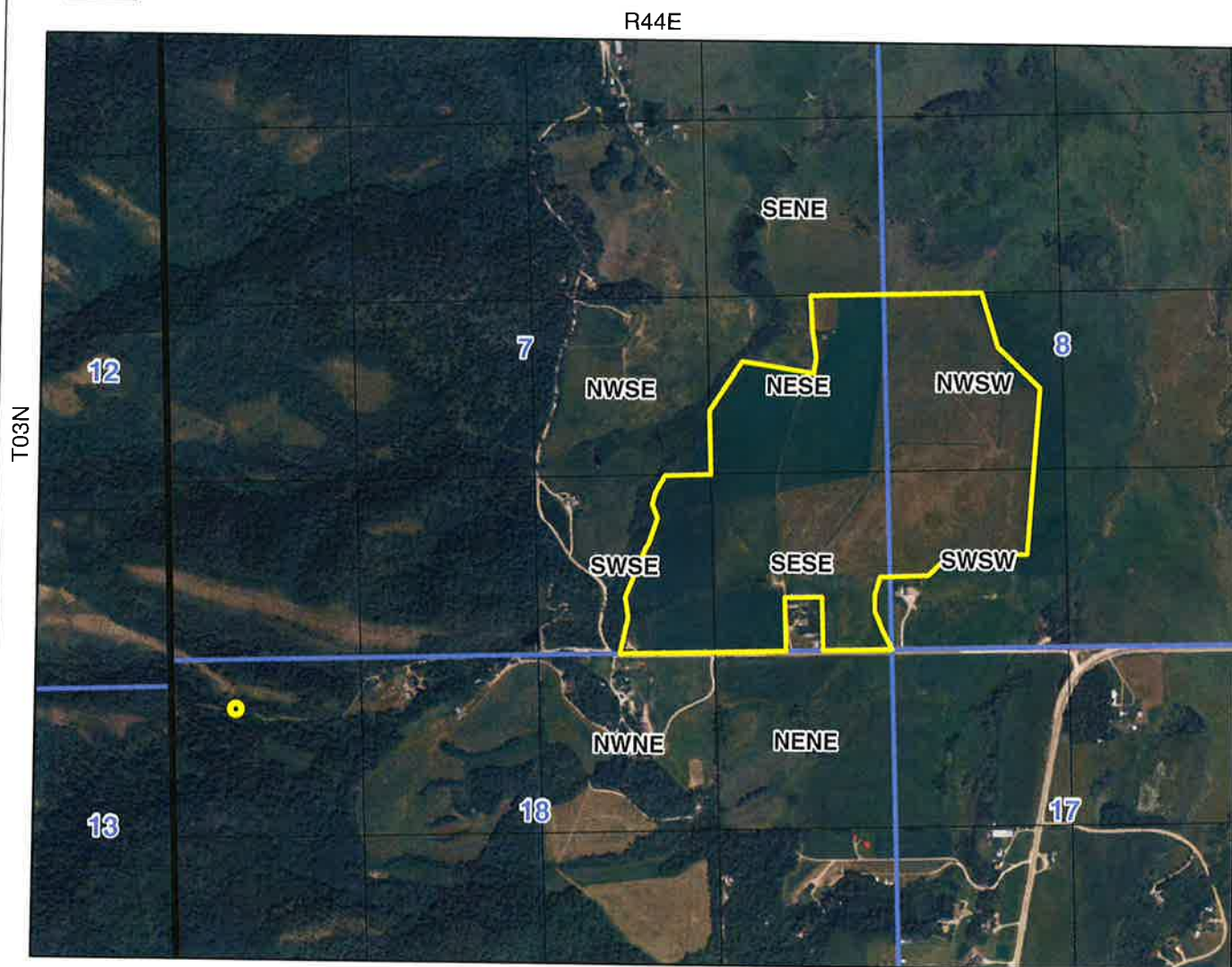
## Adjudication Recommendation 22-13674 (IRRIGATION)

### Legend

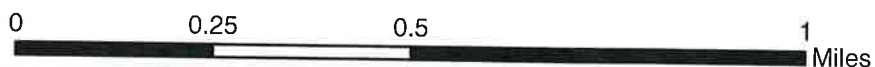
- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



Teton County  
IDWR Basin 22



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





# Idaho Department of Water Resources

SRBA Recommendation:

**22-13674**

(Irrigation)

## Legend

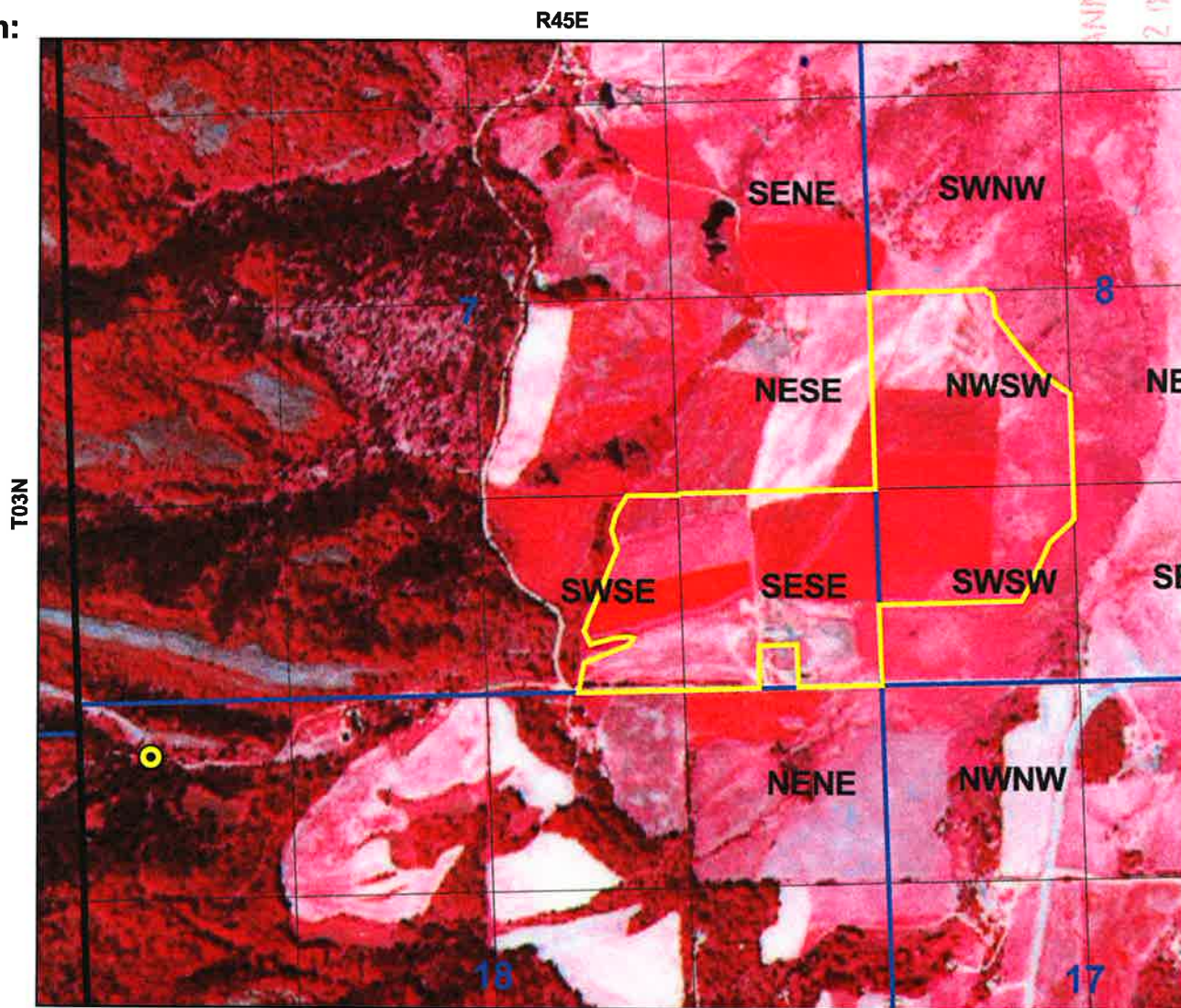
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Teton County  
IDWR Basin 22



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



0 0.5 1 Miles



## 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](http://www.idwr.idaho.gov)

EASTERN REGION

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Interim Director

March 23, 2007

BRIAN & JULIE BOYLE  
PO BOX 1085  
VICTOR ID 83455

RE: Notice of Change of Water Right Ownership (NCO) for 22-13149 and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

On November 18, 2005, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). In order to complete this change, our office renumbered the water right to 22-13673. IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

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 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

cc: Kent Foster

SCANNED

JUL 2 11 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](http://www.idwr.idaho.gov)

**EASTERN REGION**

**C. L. "BUTCH" OTTER**  
Governor

**DAVID R. TUTHILL, JR.**  
Interim Director

March 23, 2007

RICHARD & SUSAN JACOBSEN FAMILY TRUST  
C/O HOLDEN KIDWELL HAHN & CRAPO  
PO BOX 50130  
IDAHO FALLS ID 83405

RE: Notice of Change of Water Right Ownership (NCO) for 22-13150 and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

On January 18, 2007, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). In order to complete this change, our office renumbered the water right to 22-13674. IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

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 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

JUL 20 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: 22-13150  
renumbered to 22-13674

Case No. 39576

)

)

NOTICE OF COMPLETED  
ADMINISTRATIVE  
PROCEEDING

IDWR has completed the following Administrative proceeding:

☐ Address change

☐ Substitution of Party

☐ I.C. § 42-222 transfer

☐ point of diversion

☐ place of use

☐ period of use

☐ nature of use

☐ split of water right

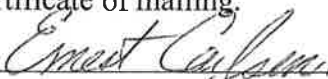
☐ change in ownership

☒ OTHER: Renumbered

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: 3-17-07

  
\_\_\_\_\_  
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:

~~RICHARD + SUSAN JACOBSEN FAMILY TRUST~~  
c/o HOLDEN KIDWELL HAHN & CRAPO  
PO BOX 50130  
IDAHO FALLS ID 83405

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:  
N/A

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

JUL 20 2007

per Clinic

Combric 22-13149  
22-13150

~~the new~~ Split ~~one~~ right. Start  
with 3 cfr.

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

for 1-31-07

SCANNED

JUL 2 0 2007

Law Offices  
**HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.**

KENT W. FOSTER  
ROBERT E. FARNAM  
WILLIAM D. FALER  
CHARLES A. HOMER  
GARY L. MEIKLE  
DONALD L. HARRIS  
DALE W. STORER  
MARIE T. TYLER  
FREDERICK J. HAHN, III  
KARL R. DECKER  
SHAN B. PERRY  
DeANNE CASPERSON\*  
AMELIA A. SHEETS  
JAN N. ALLRED\*\*  
ROBERT L. HARRIS  
DEBORAH S. O'MALLEY

1000 RIVERWALK DRIVE, SUITE 200  
P.O. BOX 50130  
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620  
FACSIMILE (208) 523-9518  
E-MAIL [KFOSTER@HOLDENLEGAL.COM](mailto:KFOSTER@HOLDENLEGAL.COM)

Arthur W. Holden  
(1877-1967)  
Robert B. Holden  
(1911-1971)  
Terry L. Crapo  
(1939-1982)  
William S. Holden  
(1907-1988)

Of Counsel  
Fred J. Hahn

**RECEIVED**

**JAN 18 2007**

Department of Water Resources  
Eastern Region

\*Also Licensed in Missouri & Kansas  
\*\*Also Licensed in Utah & Colorado

January 16, 2007

Jennifer Crabtree  
Idaho Department of Water Resources  
900 N. Skyline Dr., Ste. A  
Idaho Falls, ID 83402

Re: Change of Water Right Ownership for Water Rights Nos. 22-13149 and 22-13150

Dear Jennifer:

According to the Recommendations we have recently received from the Department of Water Resources, 22-13150 is already in the name of Richard & Susan Jacobsen Family Trust. With respect to 22-13149, we sent in a Notice of Change of Ownership on this one back on May 17, 2004. I brought a new copy of this letter and all of the attachments over to Trent Galbraith last week because there was some confusion that resulted from it. I am also enclosing a copy of a letter from you, dated September 26, 2005, indicating that you had received our Notice of Change of Water Right Ownership for 22-13149 and that our clients were being listed as "present" owners. I am still not sure what the difference between a "present" owner and a "current" owner might be.

Are you sure you still need another Notice of Change of Water Right Ownership?

Yours very truly,



Kent W. Foster

SCANNED

JUL 28 2007

RECEIVED

JAN 18 2007

Department of Water Resources  
Eastern RegionSTATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES  
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

COPY

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
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<br>Right<br>No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|--------------------------|------------------------------|-------|-----------------------|------------------------------|-------|
|                          | 22-13149                     | 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 rights(s) or claims(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 your water rights(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 Don L. Boyle and Madge H. Boyle  
418 W. 900 S., Victor, ID 83455
4. New Owner/Claimant(s) Richard and Susan Jacobsen Family Trust  
Name connector (check one): [ ] and [ ] or, [ ] and/or  
New Mailing Address 3201 Ash St.  
City, State and ZIP Code Palo Alto, CA 94306  
New Telephone Number (650) 493-5310
5. Date you acquired the property June 5, 2000

SCANNED

JUL 20 2007

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                               |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|---------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number                                                                            | 22-13149                                                                   |                                                               |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc.) |
| Irrigation                                                                                                              | 0.27 cfs                                                                   | 16 out of 60 acres                                            |
| Stock                                                                                                                   |                                                                            |                                                               |
| Domestic                                                                                                                |                                                                            |                                                               |
| Other                                                                                                                   |                                                                            |                                                               |
| <b>TOTAL</b>                                                                                                            | 0.27 cfs                                                                   |                                                               |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                               |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|---------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number                                                                            |                                                                            |                                                               |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc.) |
| Irrigation                                                                                                              |                                                                            |                                                               |
| Stock                                                                                                                   |                                                                            |                                                               |
| Domestic                                                                                                                |                                                                            |                                                               |
| Other                                                                                                                   |                                                                            |                                                               |
| <b>TOTAL</b>                                                                                                            |                                                                            |                                                               |

7. Signature of New Owner(s) Or Claimant(s)  
(include title if applicable)

*[Signature]*  
Trustee

For Snake River Basin Adjudication Claims: Please attached a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

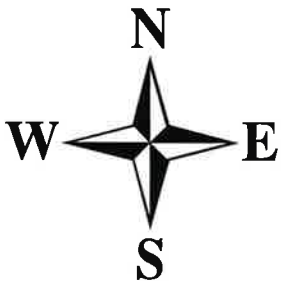
**For Office Use Only**

Received by \_\_\_\_\_ Date \_\_\_\_\_ Fee \_\_\_\_\_  
 Received by \_\_\_\_\_ Date \_\_\_\_\_ Receipt No. \_\_\_\_\_  
 Processed by \_\_\_\_\_ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_

SCANNED

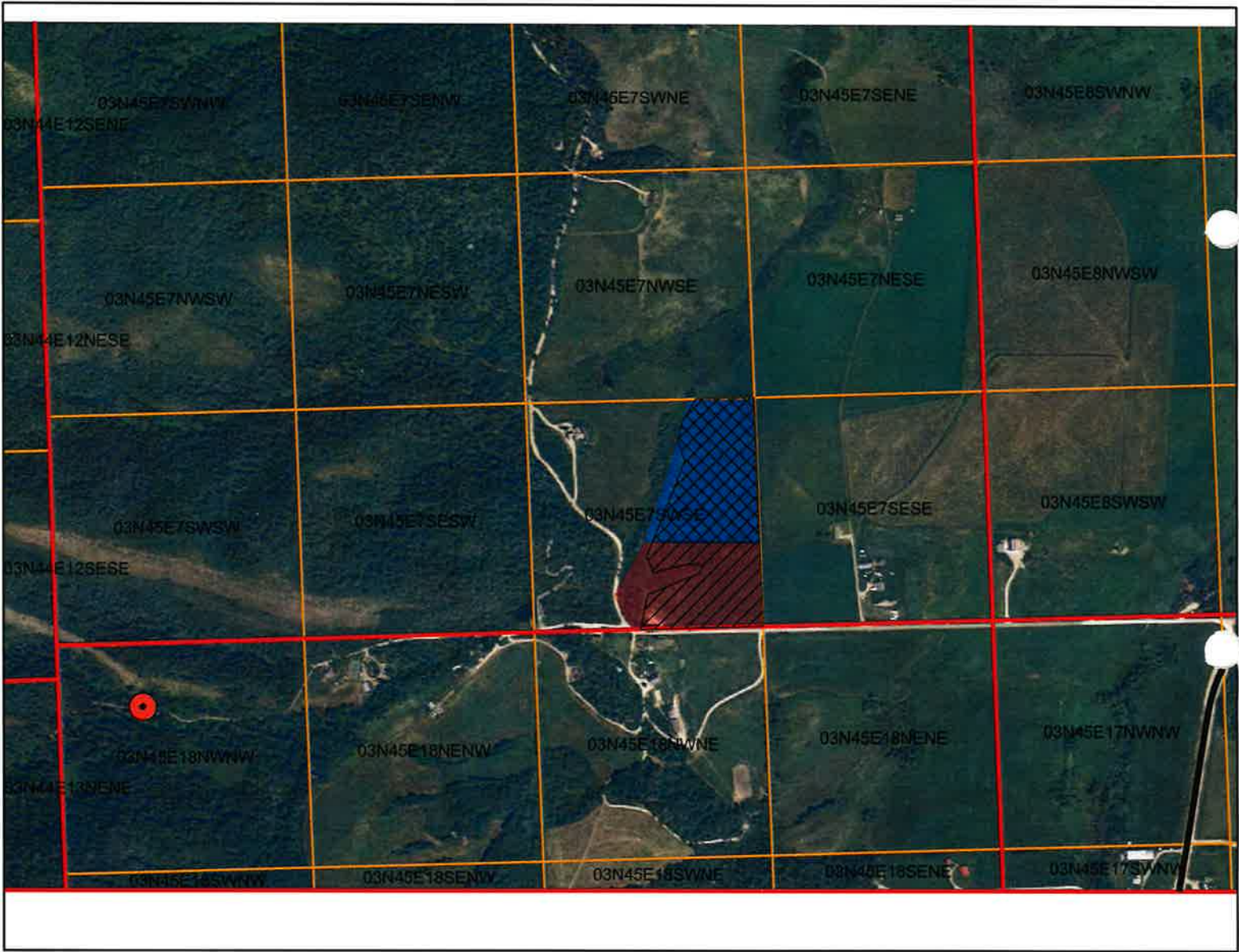
JUL 2 n 2007

# WATER RIGHT SPLIT FOR WATER RIGHT NOS. 22-13149 AND 22-13150

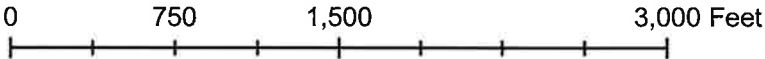


**Legend**

- Deed\_182244 *Jacobs*
- Deed\_182245 *Jacob*
- Deed\_182245\_POU
- Deed\_182244\_POU
- POD
- PLS-Section
- PLS-QQ
- Highway 26



Prep. by Rob Harris  
Dec. 6, 2006





137945  
WARRANTY DEED

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

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

RICHARD and SUSAN JACOBSEN FAMILY TRUST DATED APRIL 2, 1993, RICHARD JACOBSEN and SUSAN JACOBSEN, TRUSTEE S  
whose address is: 3201 ASH STREET, PALO ALTO, CA, 94306

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

SEE ATTACHED EXHIBIT "A"

TOGETHER WITH domestic water Right No. 22-10297 and Two (2) CFS to irrigate 100 acres from John Creek/Drake Creek Right No. 22-00229

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:

Don L. Boyle  
DON L. BOYLE

Madge H. Boyle  
MADGE H. BOYLE

STATE OF IDAHO )

COUNTY OF TETON )

On this 5<sup>th</sup> day of June in the year 2000, 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.



Instrument # 137945  
DRIGGS TETON, IDAHO  
2000-06-05 04:00:47 No. of Pages: 1  
Recorded for: FIRST AMERICAN  
NOLAN G. BOYLE Fee: 3.00  
Ex-Officio Recorder Deputy  
Index to DEED, WARRANTY

First American Title Company

SCANNED

JUL 20 2007

## EXHIBIT "A"

The W1/2SW1/4 Section 8, and the SE1/4SE1/4 Section 7, Township 3 North, Range 45 East, Boise Meridian, Teton County, Idaho, LESS the following described property:

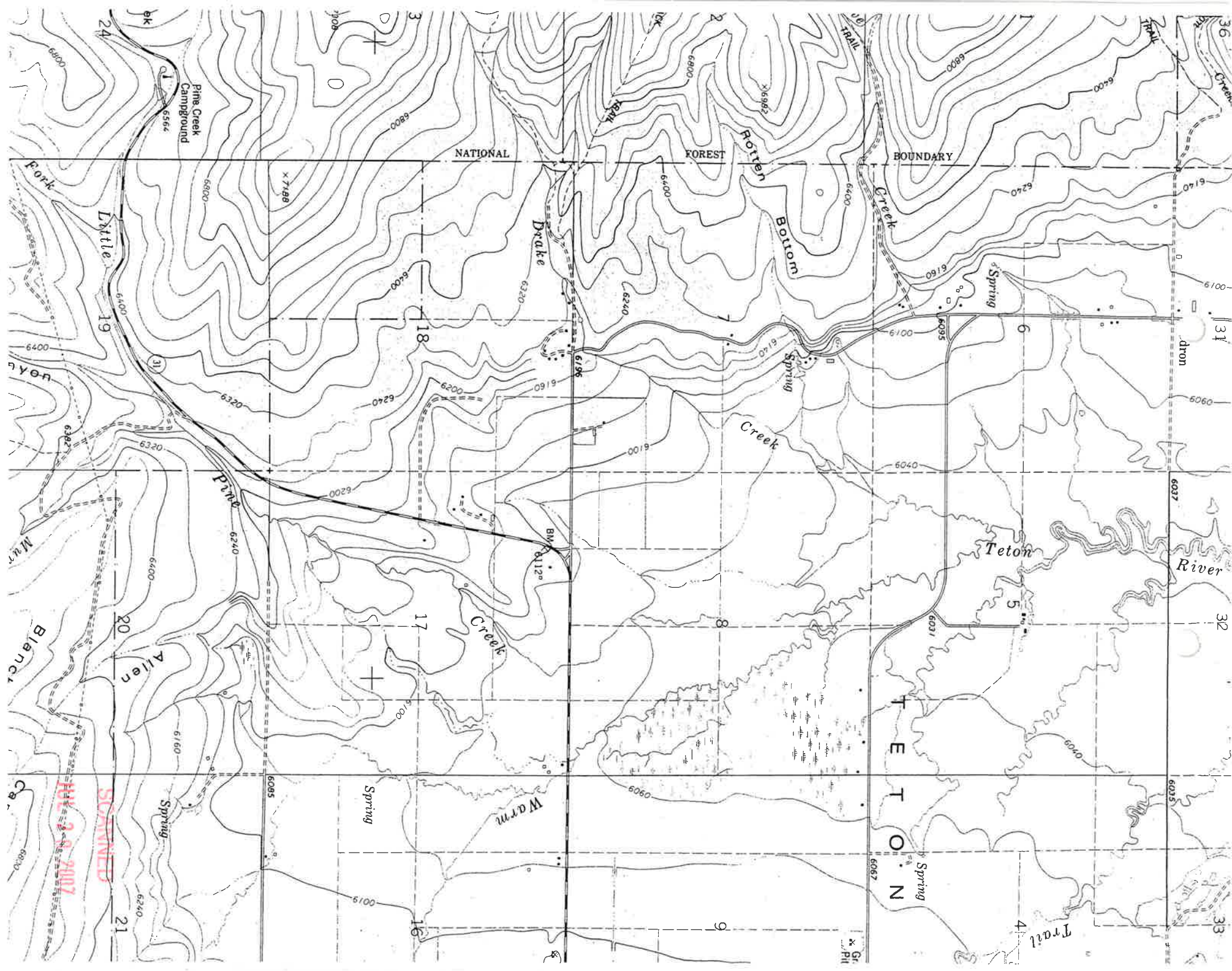
The Southern 556 feet of the SW1/4SW1/4 of said Section 8, and from the SE1/4 Corner of said Section 7, thence N 89°06'01" West, 521.39 feet along the Southern section line to the true point of beginning; thence N 89°06'01" West 275.00 feet further along the Southern section line to a point; thence North 00°36'42" East, 400 feet to a point; thence S 89°06'01" East, 275.00 feet to a point; thence South 00°36'42" West, 400 feet to the point of beginning.

SUBJECT TO a 30 foot County Road Easement along the South property line.

SUBJECT TO a 30 Foot Easement for ingress and egress to the NE1/4SE1/4 of said Section 7 being the 30 westernmost feet of the SE1/4SE1/4 of said Section 7;

SCANNED

JUL 20 2007





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](http://www.idwr.state.id.us)

EASTERN REGION

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

September 26, 2005

RICHARD & SUSAN JACOBSEN FAMILY TRUST  
3201 ASH ST  
PALO ALTO CA 94306

RE: SPLIT OWNERSHIP OF WATER RIGHT 22-13149

Dear Mr. & Mrs. Jacobsen:

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  
Don & Madge Boyle

SCANNED

JUL 20 2007

RECEIVED OCT 1 / 2005

RECEIVED

NOV 07 2006

TETON CO., ID  
CLERK RECORDER

First American Title Company

WARRANTY DEED  
182245

184350

Instrument # 182245

DRIGGS, TETON, IDAHO

2006-11-07 02:59:04 No. of Pages: 7

Recorded for : FIRST AMERICAN TITLE CO

NOLAN G. BOYLE

Fee: 21.00

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

THIS INDENTURE is made this 3 day of November, 2006, by Lee B. Boyle, an unmarried man, Nile L. Boyle and Moana K. Boyle, husband and wife, Tamara N. Boyle, and Brenda Boyle, Trustee of the Gene Roy Boyle Irrevocable Trust, the "Grantor", and Richard Jacobsen and Susan Jacobsen, husband and wife, not acting individually but as Trustees for the Richard and Susan Jacobsen Family Trust created under Trust Agreement dated April 2, 1993, the "Grantee", whose mailing address is 3201 Ash Street, Palo Alto, CA 94306-2240.

WITNESSETH, that the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's successors and assigns forever, all of the following described property in the County of Teton, State of Idaho, to-wit:

Real Property in the County of Teton, State of Idaho, described as follows:

Parcel 1:

A part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 7, Township 3 North, Range 45 East, B.M. Teton County, Idaho being further described as:

Commencing at the SE corner of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ , said point being the point of beginning; thence N89°42'43"W. along the South line of said Section 7, 750.99 feet to an iron pin; thence N30°45'17"W 228.75, 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 SW $\frac{1}{4}$ ; thence S0°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 as set out in Land Split Record of Survey recorded as Instrument No. 151391.

SUBJECT TO the following:

1. Resolution Declaring County Highways, declaring Drake Creek Road a county highway, recorded May 16, 1980, Instrument No. 85484.

182245

SCANNED

JUL 20 2007

2. All matters, covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason thereof, disclosed by Record of Survey Boundary Line Adjustment recorded August 4, 1995, as Instrument Number 120882, but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).
3. Electric line right-of-way easement granted by Nile Boyle and Moana K. Boyle, to Fall River Rural Electric Cooperative, Inc., recorded November 7, 1995 recorder's No. 121879, records of Teton County, ID.
4. Agreement for electrical service between Nile L. Boyle and Moana K., and Fall River Rural Electric Cooperative, Inc., recorded November 7, 1995 recorder's No. 121912 records of Teton County, ID.
5. Roads and Travelways for Teton County, Idaho recorded May 14, 2002, as Instrument No. 148100.
6. All matters, covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason thereof, disclosed by Record of Survey Land Split recorded November 21, 2002, as Instrument Number 151391, but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).
7. Restrictions on Warrant Deed recorded November 21, 2002, as Instrument No.: 151392, records of Teton County, ID. As per Article VII, Section 1-7-16, ID County, Subdivision ordinance, this property cannot be further divided under the one time only split provision.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

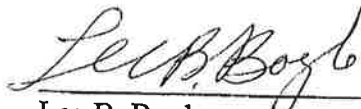
TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantee's successors and assigns forever. The Grantor shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the Grantee's successors

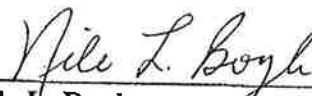
and assigns, against the Grantor and the Grantor's successors, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

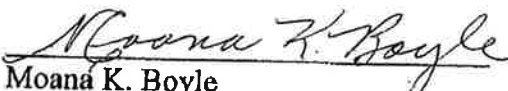
In construing this Warranty Deed and where the context so requires, the singular includes the plural.

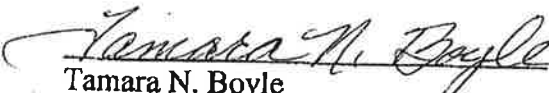
IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

GRANTOR:

  
\_\_\_\_\_  
Lee B. Boyle

  
\_\_\_\_\_  
Nile L. Boyle

  
\_\_\_\_\_  
Moana K. Boyle

  
\_\_\_\_\_  
Tamara N. Boyle

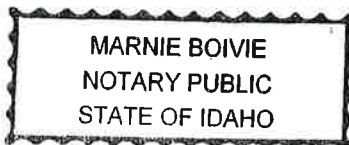
\_\_\_\_\_  
Brenda Boyle, Trustee of the Gene Roy Boyle  
Irrevocable Trust

STATE OF IDAHO )  
 )ss.  
County of Teton )

Madison

On the 3 day of November, 2006, before me, the undersigned, a notary public in and for said State, personally appeared **Lee B. Boyle**, known or 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 in this certificate first above written.



(seal)

Marnie Boivie  
Notary Public for Idaho

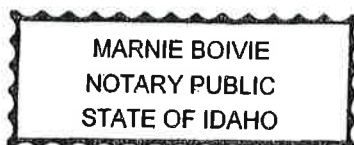
Residing at: \_\_\_\_\_ Residing at: Sugar City, Idaho  
My Commission Expires: \_\_\_\_\_ My Commission Expires: 09-14-2011

STATE OF IDAHO )  
 )ss.  
County of Teton )

Madison

On the 3 day of November, 2006, before me, the undersigned, a notary public in and for said State, personally appeared **Nile L. Boyle**, known or 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 in this certificate first above written.



(seal)

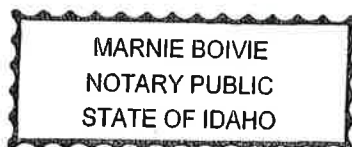
Marnie Boivie  
Notary Public for Idaho

Residing at: \_\_\_\_\_ Residing at: Sugar City, Idaho  
My Commission Expires: \_\_\_\_\_ My Commission Expires: 09-14-2011

STATE OF IDAHO )  
 )ss.  
County of ~~Teton~~ *Madison* )

On the 3 day of November, 2006, before me, the undersigned, a notary public in and for said State, personally appeared **Moana K. Boyle**, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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



(seal)

*Marnie Boivie*

Notary Public for Idaho

Residing at:

Residing at: Sugar City, Idaho

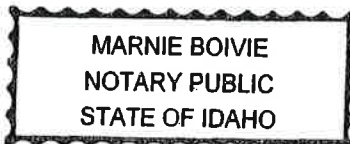
My Commission Expires:

My Commission Expires: 09-14-2011

STATE OF IDAHO )  
 )ss.  
County of ~~Teton~~ *Madison* )

On the 3 day of November, 2006, before me, the undersigned, a notary public in and for said State, personally appeared **Tamara N. Boyle**, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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



(seal)

*Marnie Boivie*

Notary Public for Idaho

Residing at

Residing at: Sugar City, Idaho

My Commission Expires:

My Commission Expires: 09-14-2011

and assigns, against the Grantor and the Grantor's successors, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this Warranty Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

GRANTOR:

\_\_\_\_\_  
Lee B. Boyle

\_\_\_\_\_  
Nile L. Boyle

\_\_\_\_\_  
Moana K. Boyle

\_\_\_\_\_  
Tamara N. Boyle

\_\_\_\_\_  
*Brenda Boyle (Trustee)*  
Brenda Boyle, Trustee of the Gene Roy Boyle  
Irrevocable Trust

STATE OF IDAHO )  
County of Ada DLR )ss.  
Teton )

On the 6 day of November, 2006, before me, the undersigned, a notary public in and for said State, personally appeared **Brenda Boyle**, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of The Gene Roy Boyle Irrevocable Trust, and acknowledged to me that such trustee executed the same in such trust name.

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



Deborah L. Gardner

Notary Public for Idaho

Residing at: Borise, ID

My Commission Expires: 1-13-09

6 Warranty Deed

182245

SCANNED

JUL 20 2007

182244

RECEIVED

NOV 07 2006

First American Title Company

185745

Instrument # 182244

DRIGGS, TETON, IDAHO

2006-11-07

02:59:04 No. of Pages: 5

Recorded for : FIRST AMERICAN TITLE CO

NOLAN G. BOYLE

Fee: 15.00

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

TETON CO., ID  
CLERK RECORDER  
WARRANTY DEED

THIS INDENTURE is made this 3 day of November, 2006, by W2 MANAGEMENT FAMILY LIMITED PARTNERSHIP and JULIE MARIE BOYLE, not individually but as Trustee of the JULIE MARIE BOYLE TRUST, formerly known as the JULIE M. LINDQUIST REVOCABLE TRUST, the "Grantor", and RICHARD JACOBSEN and SUSAN JACOBSEN, husband and wife, not acting individually but as Trustees for the RICHARD AND SUSAN JACOBSEN FAMILY TRUST created under Trust Agreement dated April 2, 1993, the "Grantee", whose mailing address is 3201 Ash Street, Palo Alto, CA 94306-2240.

WITNESSETH, that the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's successors and assigns forever, all of the following described property in the County of Teton, State of Idaho, to-wit:

Real Property in the County of Teton, State of Idaho, described as follows:

Parcel 2:

A part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 7, Township 3 North, Range 45 East, B.M., Teton County, Idaho being further described as:

Commencing at the SE corner of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; thence N0°35'35"W along the East line of said SW $\frac{1}{4}$ , 481.87 feet to the point of beginning; thence N89°37'57"W, 666.70 feet to an iron pin; thence N19°11'49"E, 522.36 feet to an iron pin; thence N13°66'15"E, 344.00 feet to an iron pin; thence S89°52'33"E, 403.47 feet to an iron pin at the 1/16th corner; thence S0°35'35"E, 830.63 feet to the point of beginning.

TOGETHER WITH a 60 foot private road and utility easement to the Southeastern property line as set out in Land Split Record of Survey recorded as Instrument No. 151391.

SUBJECT TO the following:

1. Resolution Declaring County Highways, declaring Drake Creek Road a county highway, recorded May 16, 1980, Instrument No. 85484.

182244

SCANNED

JUL 20 2007

2. All matters, covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason thereof, disclosed by Record of Survey Boundary Line Adjustment recorded August 4, 1995, as Instrument Number **120882**, but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).
3. Electric line right-of-way easement granted by Nile Boyle and Moana K. Boyle, to Fall River Rural Electric Cooperative, Inc., recorded November 7, 1995 recorder's No. 121879, records of Teton County, ID.
4. Agreement for electrical service between Nile L. Boyle and Moana K., and Fall River Rural Electric Cooperative, Inc., recorded November 7, 1995 recorder's No. 121912 records of Teton County, ID.
5. Roads and Travelways for Teton County, Idaho recorded May 14, 2002, as Instrument No. 148100.
6. All matters, covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason thereof, disclosed by Record of Survey Land Split recorded November 21, 2002, as Instrument Number **151391**, but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).
7. Restrictions on Warrant Deed recorded November 21, 2002, as Instrument No.: 151393, records of Teton County, ID. As per Article VII, Section 1-7-16, ID County, Subdivision ordinance, this property cannot be further divided under the one time only split provision.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantee's successors and assigns forever. The Grantor shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the Grantee's successors

and assigns, against the Grantor and the Grantor's successors, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this Warranty Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

GRANTOR:

W2 MANAGEMENT FAMILY LIMITED  
PARTNERSHIP

By: The Ralph Wade & Sandra Waite  
Trust

Its: General Partner

By: R Wade  
Ralph Wade, Trustee

By: Sandra Waite  
Sandra Waite, Trustee

Julie Marie Boyle  
Julie Marie Boyle, Not Individually but as  
Trustee of the Julie Marie Boyle Trust,  
Formerly Known as the Julie M. Lindquist  
Revocable Trust

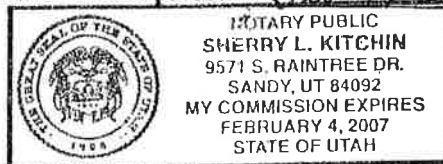
Utah  
STATE OF ~~IDAHO~~ )  
County of Salt Lake )ss.

On the 3rd day of November, 2006, before me the undersigned, a notary public in and for said State, personally appeared **Ralph D. Wade**, Trustee of The Ralph Wade & Sandra Waite Trust, known or identified to me to be one of the general partners in the limited partnership of W2 Management Family Limited Partnership, and the general partner or one of the general partners who subscribed said limited partnership name to the foregoing instrument, and acknowledged to me that such general partner executed the same in said limited partnership name, as Trustee of said Trust.

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

(seal)

Sherry L. Kitchin  
Notary Public for ~~Idaho~~ Utah  
Residing at Sandy, Utah  
My Commission Expires: Feb 4, 2007



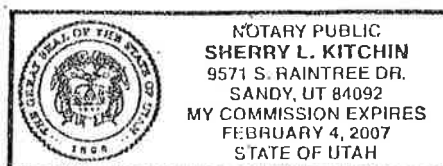
Utah  
STATE OF ~~IDAHO~~ )  
County of Salt Lake )ss.

On the 3rd day of November, 2006, before me the undersigned, a notary public in and for said State, personally appeared **Sandra Waite**, Trustee of The Ralph Wade & Sandra Waite Trust, known or identified to me to be one of the general partners in the limited partnership of W2 Management Family Limited Partnership, and the general partner or one of the general partners who subscribed said limited partnership name to the foregoing instrument, and acknowledged to me that such general partner executed the same in said limited partnership name, as Trustee of said Trust.

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

(seal)

Sherry L. Kitchin  
Notary Public for ~~Idaho~~ Utah  
Residing at Sandy, Utah  
My Commission Expires: Feb 4, 2007



STATE OF <sup>Utah</sup> IDAHO )  
County of <sup>Salt Lake</sup> Teton ) ss.

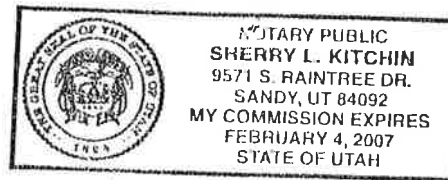
On the 3rd day of November, 2006, before me, the undersigned, a notary public in and for said State, personally appeared **Julie Marie Boyle**, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of The Julie Marie Boyle Trust, formerly known as the The Julie M. Lindquist Revocable Trust and acknowledged to me that such Trustee executed the same in such trust name.

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

(seal)

Sherry L. Kitchen  
Notary Public for ~~Idaho~~ <sup>Utah</sup>  
Residing at: Sandy, Utah  
My Commission Expires: Feb 4, 2007

G:\WPDATA\CAH\2047.6\Closing Docs\WD, 10 acres.wpd:bs



182244

RECEIVED

NOV 21 2002

TETON CO., ID  
CLERK RECORDER

151393

Instrument # 151393

DRIGGS, TETON, IDAHO

2002-11-21

10:57:27 No. of Pages: 7

Recorded for: PLANNING & ZONING

NOLAN G. BOYLE

Fee: 0.00

Ex-Officio Recorder Deputy

*PRIMER*

WARRANTY DEED

Warranty deed made this 12<sup>th</sup> day of November, 2002, between LEE B. AND LOLA D. BOYLE, NILE L. AND MOANA K. BOYLE, GENE R. BOYLE AND TAMARA N. BOYLE, all of southeast Idaho, NILE L. BOYLE, of 611 West Main Street, Rexburg, ID 83440, as family representative, referred to as Grantors, and W 2 MANAGEMENT FAMILY LIMITED PARTNERSHIP, c/o Sandra Wade, of 1318 East Rebecca Circle, Salt Lake City, Utah 84117 and JULIE M. LINDQUIST REVOCABLE TRUST, of 2148 East Montane Drive, Draper, Utah 84020, referred to as Grantees.

Grantors in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, has granted, bargained, and sold, and does hereby grant, bargain, sell and convey, and confirm unto Grantees and their heirs and assigns forever, all the following described real estate situated 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; Thence N 0°35'35"W, along the east line of said Southwest quarter, 481.87 feet to the point of beginning; Thence N 89°37'57"W, 666.70 feet to an iron pin; Thence N 19°11'49"E, 522.36 feet to an iron pin; Thence N 13°56'15"E, 344.00 feet to an iron pin; Thence S 89°52'33"E, 403.47 feet to an iron pin at the 1/16th corner; Thence S 0°35'35"E, 830.63 feet to the point of beginning.

Together with a 60 foot private road and utility easement in the southeastern property line.

Contains 10 acres more or less.

To have and to hold, all and singular the above-described premises together with the appurtenances unto Grantees and their heirs and assigns forever.

151393

SCANNED

JUL 20 2007

And Grantors and their heirs shall and will warrant and by these presents forever defend the premises in the quiet and peaceable possession of Grantees, their heirs, and assigns against Grantors and their heirs and against all and every person and persons whomsoever, lawfully claiming the same.

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.

Grantors have hereunto set their hands on the day and year first above written.

Lee B Boyle

Lee B. Boyle

STATE OF

Idaho

)

County of

Madison

:SS  
)

On this 12 day of November in the year of 2002, before me, a Notary Public in and for said State, personally appeared LEE B. BOYLE, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

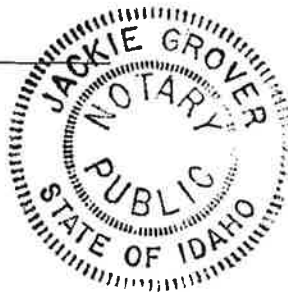
Jackie Grover  
Notary Public

Residing at:

Bozeman Id

My commission expires:

5/28/08



151393

SCANNED

JUL 20 2007

Lola D Boyle  
Lola D. Boyle

STATE OF Idaho )  
County of Madison ) :SS

On this 12 day of November in the year of 2002, before me,  
a Notary Public in and for said State, personally appeared LOLA D. BOYLE, known or identified  
to me to be the persons whose names are subscribed to the within instrument and acknowledged  
to me that they executed the same.

Jackie Grover  
Notary Public



Residing at: Rexburg Id  
My commission expires: 5/28/08

151393

SCANNED  
JUL 20 2007

Nile L. Boyle  
Nile L. Boyle

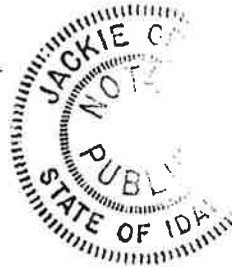
STATE OF Idaho )  
County of Madison ) :SS

On this 7 day of November in the year of 2002, before me,  
a Notary Public in and for said State, personally appeared NILE L. BOYLE, known or identified  
to me to be the persons whose names are subscribed to the within instrument and acknowledged  
to me that they executed the same.

Jackie Grover  
Notary Public

Residing at: Reynolds Idaho

My commission expires: 5/28/08



151393

SCANNED  
JUL 20 2007

Moana K. Boyle  
Moana K. Boyle

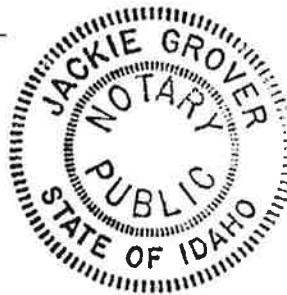
STATE OF Idaho )  
County of Madison ) :SS

On this 7 day of November in the year of 2002, before me,  
a Notary Public in and for said State, personally appeared MOANA K. BOYLE, known or  
identified to me to be the persons whose names are subscribed to the within instrument and  
acknowledged to me that they executed the same.

Jackie Grover  
Notary Public

Residing at: Bexburg, Idaho

My commission expires: 5/28/08



Gene R Boyle  
Gene R. Boyle

STATE OF Idaho )  
County of Jefferson ) :SS

On this 3<sup>rd</sup> day of November in the year of 2002, before me,  
a Notary Public in and for said State, personally appeared GENE R. BOYLE, known or  
identified to me to be the persons whose names are subscribed to the within instrument and  
acknowledged to me that they executed the same.

Marie M. Olsen  
Notary Public

Residing at Prigby

My commission expires: 2/10/05



151393

SCANNED  
JUL 20 2007

Tamara Boyle

Tamara N. Boyle

STATE OF Idaho

County of Jefferson

)  
) :SS  
)

On this 5<sup>th</sup> day of November in the year of 2002, before me,  
a Notary Public in and for said State, personally appeared TAMARA N. BOYLE, known or  
identified to me to be the persons whose names are subscribed to the within instrument and  
acknowledged to me that they executed the same.

Marie M. Olsen  
Notary Public

Residing at: Ruby

My commission expires: 8/14/05



151393

SCANNED  
JUL 20 2007

**RECEIVED****151392**

NOV 21 2002

TETON CO., ID  
CLERK RECORDER**Instrument # 151392**

DRIGGS, TETON, IDAHO

2002-11-21

10:57:27 No. of Pages: 7

Recorded for : PLANNING &amp; ZONING

NOLAN G. BOYLE

Fee: 0.00

Ex-Officio Recorder Deputy

*R. Quinn***WARRANTY DEED**

Warranty deed made this 23<sup>rd</sup> day of October, 2002, between LEE B. AND LOLA D. BOYLE, NILE L. AND MOANA K. BOYLE, GENE R. BOYLE AND TAMARA N. BOYLE, all of southeast Idaho, NILE L. BOYLE, of 611 West Main Street, Rexburg, ID 83440, as family representative, referred to as Grantors, and LEE B. AND LOLA D. BOYLE, NILE L. AND MOANA K. BOYLE, GENE R. BOYLE AND TAMARA N. BOYLE, all of southeast Idaho, NILE L. BOYLE, of 611 West Main Street, Rexburg, ID 83440, as family representative, referred to as Grantees.

Grantors in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, has granted, bargained, and sold, and does hereby grant, bargain, sell and convey, and confirm unto Grantees and their heirs and assigns forever, all the following described real estate situated 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 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

To have and to hold, all and singular the above-described premises together with the appurtenances unto Grantees and their heirs and assigns forever.

**151392**

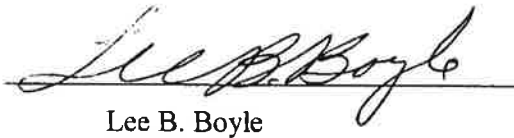
SCANNED

JUL 20 2007

And Grantors and their heirs shall and will warrant and by these presents forever defend the premises in the quiet and peaceable possession of Grantees, their heirs, and assigns against Grantors and their heirs and against all and every person and persons whomsoever, lawfully claiming the same.

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.

Grantors have hereunto set their hands on the day and year first above written.

  
Lee B. Boyle

STATE OF

*Idaho*

)

:SS

County of

*Madison*

)

On this 20 day of September in the year of 2002, before me, a Notary Public in and for said State, personally appeared LEE B. BOYLE, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Notary Public

Residing at:

*Bozburg Id*

My commission expires:

*6/3/08*



151392

SCANNED

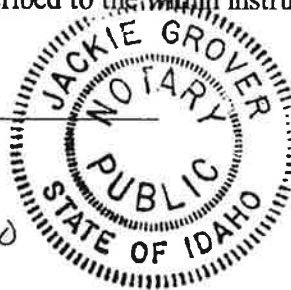
JUL 20 2007

Lola D Boyle  
Lola D. Boyle

STATE OF Idaho )  
County of Madison ) :SS

On this 20 day of September in the year of 2002, before me,  
a Notary Public in and for said State, personally appeared LOLA D. BOYLE, known or identified  
to me to be the persons whose names are subscribed to the within instrument and acknowledged  
to me that they executed the same.

Jackie Grover  
Notary Public



Residing at: Marbury Idaho

My commission expires:

6/3/08

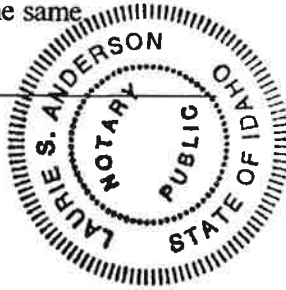
Gene R. Boyle  
Gene R. Boyle

STATE OF Idaho  
County of Jefferson

)  
:SS  
)

On this 26<sup>th</sup> day of September in the year of 2002, before me,  
a Notary Public in and for said State, personally appeared GENE R. BOYLE, known or  
identified to me to be the persons whose names are subscribed to the within instrument and  
acknowledged to me that they executed the same

Laurie S. Anderson  
Notary Public



Residing at: Right ID

My commission expires: 3-16-2004

151392

SCANNED  
JUL 20 2007

Nile L. Boyle  
Nile L. Boyle

STATE OF Idaho )  
County of Madison ) :SS

On this 19 day of Sept. in the year of 2002, before me,  
a Notary Public in and for said State, personally appeared NILE L. BOYLE, known or identified  
to me to be the persons whose names are subscribed to the within instrument and acknowledged  
to me that they executed the same.

Jesse Anderson  
Notary Public

Residing at: Reynoldsburg

My commission expires: 03-15-07



Tamara N. Boyle

Tamara N. Boyle

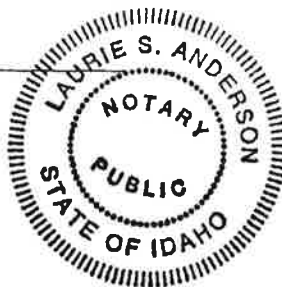
STATE OF Idaho

County of Jefferson

)  
:SS  
)

On this 23rd day of September in the year of 2002, before me,  
a Notary Public in and for said State, personally appeared TAMARA N. BOYLE, known or  
identified to me to be the persons whose names are subscribed to the within instrument and  
acknowledged to me that they executed the same.

Laurie S. Anderson  
Notary Public



Residing at: Rigby, Idaho

My commission expires: 3-16-2004

151392

SCANNED

JUL 20 2007

Moana K. Boyle  
Moana K. Boyle

STATE OF Idaho

County of Madison

)  
:SS  
)

On this 19 day of Sept. in the year of 2002, before me,  
a Notary Public in and for said State, personally appeared MOANA K. BOYLE, known or  
identified to me to be the persons whose names are subscribed to the within instrument and  
acknowledged to me that they executed the same.

Jesse Anderson  
Notary Public



Residing at: Rexburg

My commission expires: 03-15-07

151392

SCANNED

JUL 20 2007