

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

RIGHT NUMBER: 22-13902

NAME AND ADDRESS:

STATE OF IDAHO
IDAHO TRANSPORTATION DEPT
PO BOX 97
RIGBY ID 83442-0097

SOURCE:

Source:
BADGER CREEK

Tributary:
TETON RIVER

QUANTITY:

0.100 CFS

~~0.090 CFS~~

PRIORITY DATE:

06/01/1891

POINT OF DIVERSION:

T06N R45E S8 NWNESE
Within TETON County

PURPOSE AND
PERIOD OF USE:

Purpose of use:

Period of use:

Quantity:

IRRIGATION

04/15 10/31

0.100 CFS

~~0.090 CFS~~

PLACE OF USE:

IRRIGATION within TETON County

T06N R45E S17 NENW 0.2

T06N R45E S17 SENW 4.2

~~T06N R45E S17 SENW 4.3~~

4.4 ACRES TOTAL

~~4.3 ACRES TOTAL~~

Right Nos. 22-13902 and 22-13906 are limited to the irrigation of a combined total of 4.4 acres in a single irrigation season.

~~The rights listed below are limited to the irrigation of a combined total of 4.3 acres in a single irrigation season. Combined Right Nos.: 22-13902, 22-13906, and 22-13910.~~

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

This right is a split from former right 22-174B.

Water is delivered through Stewart Ditch.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

SHANNON DEE HUMBLE
PO BOX 506
VICTOR ID 83455-0506

RE: Notice of Change of Water Right Ownership (NCO) for
22-13374 (Split into 22-13878, 22-13879, 22-13899, 22-13900, 22-13901, & 22-13902); 22-13377 (Split into
22-13881, 22-13882, 22-13903, 22-13904, 22-13905, & 22-13906); and 22-13380 (Split into 22-13884, 22-
13885, 22-13907, 22-13908, 22-13909, & 22-13910) and Notice of Completed Administrative Proceeding
(NCAP)

Dear SIR/MADAM:

The Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for a portion of the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right(s). Once IDWR processes the change of ownership, IDWR mails a copy of the updated water right record(s) (Director's Report) to each party listed on the NCAP. Enclosed please find the relevant NCAP(s) for your right(s). The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

You may recall the initial hearings held in Rexburg on August 19, 2008. During those hearings the present parties discussed changes that needed to be made to resolve issues related to place of use, acreage and diversion rate for the aforementioned water rights. You may notice that the changes discussed at the initial hearings are not reflected in the enclosed Director's Report. Those changes were excluded from this version of the Director's Report solely because the purpose of the NCAP is simply to inform the parties and the SRBA Court of the changes in ownership. A Standard Form 5 (SF5) settlement document will follow shortly under separate cover. The SF5 will incorporate the corrections that we discussed at the initial hearings. Once the parties sign the SF5 settlement documents for these water rights, the SF5s will be sent to Special Master Bilyeu for her review and then to Judge Melanson for partial decree.

Please feel free to contact me at 525-7161 if you have any questions concerning this matter.

Respectfully,


Michael Holliday

Water Resource Agent, Sr.

Enclosure

cc: W REID BROWER
MARGENE BROWER
EDWARD BROWER
KOLENE LATER C/O JERRY RIGBY

SCANNED
DEC 03 2008



State of Idaho

DEPARTMENT OF WATER RESOURCES

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EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

AARON POWERS
MEGHAN HANSON
PO BOX 669
VICTOR ID 83455

RE: Notice of Change of Water Right Ownership (NCO) for
22-13374 (Split into 22-13878, 22-13879, 22-13899, 22-13900, 22-13901, & 22-13902); 22-13377 (Split into
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Respectfully,


Michael Holliday

Water Resource Agent, Sr.

Enclosure

cc: W REID BROWER
MARGENE BROWER
EDWARD BROWER
KOLENE LATER C/O JERRY RIGBY

SCANNED

DEC 08 2008



State of Idaho

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EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

BEULAH BROWER
947 HWY 32
TETONIA ID 83452

RE: Notice of Change of Water Right Ownership (NCO) for
22-13374 (Split into 22-13878, 22-13879, 22-13899, 22-13900, 22-13901, & 22-13902); 22-13377 (Split into
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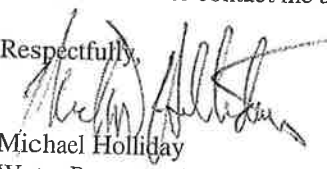
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Respectfully,


Michael Holliday
Water Resource Agent, Sr.

Enclosure

cc: W REID BROWER
MARGENE BROWER
EDWARD BROWER
KOLENE LATER C/O JERRY RIGBY

SCANNED
DEC 08 2008



State of Idaho

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EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

W REID & MARJEAN BROWER
FAMILY TRUST
881 HWY 32
TETONIA ID 83452

RE: Notice of Change of Water Right Ownership (NCO) for
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Michael Holliday
Water Resource Agent, Sr.

Enclosure

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MARGENE BROWER
EDWARD BROWER
KOLENE LATER C/O JERRY RIGBY

SCANNED

DEC 08 2008



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EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

STATE OF IDAHO
IDAHO TRANSPORTATION DEPARTMENT
PO BOX 97
RIGBY ID 83442-0097

RE: Notice of Change of Water Right Ownership (NCO) for
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Michael Holliday
Water Resource Agent, Sr.

Enclosure

cc: W REID BROWER
MARJEAN BROWER
EDWARD BROWER
KOLENE LATER C/O JERRY RIGBY

SCANNED

DEC 08 2008



State of Idaho

DEPARTMENT OF WATER RESOURCES

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EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

TETONIA PROPERTIES LLC
C/O PETE FREYMAN
394 S 100 W
VICTOR ID 83455

RE: Notice of Change of Water Right Ownership (NCO) for
22-13374 (Split into 22-13878, 22-13879, 22-13899, 22-13900, 22-13901, & 22-13902); 22-13377 (Split into
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Michael Holliday
Water Resource Agent, Sr.

Enclosure

cc: W REID BROWER
MARGENE BROWER
EDWARD BROWER
KOLENE LATER C/O JERRY RIGBY

SCANNED

DEC 08 2008



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

THOMAS HANSON
KATHERINE HANSON
PO BOX 1750
MISSOULA MT 59806

RE: Notice of Change of Water Right Ownership (NCO) for
22-13374 (Split into 22-13878, 22-13879, 22-13899, 22-13900, 22-13901, & 22-13902); 22-13377 (Split into
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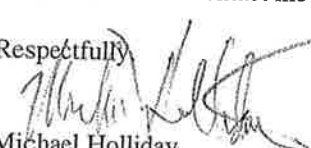
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Respectfully,


Michael Holliday
Water Resource Agent, Sr.

Enclosure

cc: W REID BROWER
MARGENE BROWER
EDWARD BROWER
KOLENE LATER C/O JERRY RIGBY

SCANNED
DEC 08 2008

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: 22-13374
(Split into 22-13878, 22-13879, 22-
13899, 22-13900, 22-13901 & 22-13902)

Case No. 39576)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

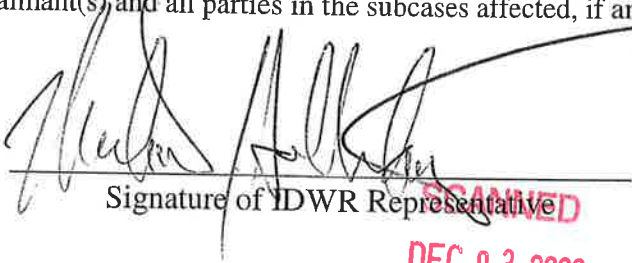
IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party BROWER & LATER-HANSON & POWERS, TETONIA PROPERTIES
LLC, BROWER, BROWER FAMILY TRUST, HUMBLE, IDAHO DEPARTMENT OF
TRANSPORTATION
- ☐ 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: 11/25/2008


Signature of IDWR Representative

SCANNED
DEC 03 2008

CERTIFICATE OF MAILING

I certify that on Nov. 26, 2008, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

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

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:

W Ried Brower	Edward Brower	Kolene Later
Marjean Brower	947 N Hwy 32	C/O Jerry Rigby
881 N Hwy 32	Tetonia ID 83452	25 N 2 nd E
Tetonia ID 83452		PO Box 250
		Rexburg ID 83440-0250

3. One copy to:

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

Thomas Hanson	Tetonia Properties LLC	W Reid & Marjean Brower
Katherine Hanson	C/O Pete Freymann	Family Trust
PO Box 1750	394 S 100 W	881 Hwy 32
Missoula MT 59806	Victor ID 83455	Tetonia ID 83452
Aaron Powers	Beulah Brower	Shannon Dee Humble
Meghan Hanson	947 Hwy 32	PO Box 506
PO Box 669	Tetonia ID 83452	Victor ID 83455-0506
Victor ID 83455		

State of Idaho
Idaho Department of Transportation
PO Box 97
Rigby ID 83442-0097

SCANNED

DEC 03 2008

CERTIFICATE OF MAILING (Cont)

4. One copy to:

Each party in the subcase, or attorney of record

Thomas Hanson Beulah Brower

C/O Barton J Birch Kolene Later

81 N Main St Ste B C/O Jerry R Rigby

Driggs ID 83442 25 N 2nd E

PO Box 250

Rexburg ID 83440-0250

5. One copy each to:

Chief Natural Resources Division

Office of the Attorney General

PO Box 44449

Boise ID 83711-4449

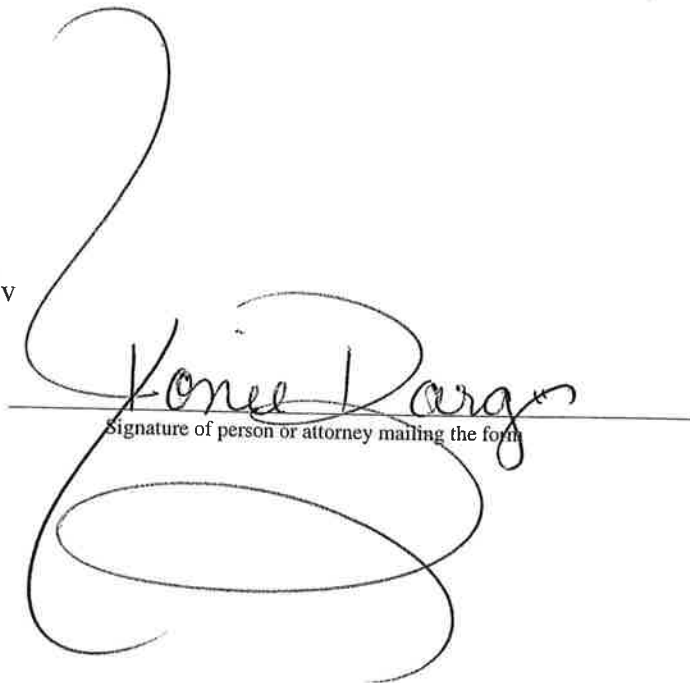
6. One Copy to:

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
DEC 03 2008

11/3/2008

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

W.R. NUMBER NAME AND ADDRESS

CLAIM DISPOSITION REASON

22-13374

Disallowed
Split into: 22-13878, 22-13879, 22-13899, 22-13900,
22-13901 & 22-13902

SCANNED
DEC 03 2008

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

RIGHT NUMBER: 22-13878
NAME AND ADDRESS: THOMAS HANSON
PO BOX 1750
MISSOULA MT 59806
KATHERINE HANSON
PO BOX 1750
MISSOULA MT 59806
MEGHAN HANSON
PO BOX 669
VICTOR ID 83455
AARON POWERS
PO BOX 669
VICTOR ID 83455

SOURCE: BADGER CREEK TRIBUTARY: TETON RIVER
QUANTITY: 0.390 CFS
PRIORITY DATE: 06/01/1891
POINT OF DIVERSION:
T06N R45E S8 NWNESE Within TETON County
PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.390 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S08	SWSW 2.00	T06N R45E S17	NWNW 17.00
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19 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 19 acres in a single irrigation season. Combined Right Nos.: 22-13878, 22-13881, and 22-13884.

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

This right is a split from former right 22-13374 .
Water is delivered through Stewart Ditch.

SCANNED
DEC 03 2008

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

RIGHT NUMBER: 22-13879

NAME AND ADDRESS: TETONIA PROPERTIES LLC
C/O PETE FREYMAN
394 S 100 W
VICTOR ID 83455

SOURCE: BADGER CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.310 CFS

PRIORITY DATE: 06/01/1891

POINT OF
DIVERSION:

T06N R45E S8 NWNESE Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.310 CFS

PLACE OF USE:

IRRIGATION in TETON County

T06N R45E S17

NWNW

14.80

14.8 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 14.8 acres in a single irrigation season. Combined Right Nos.: 22-13879, 22-13882, and 22-13885.

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

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DEC 03 2008

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

RIGHT NUMBER: 22-13899

NAME AND ADDRESS: BEULAH BROWER
947 HWY 32
TETONIA ID 83452

SOURCE: BADGER CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.760 CFS

PRIORITY DATE: 06/01/1891

POINT OF
DIVERSION:

T06N R45E S8 NWNESE Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.760 CFS

PLACE OF USE:

IRRIGATION in TETON County

T06N R45E S08	NESW	7.90	T06N R45E S08	NWSW	26.00
T06N R45E S08	SWSW	2.20	T06N R45E S08	SESW	0.90

37 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 37 acres in a single irrigation season. Combined Right Nos.: 22-13899, 22-13903, and 22-13907.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Stewart Ditch.

This right is a split from former right 22-174B.

SCANNED
DEC 03 2008

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

RIGHT NUMBER: 22-13900

NAME AND ADDRESS: W REID AND MARJEAN BROWER FAMILY TRUST
881 HWY 32
TETONIA ID 83452

SOURCE: BADGER CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.720 CFS

PRIORITY DATE: 06/01/1891

POINT OF
DIVERSION:

T06N R45E S8 NWNESE Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.720 CFS

PLACE OF USE:

IRRIGATION in TETON County

T06N R45E S17

NWNW

2.50

T06N R45E S17

SWNW

34.00

36.5 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 36.5 acres in a single irrigation season. Combined Right Nos.: 22-13900, 22-13904, and 22-13908.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Stewart Ditch.

This right is a split from former right 22-174B.

SCANNED
DEC 03 2008

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

RIGHT NUMBER: 22-13901

NAME AND ADDRESS: SHANNON DEE HUMBLE
PO BOX 506
VICTOR ID 83455-0506

SOURCE: BADGER CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.170 CFS

PRIORITY DATE: 06/01/1891

POINT OF
DIVERSION:

T06N R45E S8 NWNESE Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.170 CFS

PLACE OF USE:

IRRIGATION in TETON County

T06N R45E S17

NWNW

0.20

T06N R45E S17

SWNW

3.90

T06N R45E S17

SENW

4.70

8.8 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 8.8 acres in a single irrigation season. Combined Right Nos.: 22-13901, 22-13905, and 22-13909.

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

This right is a split from former right 22-174B.

Water is delivered through Stewart Ditch.

SCANNED
DEC 03 2008

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

RIGHT NUMBER: 22-13902

NAME AND ADDRESS: STATE OF IDAHO
IDAHO TRANSPORTATION DEPT
PO BOX 97
RIGBY ID 83442-0097

SOURCE: BADGER CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.090 CFS

PRIORITY DATE: 06/01/1891

POINT OF
DIVERSION:

T06N R45E S8 NWNESE Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.090 CFS

PLACE OF USE:

IRRIGATION in TETON County

T06N R45E S17

SENW 4.30

4.3 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 4.3 acres in a single irrigation season. Combined Right Nos.: 22-13902, 22-13906, and 22-13910.

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

This right is a split from former right 22-174B.

Water is delivered through Stewart Ditch.

SCANNED
DEC 03 2008

68622

THIS INDENTURE, Made this 15th day of August

In the year of our Lord one thousand nine hundred and Seventy , between

MARJEAN SARL BROWER and ELLIOT BROWER, his wife;

of Briggs , County of Teton , State of Idaho

the part ies of the first part, and

LEO LYNN BROWER, a single man;

of , County of Teton , State of Idaho ,

the party of the second part.

WITNESSETH, That the said part ies of the first part, for and in consideration of the sum of

Ten Dollars and other valuable consideration --- DOLLARS,

lawful money of the United States of America,

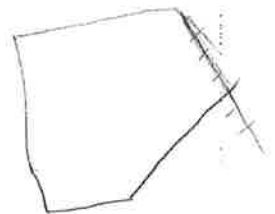
part y of the second part, the receipt whereof is hereby acknowledged, ha ve granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said part y of the second part, and to his heirs and assigns forever, all of the following described real estate, situated in , County of Teton , State of Idaho, to-wit:

East Half of the East Half of the Southeast Quarter of Section 20, Township 7 North, Range 45, E. B. M., containing 40 acres more or less;

Beginning 1170 feet East of the West quarter corner of Section 17, Township 6 North, Range 45, E. B. M.; thence East 620 feet; thence Northeasterly 1134.90 feet to a point on the West line of the U.S.A.R. right-of-way approximately 790 feet North of the East and West center line of said Section; thence Northwesterly along said right-of-way line 580 feet; thence West 1300 feet; thence South 1300 feet to the point of beginning; and subject to all existing right-of-ways, easements, pipelines, etc.

The intent is to convey all our right, title and interest in said above described property, together with our life estate which estate we now terminate.

east sliver of SWNW +
most of SENW



covers prop in question
E of MARJEAN ground

TO HAVE AND TO HOLD unto the said part y of the second part, their heirs and assigns forever, all of the above described premises, together with the tenements, hereditaments and appurtenances thereto

WARRANTY DEED

THIS INDENTURE, made the 15th day of November, in the year of Our Lord, One Thousand Nine Hundred and 72, between JANICE LA REE CASPER, as her

separate property, of the County of Teton, and State of Idaho, the part of the first part, and LEO LYNN BROWER, a single man, of the County of Teton, and State of Idaho, the party, of the second part.

WITNESSETH, That the said part Y, of the first part, for and in consideration of the sum of Ten Dollars and other valuable consideration, DOLLARS, lawful money of the United States of America to her, in hand paid by the said part Y, of the second part, the receipt whereof is hereby acknowledged, do, es, by these presents, Grant, Bargain, Sell and Convey and Confirm unto the said part Y, of the second part and to his heirs and assigns forever all that certain lot, piece or parcel of land situate, lying and being in the County of Teton, and the State of Idaho, and bounded and described as follows, to-wit:

East half of the East half of the Southeast Quarter of Sec. 20, Township 7 North, Range 45, E.B.M., containing 40 acres more or less; Beginning 1170 feet East of the West quarter corner of Section 17, Township 6 North, Range 45, E.B.M.; thence East 620 feet; thence Northwesterly 1134.90 feet to a point on the West line of the U.P.R.R. right-of-way approximately 790 feet North of the East and West center line of said Section; thence Northwesterly along said right-of-way line 580 feet; thence West 1300 feet; thence South 1360 feet to the point of beginning; and subject to all existing right-of-ways, easements, pipelines, etc.

together with all and singular the tenements, hereditaments and appurtenances therunto belonging, or in any wise appertaining, and the rents, issues and profits thereof. TO HAVE AND TO HOLD, All and singular the said premises together with all appurtenances and privileges hereunto incident, unto the said part Y, of the second part, to his heirs and assigns forever. And the said part Y, of the first part and her heirs, the said premises in the quiet and peaceful possession of the said part Y, of the second part, his heirs and assigns, against the said part Y, of the first part, and her heirs, and against all and every person or persons whosoever, lawfully claiming or to claim the same, shall and will warrant any, or by these presents forever defend.

IN WITNESS WHEREOF, The said part Y, of the first part has hereunto set her hand and seal, the day and year first above written.

Signed, sealed and delivered in the presence of

(SEAL)
(SEAL)
(SEAL)

7, 845

68622
All legal

No. 71845
FILED
INDEXED
PLATTED

WARRANTY DEED

Janice La Rue Casper
Les Lynn Brewer

Dated *11-15*, 19*82*

Filed for Record at the request of
Les Lynn Brewer

at *10* minutes past *1*

o'clock *7* M., this *11*

day of *Nov*, 19*82*

and Recorded in Book *100* of Deeds,

Page *100*, Records of Teton County,

State of Idaho.

Les Lynn Brewer

Recorder.

By *Bonnie Dater*

Deputy

Fees, \$ *2.00*

TETON VALLEY NEWS PRINT

STATE OF IDAHO, }
County of Teton, } ss.
On the *15th* day of *November*, in the year 19*82*, before me,
the undersigned, a notary public in and for said County and State,
personally appeared *Janice LaRue Casper, as her separate property,*
known 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 hereunto set my hand and affixed my official seal the day and year
in this certificate first above written.

My Commission Expires

Janice LaRue Casper
Notary Public residing at Driggs, Idaho
My Commission expires: June 22, 1975

71845

85428

DEED OF DISTRIBUTION

THIS DEED, made this 18th day of March, 1980, between
Personal Representative of the Estate of LEO LYNN BROWER
deceased, of Rexburg
County of Madison, State of Idaho, the Party of the First Part,
and VALLEY BANK, TRUSTEE IN TRUST, FOR BRANDI BROWER AND WANDA BROWER,
of Rexburg
County of Madison, State of Idaho, Party of the Second Part.

WHEREAS, Party of the First Part, is the duly appointed and acting
Personal Representative of the Estate of LEO LYNN BROWER
deceased; and Party of the Second Part, is entitled to receive distribution
of the property hereafter described in this deed pursuant to the provisions
of the Idaho Uniform Probate Code;

NOW, THEREFORE, WITNESSETH, that the said Party of the First Part, for
a valuable consideration, and for the purpose of distributing certain real
property from the Estate of LEO LYNN BROWER
deceased, does by these presents hereby distribute, grant, bargain, sell,
convey, and confirm unto the said Party of the Second Part, and to their
heirs and assigns forever, all that certain parcel of land, situate, lying
and more particularly described as follows:

The East Half of the East Half of the Southeast Quarter of Section 20,
Township 7 North, Range 45 East, Boise Meridian, Teton County, Idaho.
Contains approximately 16.187480 hectares.

ALSO, Beginning at a point which is 356.61600 meters East of the West
Quarter Corner of Section 17, Township 6 North, Range 45 East, Boise
Meridian, Teton County, Idaho; and running thence East 188.97600 meters;
thence Northeasterly 345.91752 meters to a point on the West line of
the Union Pacific RR right-of-way, approximately 240.79200 meters North
of the East-West Center line of such section; thence Northwesterly
along such right-of-way line, 176.78400 meters; thence West 396.24000
meters; thence South 414.52800 meters, to the point of beginning; less
the portion thereof described in the deed recorded as Instrument
No. 78214, records of said County.

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

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

IN WITNESS WHEREOF, the said Party of the First Part has hereunto set
her hand and seal the day and year first above written.

VALLEY BANK
by W. Kay Cordingley
Personal Representative of
Estate of Leo Lynn Brower
Deceased.



STATE OF IDAHO)
County of Madison) SS

On this 7th day of May
1980, before me, the under-
signed, personally appeared

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

W. Kay Cordingley
Residing at: Rexburg, Idaho
Commission expires: Life

85428

STATE of IDAHO }
COUNTY of TETON }

Filed for Record at the Request of

W. Kay Cordingley

or 05 Minutes past 9

9 M. this 8th

Day of May 1980

and Microfilmed for Recorded in

Book _____

at _____ page _____

Records of Teton County

State of Idaho

Dwight C. Stone
Recorder

Bonnie Pease
Deputy

FILMED _____
INDEXED ✓
PLATTED _____

118314

NOV 30 1994

WARRANTY DEED

TETON CO

Warranty deed made this 30 day of November, 1994, between W. REID BROWER and MARJEAN BROWER, husband and wife, of 881 Highway 32, Teton, Idaho 83452, referred to as Grantors, and THE W. REID and MARJEAN BROWER FAMILY TRUST, W. Reid and MarJean Brower Trustees, of 881 Highway 32, Teton, Idaho 83452, Trustees, referred to as Grantee.

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

PARCEL I

Beginning 40 feet North of the NW corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 17, Township 6 North, Range 45 East, Boise Meridian, and running thence South 1360 feet, thence East 1170 feet, thence North 1360 feet, thence West 1170 feet to the point of beginning, containing 36.6 acres more or less, records of Teton County, Idaho.

= 686.23

PARCEL II

Beginning 1465 feet East of the West Quarter Corner of Section 17, Township 6 North, Range 45 East, Boise Meridian, and running thence East 112.56 feet, thence North 1360 feet, thence West 112.56 feet, thence South 1360 feet to the place of beginning, contains 3.5 acres more or less, records of Teton County, Idaho.

E silver in Taxlots

118314

FILED

AT THE REQUEST OF

Ray Moulton

AT 15 MINUTES PAST 12 P.

DATE Nov 30, 1994

Lisa J. Drake

Nora Rigby

WARRANTY DEED-1

RECORDED
 NOV 30 1994
 TETON CO

118314
PARCEL III

That portion of the S $\frac{1}{4}$ of the SE $\frac{1}{4}$ lying and being East of the railroad property, Section 9, Township 7, Range 4^e, records of Teton County, Idaho.

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

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.

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

W. Reid Brower
W. REID BROWER, Grantor

Marijean Brower
MARJEAN BROWER, Grantor

STATE OF IDAHO)
 : ss.
County of Teton)

On this 31 day of November, in the year of 1994, before me, a Notary Public in and for said State, personally appeared W. REID BROWER and MARJEAN BROWER, husband and wife, known or identified to me to be the p. whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Reg A. McNeil
Notary Public for Idaho
Residing at:
My Commission expires:

WARRANTY DEED:2

RECEIVED

JAN 22 1996

FILED
122838

FILED

THIS INSTRUMENT, Made this 11th day of January 1996

between W. REID BROWER AND MARJEAN BROWER, Trustees of THE W. REID

AND MARJEAN BROWER FAMILY TRUST, Grantor, and the STATE OF IDAHO,

IDAHO TRANSPORTATION DEPARTMENT, by and through the IDAHO

TRANSPORTATION BOARD, 3311 West State Street, Boise, Idaho 83703,

Grantee.

WITNESSETH, That the said Grantors, for value received, do grant,

bargain, sell, convey and confirm unto the said Grantee, all the

following described real property situated in County of Teton, State

of Idaho, to-wit:

A parcel of land being a portion of the E1/4 of Section 17,

Township 6 North, Range 45 East, Boise Meridian,

Commencing at the NW corner of Section 17, Township 6 North,

Range 45 East, Boise Meridian;

thence North 89°55'32" East 1677.56 feet (shown of record to be
North 89°49'30" East 1577.56 feet) along the South line of the
NW 1/4 of said Section 17 to the Real Point of Beginning;

thence North 0°20'34" East along the property line accepted by
THE W. REID AND MARJEAN BROWER FAMILY TRUST and the Idaho
Transportation Department as their common property line 1359.98
feet (shown of record to be North 0°13'41" East 1360.0 feet);

thence South 89°55'32" West parallel with the South line of said
NW 1/4 a distance of 210.65 feet;

thence South 0°25'32" West 1360.0 feet to a point in the South
line of said NW 1/4;

thence North 89°55'32" East (shown of record to be North 89°49'30"
East) along said South line 212.56 feet to the Real Point of
Beginning.

CORRECTION WARRANTY DEED

KEY NO. A1217
M 15, S 14, T1N 40S
E 1/4, NO. 2, TD NO. 0037815

The above described parcel of land contains approximately 6.666 acres.

The bearings of this description are based on the G.L.O. plat.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantee, and grantee's assigns forever. And the said grantors do hereby covenant to and with the said grantee, that grantors are the owners in fee simple of said premises; that said premises are free from all

encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the grantee; and subject to reservations, restrictions, dedications, easements, right of way and agreements, (if any) of record, and general taxes and assessments,

(includes irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that the grantors will warrant and defend the same from all lawful claims whatsoever.

It is expressly understood and agreed by the parties hereto that this deed corrects the description in that certain Quitclaim Deed by and between the same parties dated December 15, 1995, recorded December 27, 1995 as Instrument Number 122465 records of Teton County, Idaho, which deed is hereby voided and annulled.

122838

NOTARY PUBLIC IN THE STATE OF IDAHO

Page 1



My Commission Expires 1-1-99

Residing at Boise

Notary Public for Idaho

[Signature]

Official seal the day and year in this certificate first above written

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my

executed the same as such trustee.

subscribed to the foregoing instrument and acknowledged to me that they

BROWER FAMILY TRUST, known to me to be the persons whose names are

REID BROWER and MARJEAN BROWER as Trustees of THE W. REID AND MARJEAN

undersigned, a Notary Public in and for said state, personally appeared W.

day of January, 1996, before me, the

On this 11th

County of Teton

STATE OF Idaho

By: *[Signature]* MARJEAN BROWER, TRUSTEE

By: *[Signature]* W. REID BROWER, TRUSTEE

THE W. REID AND MARJEAN BROWER FAMILY TRUST

the day and year first above written

IN WITNESS WHEREOF, witnesses have hereunto set their hands and seals

Key No. A1217

Notary Public in and for

EXL: NO. 2, ID NO. 007615

NOTARY PUBLIC IN THE STATE OF IDAHO