

03/15/2004

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

RIGHT NUMBER: 23-88B
NAME AND ADDRESS: RONALD J MILLER
1630 SOUTHSORE DR
PARK CITY UT 84098
SOURCE: UNNAMED STREAM TRIBUTARY: SOUTH FORK SNAKE RIVER
QUANTITY: 1.12 CFS
PRIORITY DATE: 03/21/1909
POINT OF DIVERSION:

T01N R43E S2 SENENW Lot 3 Within BONNEVILLE County
T01N R43E S2 SESENW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.12 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R43E S02 Lot 2 NWNE	27.0	T01N R43E S02 Lot 3 NENW	19.0
T01N R43E S02	SENW	10.0	

56 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: Decreed

SOURCES ARE LOCALLY KNOWN AS FIRST CREEK AND SECOND CREEK.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.



SCANNED
JUL 09 2004

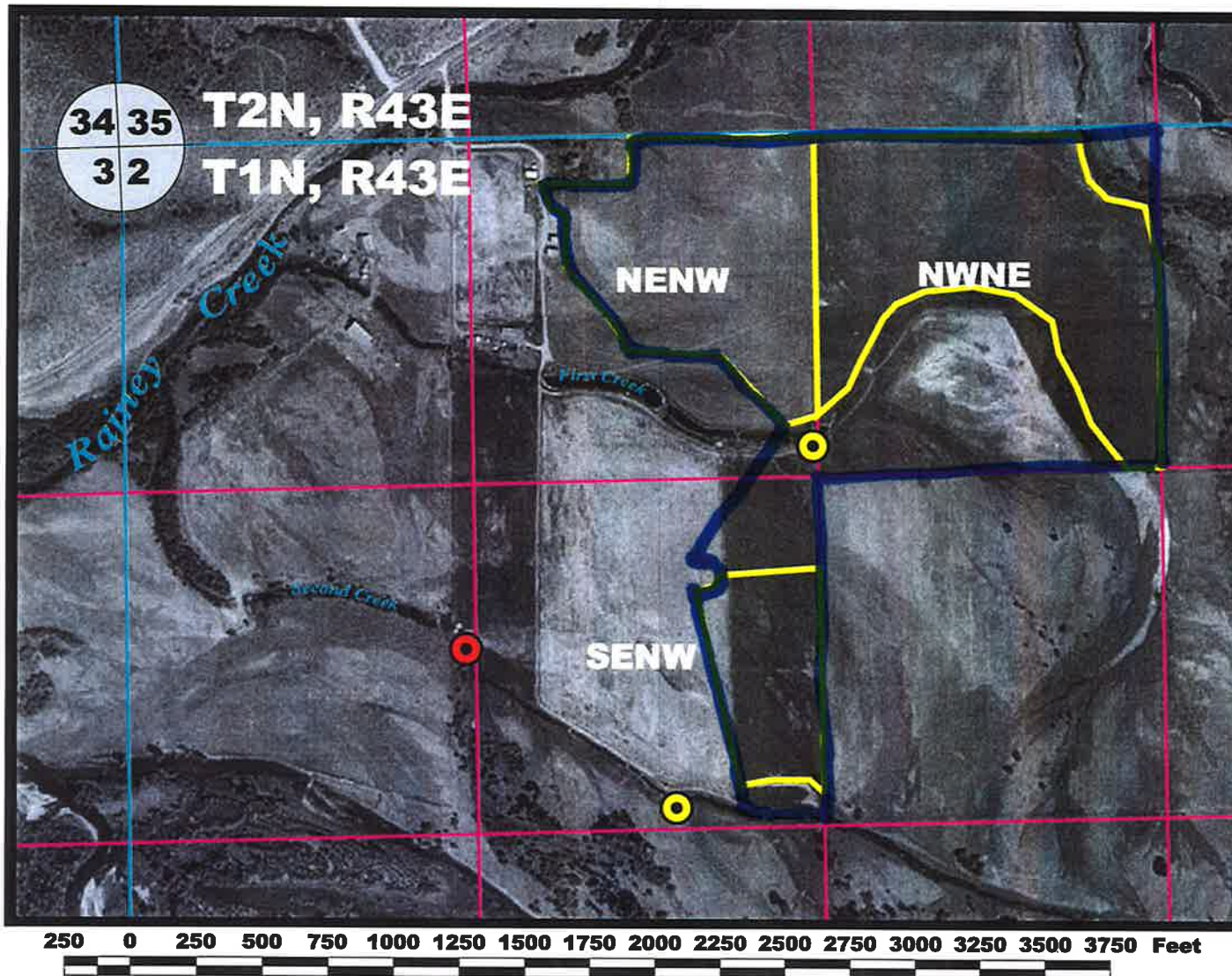
SCANNED

State of Idaho

Department of Water Resources

Eastern Region

Nick Corrected Map



Water Right(s):

23-00088B

Place of Use: (parts of)

T1N, R43E

Sec. 2 NWNE, NENW, SENW

Point(s) of Diversion:

T1N, R43E Sec. 2

SWNENW (1st Ck)

SESWNW (2nd Ck)

LEGEND



Point of Diversion



Place of Use



Section



Quarter-Quarter



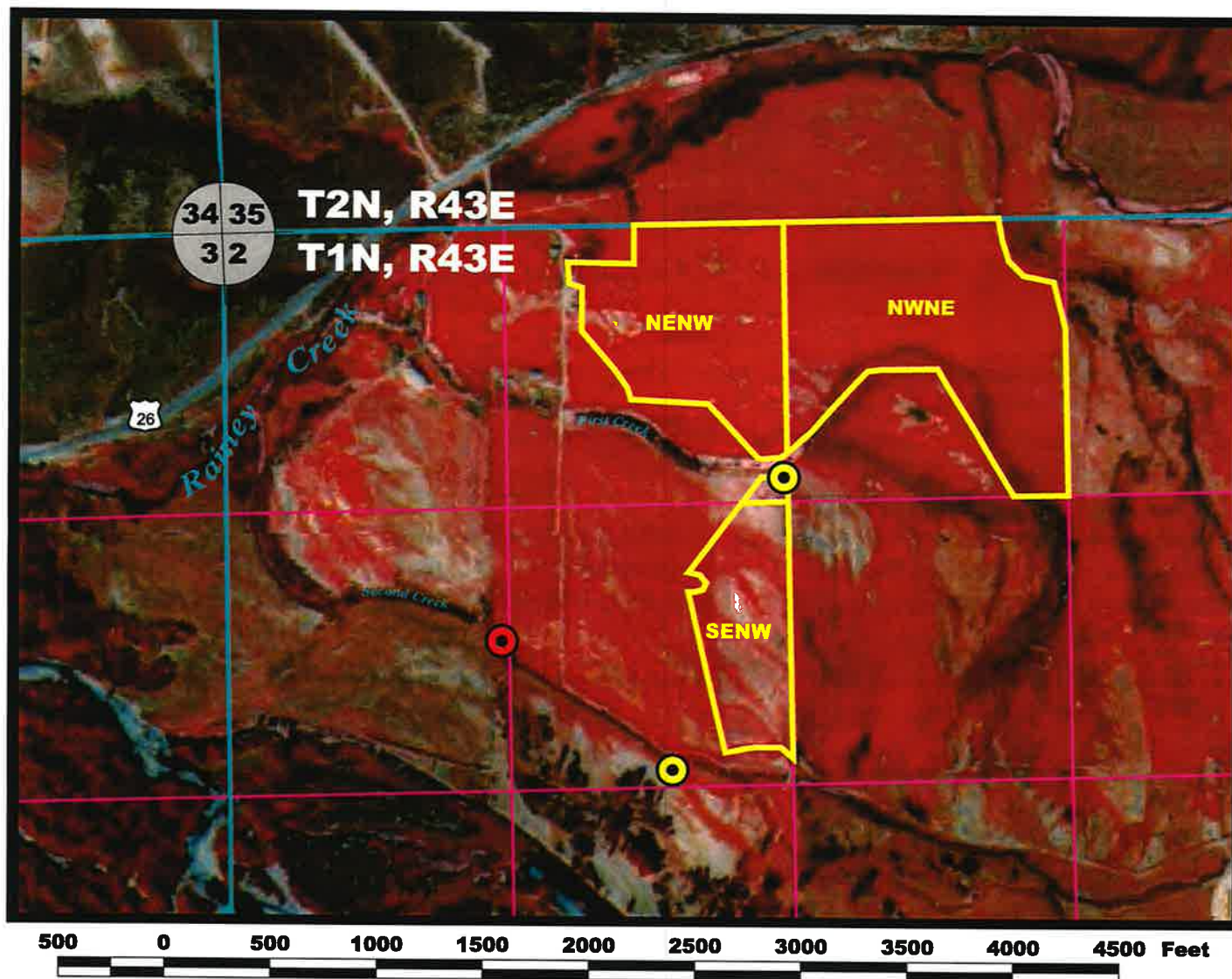
GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: February 2004



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

23-00088B

Place of Use: (parts of)
T1N, R43E Sec. 2
E2NW, NWNE

Point(s) of Diversion:
T1N, R43E Sec. 2
SEENW, SESENW

LEGEND

- Point of Diversion
- SESE Place of Use
- Section
- Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: March 2004

Contacts Data Entry Form

Water Right No. 23-88B

Owner Type	Full Name	Address	City	State	Zip	Phone
------------	-----------	---------	------	-------	-----	-------

Current Owner RONALD MILLER

Name connector: and _____, or _____, and/or _____

Current Owner _____

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

DECREED UNDER PALISADES IRRIG. CO. vs L. CRANDALL, 1951.
SPLIT BY % 3/1/2000 INTO PARTS A AND B. SEE DECRET
EXCERPT ATTACHED.

FE INDICATED: POU/POD, System/Delivery, Sources

Reviewer: _____

Date: _____

SCANNED

JUL 09 2004

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: Mar. 21, 1909 Claimed Basis: DESCRIBED

Recommended Priority Date: 3/21/1909 Recommended Basis:

_____ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Priority matches DECROS. See DECROS EXCERPT.

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

Remember
Bp 1

☐ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
DIN	43E	2	3	SENEENW	BONN	FIRST CK; SECOND CK

TRAIL TO:
Snake Riv. So. Fork

GPS Coordinates: _____

				NENESW		FIRST CK; SECOND CK
--	--	--	--	--------	--	---------------------

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

SOURCE DEEROD AS 'SHAKE RIVER AND BRANDYWINE SLOUGH.'
CLAIM REMARK (#14.) STATES 'SOURCE CHANGED APPROX. 1957' -

Shake
Riv.
So. Fork
c#2

Transfers Changing POD _____

Reviewer: _____

Date: _____

Water Right No(s). 423 000 88B



GPS DATA:

Tag # _____ Location: _____

Well Data:

MOTOR

Make: _____ Model: _____ Hp: _____

SN: _____

PUMP

Make: _____ Model: _____ Disch: _____

SN: _____

NOTES:

Field Exam Date: _____ Agent: _____



Above: Silos pump and area flooded



2002/04/08

Above: 12" Rain for Kent Pump



2002/04/08

Place Of Use Data Entry Form

Claim Number: _____

_____ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
1N	43E	2	NWNE		BONN	2	39 ⁰	Innig.
			NENW		"	3	19 ⁷	"
			SENE		"		9 ¹	"

Total Acres 684

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
1N	43E	2	NWNE			2	49 ⁰	Innig
			NENW			3		
			SENE					

Total Acres 49⁰ BASED ON GPS

Document how the POU was verified:

Transfers Changing POU _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number: _____

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>Trinig</i>	<i>4/1</i>	<i>11/1</i>	<i>1.77</i> *	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>Trinig</i>	<i>4/15</i>	<i>10/31</i>	<i>0.98</i> *	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

* AS SPLIT BY C/O. 3/1/2000.

* Q BASUD ON CLAIM AC = 49° AC @ 0.02 = 0.98 cfs. SO RECOMM. cfs

SOME CHANGES TO PERM FROM DECRODD PERM →

Reviewer: _____

Date: _____

Log for claim 23-00088B

Spatial Dynamics BTD

5/31/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n43e	2	NWNE	39	40	Unsure of POD source names.
01n43e	2	NENW	19.7	18	
01n43e	2	SEnw	9.7	9.6	
Totals:			68.4	67.6	

34 35

T2N, R43E

3 2

T1N, R43E

Rainey
Creek

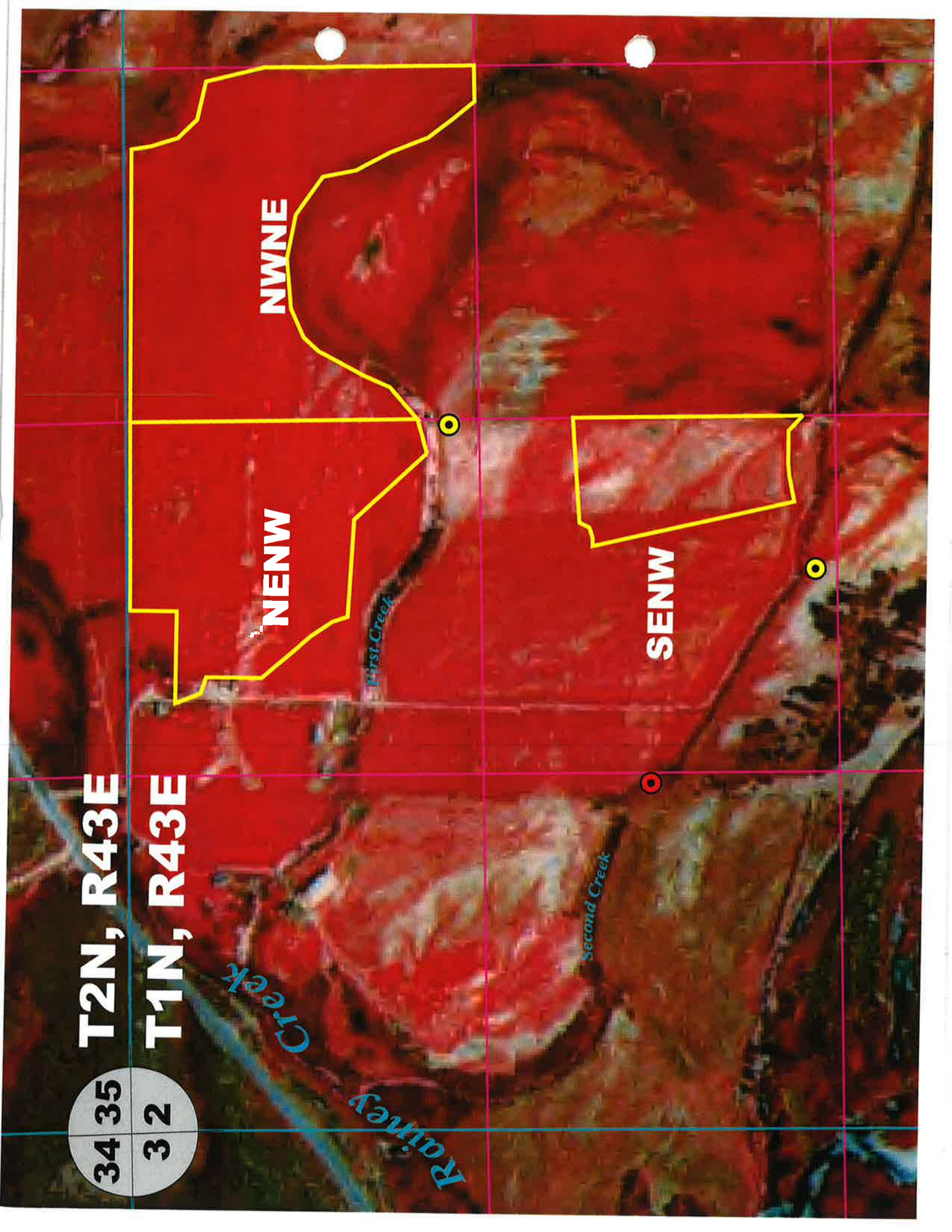
NENW

NWNE

First Creek

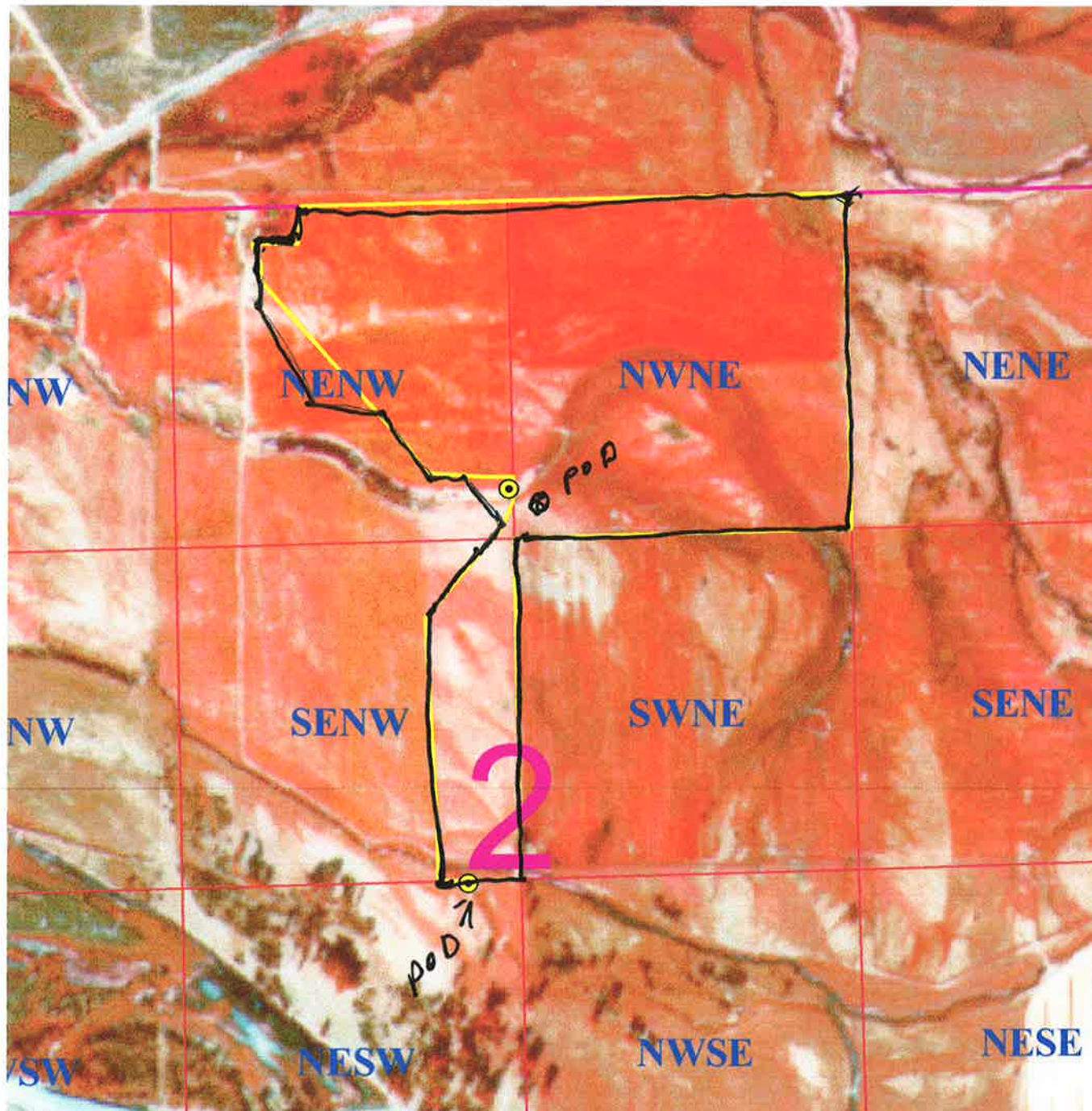
Second Creek

SENW



Water Right Claim Number 23-00088B
Township , 1N43E

05/31/2001



400 0 400 800 Feet



SPATIAL
DYNAMICS

02/06/2004

NOTICE OF ERROR
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 23-88B

RONALD J MILLER
2507 LARKSPUR DR 1630 Southchased
PARK CITY UT 84060 89098
Telephone Number: (435) 647-5806 658-4325

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

allocation of H₂O based on 49 acres vs my total acreage
of 68.4 acres

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

see attached

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

see attached

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

DATE: 3-4-04

SIGNATURE:

Please print your name:

Ronald J Miller

IDWR Regional Office,

RECEIVED

MAR 18 2004

Department of Water Resources
Eastern Region

To Nick Olsen

I'm sorry for any inconvenience I may have caused by not understanding this procedure of Water Right adjudication.

Enclosed is the correction as I see it. I have 68.4 acres of

irrigable land. and my claim is

for 1.77 CFS. The change I

request are 17M red pin. also I would like an change of

address form

Thanks

Don Miller

1630 Southshore Dr.
Park City UT 84098

RECEIVED
MAR 18 2004
Department of Water Resources
Eastern Region

To Nick Olsen

With regard to the preliminary report. The preliminary report includes 2 of the 3 properties I own. It included: lot 4, Blk 2 & lot 1 Blk 2, it Does not include lot 3, Blk 2 that I purchased on 3/05/97. Purchase agreements and lots 1 & 3 legal description are included. If you need the legal description for lot 4.

I could get a copy.

Also I included an outlined map of Fox creek properties I own for your use.

I own 68.4 irragatable acres

Thanks for all
your help
Ron Miller



this is the general shape of my property that could be compared to preliming report you sent me.

Home # 435-658-4325
cell # 801-201-8520

To Nick Olson

With regard to the preliminary report. The preliminary report includes 2 of the 3 properties I own. It includes lot 4, Blk 2 & lot 1, Blk 2, & does not include lot 3, Blk 2. that I purchased on 3/05/97. Purchase agreement and lot 1 & 3 legal description are included. If you need the legal description for lot 4 I could get a copy.

Also I included

an outlined map of Fox creek properties I own for your use.

I own 68.41 acres

Thanks for all your help

Am m.l/a

Have # 435-658-4325
cell # 801-201-8520



this is the general shape of my property that could be compared to preliminary report you sent me

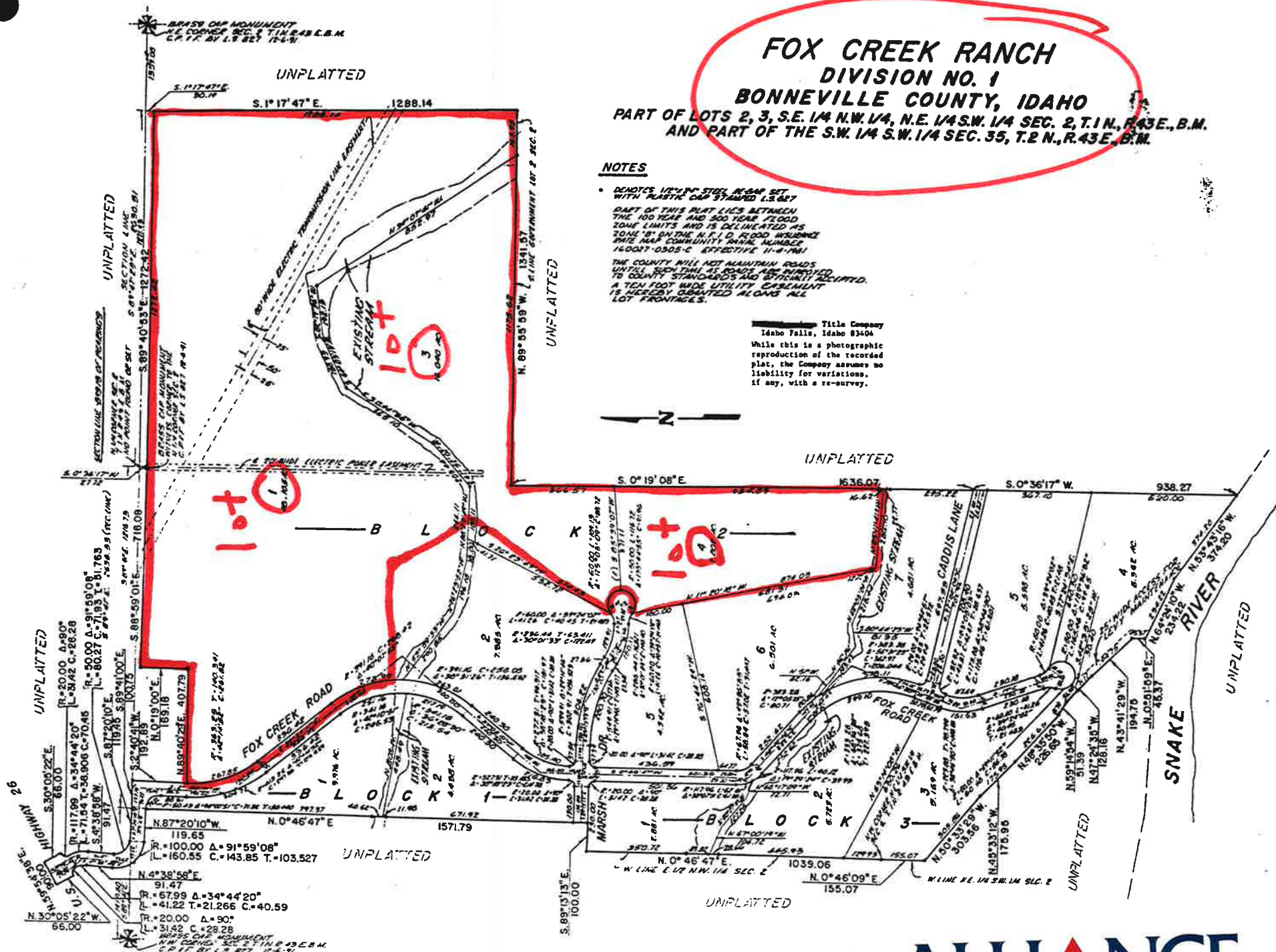
**PART OF LOTS 2, 3, S.E. 1/4 N.W. 1/4, N.E. 1/4 S.W. 1/4 SEC. 2, T.1 N., R.43 E., B.M.
AND PART OF THE S.W. 1/4 S.W. 1/4 SEC. 35, T.2 N., R.43 E., B.M.**

* DENOTES 1/2" X 1/4" STEEL RE-BAR SET WITH PLASTIC CAP STAMPED L3.627

PAFT OF THIS PLAT LIES BETWEEN THE 100 YEAR AND 500 YEAR FLOOD ZONE LIMITS AND IS DELINEATED AS ZONE 'B' ON THE N.F.I.D FLOOD INSURANCE RATE MAP COMMUNITY RAIL NUMBER 160027-0305-C EFFECTIVE 11-4-1981

THE COUNTY WILL NOT MAINTAIN ROADS UNTIL SUCH TIME AS ROADS ARE IMPROVED TO COUNTY STANDARDS AND OFFICIALLY ACCEPTED. A TEN FOOT WIDE UTILITY EASEMENT IS HEREBY GRANTED ALONG ALL LOT FRONTS.

Title Company
Idaho Falls, Idaho 83404
 While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.



ALLIANCE
TITLE & ESCROW CORP.

Jan 14 99 07:37p
DEC. 1.1999 4:48PM

Ron Miller
CAT LENTAL STORE

645-9918

NO.532

P.1/2

DELOG BC

1-11-00

ok bar 3/6/2000
RECEIVED

JAN 11 2000

Department of Water Resources
Eastern Region

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

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

1. Water Right No(s): A23-00088

Adjudication Claim No(s): _____

2. The following **REQUIRED** information must be submitted with this form:

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND
B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR
C. If your water right or adjudication claim 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

Wellington Bitton

4. New Owner/Claimant(s)

Ronald J Miller

New Mailing Address

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

City, State and ZIP Code

2507 Park Spur Dr
Park City UT 84060

New Telephone Number

() (435) 647-5806

5. Date you acquired the property

7/15/96, 3/5/97, 1/7/16/97

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right

68.44

Number and type of stock

Diversion rate in CFS

Number of homes you acquired

0

Other uses

7. Signature of New Owner(s)
or Claimant(s)

Ronald J Miller

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach 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.

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A23-00088B
Date Received: 8/9/1989
Receipt No: X777777
Received By:

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES
658-4325
435-647-5806

1. Name: RONALD J MILLER
Address: 2507 LARKSPUR DRIVE 1630 Southshore Dr
PARK CITY UT 84060 84098

2. Date of Priority: MAR 21, 1909

3. Source: FIRST CREEK
SECOND CREEK

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot
01N	43E	2	SE	NE	NW	3
			NE	NE	SW	

County
BONNEVILLE
BONNEVILLE

5. Description of diverting works:
2 PUMPS TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.770		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	43E	2	NW	NE	2	IRR	39.0
			NE	NW	3	IRR	19.7

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4 SE NW	Lot	Use IRR	Acres
01N	43E	2				9.7
Section Acres						68.4
Total Acres						68.4

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
01-0365/23-0100.

14. Remarks:

NUMBERS FOR THIS RT. ARE 01-0364 & 23-0088.
DECREED SOURCE WAS BRANDYWINE SLOUGH. SOURCE WAS CHANGED
APPROXIMATELY 1957.

ORIGINAL CLAIM SPLIT PER CHANGE OF OWNERSHIP 3/1/2000

A23-00088A	1.43 CFS	55.6 ACRES BITTON
A23-00088B	1.77 CFS	68.4 ACRES MILLER

TOTAL 3.20 CFS 124.0 ACRES

ORIGINAL CLAIM FULLY ASSIGNED TO SPLITS

BCONTOR 3/1/2000

TYPOGRAPHICAL ERROR IN POU LIST CORRECTED PER CLAIM MAP
AND CHANGE OF OWNERSHIP MAPS. SEE FILE. BCONTOR 3/2000.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

PALISADE IRR. CO., ET AL.
Decree Plaintiff

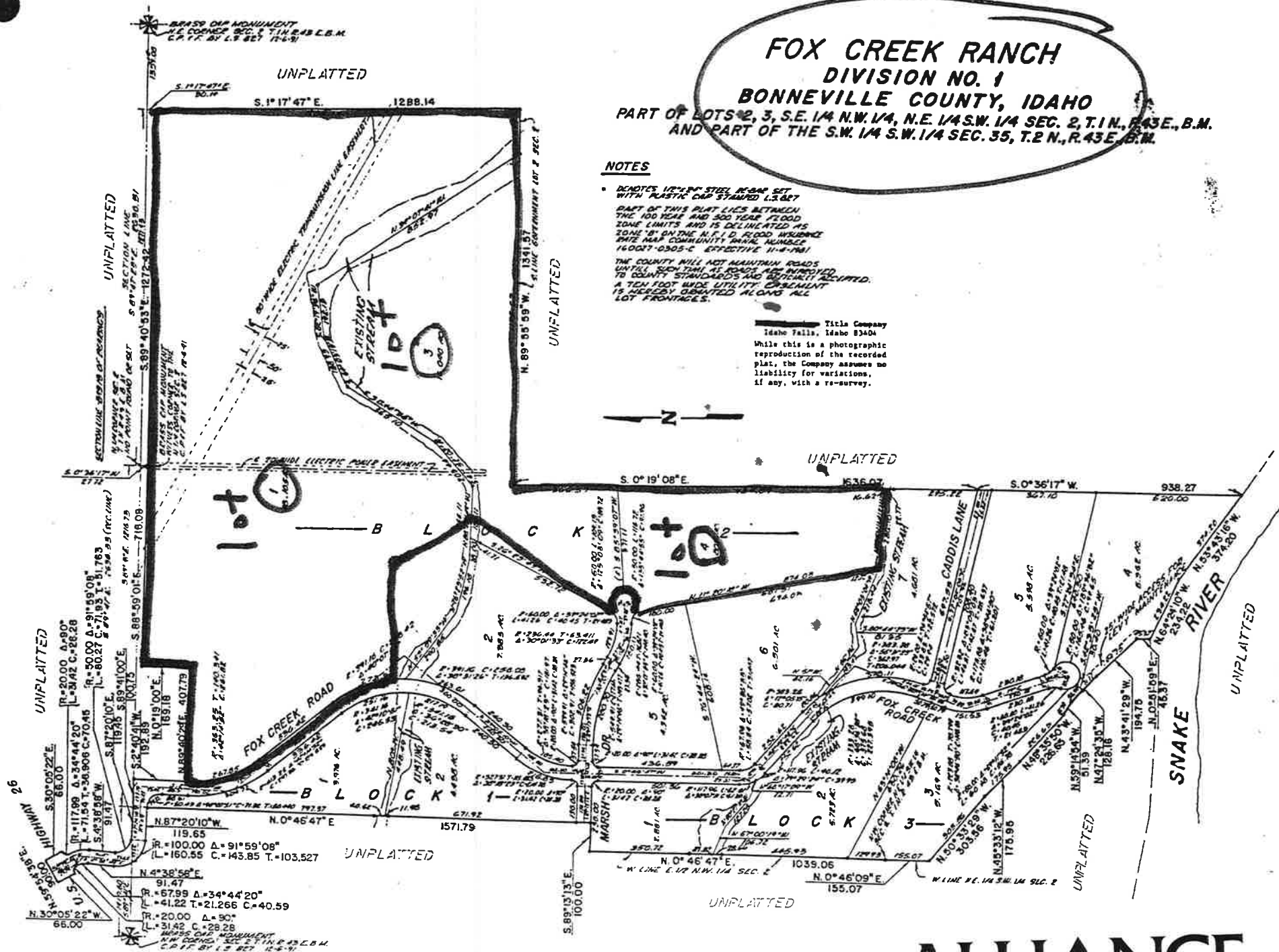
LYNN CRANDALL.
vs Decree Defendant

PART OF LOTS 2, S.E. 1/4 N.W. 1/4, N.E. 1/4 S.W. 1/4 SEC. 2, T.1 N., R.43 E., B.M.
AND PART OF THE S.W. 1/4 S.W. 1/4 SEC. 35, T.2 N., R.43 E., B.M.

DONOTES 12"x4" STEEL N-BAY SET
 WITH PLASTIC GARD STRANDED 13.6BT
 THE TOP OF THIS PLANT LIES BETWEEN
 100 FEET AND 300 FEET TIED
 ZONE LIMITS AND 100 FEET
 ZONE 100 FEET TIED TO FLOOD WINDRIDGE
 DATE MAP CONTAINING THE NUMBER
 160027-0305-C EFFECTIVE 1981
 THE COUNTY WILL NOT MAINTAIN ROADS
 UNTIL SUCH TIME AS ROAD IS IMPROVED
 TO COUNTY STANDARDS AND MAINTAINED
 A TEN FOOT WIDE UTILITY CORRELATION
 IS NECESSARY ORIENTED ALONG ALL
 CORNERS

Title Company
Idaho Falls, Idaho 83404

While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.



ALLIANCE
TITLE & ESCROW CORP.

EXHIBIT A

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No. 1, Bonneville County, Idaho; running thence N. $01^{\circ}17'47''$ W. along said Lot 1 boundary 746.72 feet; thence West 950.00 feet; thence S. $28^{\circ}27'44''$ W. 441.58 feet; thence S. $49^{\circ}13'38''$ W. 213.02 feet; thence S. $87^{\circ}48'07''$ W. 127.25 feet; thence S. $40^{\circ}45'21''$ E. 54.91 feet; thence S. $01^{\circ}56'04''$ W. 57.96 feet; thence S. $37^{\circ}12'39''$ W. 594.04 feet to a point on a curve having a radius of 50.00 feet and a tangent that bears N. $50^{\circ}35'58''$ E.; thence to the right along said curve 109.13 feet through a central angle of $125^{\circ}03'09''$; thence N. $85^{\circ}39'07''$ E. 371.11 feet; thence N. $00^{\circ}19'08''$ W. 366.57 feet; thence S. $89^{\circ}55'59''$ E. 1341.57 feet to the point of beginning.
SUBJECT TO: existing easements of record.

O W N E R S

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-17392-W	13 0042 106 00000569	03/05/97 4:13 P.M.	\$ 100,000.00	\$ 555.00

1. Name Of Insured:

RONALD J. MILLER and MARYBETH MILLER

2. The estate or interest in the land which is covered by this Policy is:

FEE SIMPLE

3. Title to the estate or interest in the land is vested in:

RONALD J. MILLER and MARYBETH MILLER, husband and wife.

4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. The land referred to in this Policy is described as follows:

See Attached Exhibit "A"

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

KF

EXHIBIT A

Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho according to the recorded plat thereof...

Excepting Therefrom:

Part of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, described as follows:

Beginning at the Southwest corner of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, being a point on a curve on the Easterly Right-of-way line of Fox Creek Road with a radius of 391.16 feet and a tangent that bears N. 00°33'44" E. running thence 109.59 feet along said Right-of-way curve through a central angle of 16°03'07"; thence S. 86°46'59" E. 374.40 feet; thence S. 40°45'21" E. 382.76 feet; thence S. 01°56'04" W. 19.44 feet to the Southerly line of said Lot 1; thence along said Southerly Lot line of the following three (3) courses: N. 88°23'49" W/ 183.20 feet; thence N. 76°23'52" W. 196.18 feet; thence N. 53°59'33" W. 290.55 feet to the point of beginning. SUBJECT TO: existing easements of record:

Also Excepting Therefrom:

That portion lying within the boundaries of Lot 1, Block 2, Fox Creek Ranch, Division No.1:

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho; running thence N. 01°17'47" W. along said Lot boundary 746.72 feet; thence West 950.00 feet; thence S. 28°27'44" W. 441.58 feet; thence S. 49°13'38" W. 213.02 feet; thence S. 87°48'07" W. 127.25 feet; thence S. 40°45'21" E. 54.91 feet; thence S. 01°56'04" W. 57.96 feet; thence S. 37°12'39" W. 594.04 feet to a point on a curve having a radius of 50.00 feet and a tangent that bears N. 50°35'58" E.; thence to the right along said curve 109.13 feet through a central angle of 125°03'09"; thence N. 85°39'07" E. 371.11 feet; thence N. 00°19'08" W. 366.57 feet; thence S. 89°55'59" E. 1341.57 feet to the point of beginning.

SUBJECT TO: existing easements of record.

OWNERS

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-17848-DA	13 0042 106 00000768	07/16/97 1:55 P.M.	\$ 175,000.00	\$ 641.25

1. Name Of Insured:

Ronald J. Miller

2. The estate or interest in the land which is covered by this Policy is:

FEE SIMPLE

3. Title to the estate or interest in the land is vested in:

Ronald J. Miller

4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. The land referred to in this Policy is described as follows:

See Attached Exhibit "A"

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho-----
DO

OWNERS

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-16624-DA	13 0042 106 00000334	07/15/96 11:22 A.M.	\$ 120,000.00	\$ 615.00

1. **Name Of Insured:**
RONALD J. MILLER and MARYBETH MILLER
2. **The estate or interest in the land which is covered by this Policy is:**
FEE SIMPLE
3. **Title to the estate or interest in the land is vested in:**
RONALD J. MILLER and MARYBETH MILLER, husband and wife.
4. **The land herein described is encumbered by the following mortgage or trust deed, and assignments:**

and the mortgages or trust deeds, if any, shown in Schedule B hereof.
5. **The land referred to in this Policy is described as follow:**
Lot 4, Block 2, Fox Creek Ranch, Division No. 1, Bonneville County, Idaho, according to the recorded plat thereof...

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

AM

NOTICE OF ERROR
REPLY

02/06/2004

RECEIVED
MAR 05 2004

Department of Water Resources
Eastern Region

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 23-88B

RONALD J MILLER
2507 LARKSPUR DR
PARK CITY UT 84060
Telephone Number: (435) 647-5806

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

allocation of H₂O based on 49 acres vs my total acreage
of 68.4 acres

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

see attached

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

see attached

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

DATE: 3-4-04

SIGNATURE:

Please print your name:

Ronald J Miller

IDWR Regional Office,

3/15/04 RE-EVALUATED DOCUMENTS submitted w/ Bonny Co. Assessor
Thomas or Ownoremp. Added 1st AC, ADJUSTED Q TO 1.12 cfs
BASED ON 0.02 cfs/AC ON 56th AC = 1.12 cfs

[Signature]

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A23-00088B**
Date Received: 8/ 9/1989
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

435-647-5806

1. Name: RONALD J MILLER
Address: 2507 LARKSPUR DRIVE
PARK CITY UT

84060

2. Date of Priority: MAR 21, 1909

3. Source: FIRST CREEK
SECOND CREEK

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	43E	2	SE	NE	NW	3	BONNEVILLE
			NE	NE	SW		BONNEVILLE

5. Description of diverting works:
2 PUMPS TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.770		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01N	43E	2	NW	NE	2	IRR	39.0
			NE	NW	3	IRR	19.7

A23-00088B

Page

1

Date: 03/01/00

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	43E	2	SE NW		IRR	9.7
						Section Acres 68.4
						Total Acres 68.4

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
01-0365/23-0100.

14. Remarks:

NUMBERS FOR THIS RT. ARE 01-0364 & 23-0088.
DECREED SOURCE WAS BRANDYWINE SLOUGH. SOURCE WAS CHANGED
APPROXIMATELY 1957.

ORIGINAL CLAIM SPLIT PER CHANGE OF OWNERSHIP 3/1/2000
A23-00088A 1.43 CFS 55.6 ACRES BITTON
A23-00088B 1.77 CFS 68.4 ACRES MILLER

TOTAL 3.20 CFS 124.0 ACRES

ORIGINAL CLAIM FULLY ASSIGNED TO SPLITS

BCONTOR 3/1/2000

TYPOGRAPHICAL ERROR IN POU LIST CORRECTED PER CLAIM MAP
AND CHANGE OF OWNERSHIP MAPS. SEE FILE. BCONTOR 3/2000.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

PALISADE IRR. CO., ET AL.
Decree Plaintiff

LYNN CRANDALL.
vs Decree Defendant

EXHIBIT A

Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho according to the recorded plat thereof...

Excepting Therefrom:

Part of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, described as follows:

Beginning at the Southwest corner of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, being a point on a curve on the Easterly Right-of-way line of Fox Creek Road with a radius of 391.16 feet and a tangent that bears N. 00°33'44" E. running thence 109.59 feet along said Right-of-way curve through a central angle of 16°03'07"; thence S. 86°46'59" E. 374.40 feet; thence S. 40°45'21" E. 382.76 feet; thence S. 01°56'04" W. 19.44 feet to the Southerly line of said Lot 1; thence along said Southerly Lot line of the following three (3) courses: N. 88°23'49" W. 183.20 feet; thence N. 76°23'52" W. 196.18 feet; thence N. 53°59'33" W. 290.55 feet to the point of beginning. SUBJECT TO: existing easements of record:

Also Excepting Therefrom:

That portion lying within the boundaries of Lot 1, Block 2, Fox Creek Ranch, Division No.1:

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho; running thence N. 01°17'47" W. along said Lot boundary 746.72 feet; thence West 950.00 feet; thence S. 28°27'44" W. 441.58 feet; thence S. 49°13'38" W. 213.02 feet; thence S. 87°48'07" W. 127.25 feet; thence S. 40°45'21" E. 54.91 feet; thence S. 01°56'04" W. 57.96 feet; thence S. 37°12'39" W. 594.04 feet to a point on a curve having a radius of 50.00 feet and a tangent that bears N. 50°35'58" E.; thence to the right along said curve 109.13 feet through a central angle of 125°03'09"; thence N. 85°39'07" E. 371.11 feet; thence N. 00°19'08" W. 366.57 feet; thence S. 89°55'59" E. 1341.57 feet to the point of beginning.

SUBJECT TO: existing easements of record.

lot 1, Blk 2

O W N E R S

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-17848-DA	13 0042 106 00000768	07/16/97 1:55 P.M.	\$ 175,000.00	\$ 641.25

1. Name Of Insured:

Ronald J. Miller

2. The estate or interest in the land which is covered by this Policy is:

FEE SIMPLE

3. Title to the estate or interest in the land is vested in:

Ronald J. Miller

4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. The land referred to in this Policy is described as follows:

See Attached Exhibit "A"

lot 1, blk 2

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

DO

EXHIBIT A

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No. 1, Bonneville County, Idaho; running thence N. $01^{\circ}17'47''$ W. along said Lot 1 boundary 746.72 feet; thence West 950.00 feet; thence S. $28^{\circ}27'44''$ W. 441.58 feet; thence S. $49^{\circ}13'38''$ W. 213.02 feet; thence S. $87^{\circ}48'07''$ W. 127.25 feet; thence S. $40^{\circ}45'21''$ E. 54.91 feet; thence S. $01^{\circ}56'04''$ W. 57.96 feet; thence S. $37^{\circ}12'39''$ W. 594.04 feet to a point on a curve having a radius of 50.00 feet and a tangent that bears N. $50^{\circ}35'58''$ E.; thence to the right along said curve 109.13 feet through a central angle of $125^{\circ}03'09''$; thence N. $85^{\circ}39'07''$ E. 371.11 feet; thence N. $00^{\circ}19'08''$ W. 366.57 feet; thence S. $89^{\circ}55'59''$ E. 1341.57 feet to the point of beginning.
SUBJECT TO: existing easements of record.

Lot 3, Blk 2

OWNERS

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-17392-W	13 0042 106 00000569	03/05/97 4:13 P.M.	\$ 100,000.00	\$ 555.00

1. Name Of Insured:

RONALD J. MILLER and MARYBETH MILLER

2. The estate or interest in the land which is covered by this Policy is:

FEE SIMPLE

3. Title to the estate or interest in the land is vested in:

RONALD J. MILLER and MARYBETH MILLER, husband and wife.

4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. The land referred to in this Policy is described as follows:

See Attached Exhibit "A"

lot 3, Blk 2

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

KF

CORPORATION DEED

For Value Received

SOUTH FORK RANCH, INC.

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto

RONALD J. MILLER AND MARYBETH MILLER, husband and wife

whose current address is

2507 LARKSPUR DR., PARK CITY, UT 84068

the following described real estate, to-wit:

LOT 4, BLOCK 2, FOX CREEK RANCH, DIVISION NO. 1, BONNEVILLE COUNTY,
IDAHO, ACCORDING TO THE RECORDED PLAT THEREOF...

Lot 4 Blk 2

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s
their heirs and assigns forever.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has
caused its corporate name to be hereunto subscribed by its President and its corporate seal to be
affixed by its Secretary this day of July, 1996.

SOUTH FORK RANCH, INC.

By



PRESIDENT.

ATTEST:

SECRETARY.

STATE OF IDAHO, COUNTY OF BONNEVILLE

ON THIS 11TH day of JULY, 1996

before me, a notary public in and for said State, personally appeared
DATE OF RECEIPT

OWNERS

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-16624-DA	13 0042 106 00000334	07/15/96 11:22 A.M.	\$ 120,000.00	\$ 615.00

1. Name Of Insured:

RONALD J. MILLER and MARYBETH MILLER

2. The estate or interest in the land which is covered by this Policy is:

FEE SIMPLE

3. Title to the estate or interest in the land is vested in:

RONALD J. MILLER and MARYBETH MILLER, husband and wife.

4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. The land referred to in this Policy is described as follow:

Lot 4, Block 2, Fox Creek Ranch, Division No. 1, Bonneville County, Idaho, according to the recorded plat thereof...

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

Lot 4, B1K2
AM



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

March 2, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RONALD J MILLER
2507 LARKSPUR DR
PARK CITY UT 84060

RE: CHANGE IN OWNERSHIP FOR A23-00088

Dear Mr. Miller:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

A23-00088A, 1.43 CFS ON 55.6 ACRES, BITTON
A23-00088B, 1.77 CFS ON 68.4 ACRES, MILLER

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Crabtree
Technical Records Specialist

Enclosure

To: A32-00088 and splits
Fr: Bryce Contor
Date: 3/1/2000

Re: Split, POU

Maps of subdivision and splits are found in file A32-00088B. They may be useful if further rights are split off A32-00088A.

Note that original claim had a typographical error in POU, which I corrected to match map submitted with claim and maps submitted with change of ownership.

Water Right Number - A23-00088

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BITTON

H WELLINGTON

1 - PO BOX 114

2 -

3 -

City- SWAN VALLEY

Phone - 208-483-4351

State- ID Zip- 83449

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
03/21/1909 15 EASTERN D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
FIRST CREEK SNAKE RIVER
SECOND CREEK+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name
01N 43E 2 SE NE NW 3 (19) BONNEVILLE
NE NE SW (19) BONNEVILLE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 3.200+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
3.200 310.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
01N 43E 2 NW NE 2 39.0 01 IRRIGATION (19) BONNEVILLE
01N 43E 2 NE NW 3 40.0 01 IRRIGATION (19) BONNEVILLE
01N 43E 2 SW NW 35.0 01 IRRIGATION (19) BONNEVILLE
01N 43E 2 NE SW 10.0 01 IRRIGATION (19) BONNEVILLE
Total Acres: 124.0

+ - - Diversion Means - 2 PUMPS TO SPRINKLERS

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - 01-0365/23-0100.

+ - - - - Remarks - - - - - +

GEN NUMBERS FOR THIS RT. ARE 01-0364 & 23-0088.
DECREED SOURCE WAS BRANDYWINE SLOUGH. SOURCE WAS CHANGED
APPROXIMATELY 1957.

$$\frac{3.20}{124} = 0.0258$$

$$68.4 \times 0.0258 = 1.77 \quad B$$
$$3.20 - 1.77 = 1.43 \quad A$$

Should be
SE NW

A B
0 39.0
20.3 19.7
25.3 9.7
10.0 0.0
55.6 68.4

AJ5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

03/01/00 08:01:52
Page 2

Water right number - A23-00088

Prefix Translation: ADJUDICATION CLAIM

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
PALISADE IRR. CO., ET AL. LYNN CRANDALL. 00/00/0000

+ - - Audit Fields - 06/15/89 OLENICHA 02/21/90 JONES 03/29/95 POST-STD

+ - - - - Comments - - - - - +
No Comments Found

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 12/05/1986	Old Judicial District	-
Claim Received Date	- 08/09/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	- 01
Licensed Date	- 00/00/0000	Receipt Number	- E009796	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-



Rockin' T Construction

P.O. Box 4
Swan Valley, ID 83449

Invoice

DATE	INVOICE #
10/6/1999	908

BILL TO
Ron Miller 2507 Larkspur Park City, UT 84068

PROJECT	TERMS
Swan Valley	Due on receipt

DATE	ITEM	DESCRIPTION	QTY	UNIT	RATE	AMOUNT
6/10/1999	Miscellane...	6" test pump rental and mainline including delivery/return.			1,989.76	1,989.76
	Labor	Setup of pump and pipe.	3	hr	30.00	90.00
6/13/1999	Backhoe	Larry filled parts of channel.	2	hr	70.00	140.00
6/16/1999	Transport	325L to project from IF.	3.5	hr	75.00	262.50
	325L Excav	Depen upper pond	3.5	hr	125.00	437.50
6/17/1999	325L Excav	" "	9	hr	125.00	1,125.00
	A35C Hau...	Haul gravel to fill channel.	2.5	hr	140.00	350.00
	A35C Hau...	" "	3.5	hr	140.00	490.00
6/18/1999	325L Excav	Dig and shape pond	3.5	hr	125.00	437.50
6/28/1999	Transport	Longreach to project.	1.75	hr	75.00	131.25
	Long reach	Muck out system and ponds.	5.5	hr	100.00	550.00
6/29/1999	Long reach	" "	3.5	hr	100.00	350.00
6/30/1999	Long reach	" "	5	hr	100.00	500.00
7/1/1999	Long reach	" "	4	hr	100.00	400.00
1.75% interest on unpaid balance after 30 days. Thank you for your business.					Total	\$7,253.51

**Rockin' T Construction**

P.O. Box 4

Swan Valley, ID 83449

Invoice

DATE	INVOICE #
8/13/2001	1419

BILL TO

Ron Miller
2507 Larkspur
Park City, UT 84068

PAID

PROJECT

TERMS

Pumping

Due on receipt

DATE	ITEM	DESCRIPTION	QTY	UNIT	RATE	AMOUNT
	6" Pump	Pump in fields	95	hr	25.00	2,375.00
1.75% interest on unpaid balance after 30 days. Thank you for your business.			Total		\$2,375.00	

**Rockin' T Construction**

P.O. Box 4

Swan Valley, ID 83449

Invoice

DATE	INVOICE #
4/18/2002	1579

BILL TO

Ron Miller
2507 Larkspur
Park City, UT 84068

PAID

PROJECT

TERMS

Pumping

Due on receipt

DATE	ITEM	DESCRIPTION	QTY	UNIT	RATE	AMOUNT
	Miscellane...	Rain for rent pump and pipe rental			3,500.00	3,500.00
	Miscellane...	Fueling and set up pump			1,000.00	1,000.00
1.75% interest on unpaid balance after 30 days. Thank you for your business.			Total		\$4,500.00	

**Rockin' T Construction**

P.O. Box 4

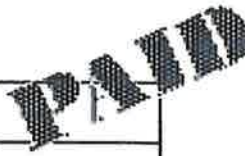
Swan Valley, ID 83449

Invoice

DATE	INVOICE #
12/12/2002	1706

BILL TO

Ron Miller
2507 Larkspur
Park City, UT 84068



PROJECT	TERMS
Pumping	Due on receipt

DATE	ITEM	DESCRIPTION	QTY	UNIT	RATE	AMOUNT
8/29/2004	6" Pump	Pump to fields	117	hr	25.00	2,925.00
1.75% interest on unpaid balance after 30 days. Thank you for your business.			Total		\$2,925.00	



RAIN FOR RENT

RAIN FOR RENT, IDAHO FALLS
PO BOX 1743
IDAHO FALLS ID 83403-1743
PHONE (208) 522-4500

10hp Install

INVOICE

PAGE	INVOICE NO.	INVOICE DATE	CUSTOMER NO.
1	523928	12/19/01	98-007761

01
T

ROCKIN' T CONSTRUCTION*
P.O. BOX 4
SWAN VALLEY ID 83449

SHIP
TO

SS

Jan. 25
FAX NO. 52055224511
MAIN FOR REMI

ORDER DATE	CUSTOMER ORDER NUMBER	DATE SHIPPED	SHIP VIA	F.O.B.	REFERENCE #	TERMS	TERM.	SALESMAN	
09/05/01	Ron Miller	10/08/01	BRANCH		523928	NET 30	0630	31097	
ITEM	DESCRIPTION	U.F.M.	ORDERED	QUANTITY BACK ORD.	SHIPPED	TAX	UNIT PRICE	DISC.	EXTENDED AMOUNT
9916743	250 MCM WIRE	EA	150		150		2.0000		300.00
M143	WELDING LABOR		1		1		400.0000		400.00
M143	WELDING LABOR		1		1		100.0000		100.00
	SUMP LID								
M140	INSTALLATION LABOR		1		1		850.0000		850.00
	MATERIALS AND LABOR TO WIRE								
	PUMP AND PANEL								
M140	INSTALLATION LABOR		1		1		635.0000		635.00
	MATERIALS AND LABOR TO BRING								
	POWER TO PUMP FROM POWER								
	SOURCE								
FOR PROPER CREDIT, PLEASE INCLUDE INVOICE NUMBER ON YOUR PAYMENT.						TOTAL BEFORE TAX			2,285.00
						SALES TAX			.00
CONTROL NO. 745734						TOTAL			2,285.00

FILE 52541
LOS ANGELES CA 90074-2541
REMIT TO
PLEASE REMIT THIS AMOUNT

REMIT TO

FILE 52541
LOS ANGELES CA 90074-2541

PLEASE REMIT
THIS AMOUNT

TOTAL

BRANCH A/R



RAIN FOR RENT

RAIN FOR RENT, IDAHO FALLS
PO BOX 1743
IDAHO FALLS ID 83403-1743
PHONE (208) 522-4500

ROCKIN' T CONSTRUCTION*
P.O. BOX 4

SWAN VALLEY

ID 83449

SHIP TO

INVOICE

PAGE	INVOICE NO.	INVOICE DATE	CUSTOMER NO.
2	421461	10/29/99	98-007761

01
T

SE

ORDER DATE	CUSTOMER ORDER NUMBER	DATE SHIPPED	SHIP VIA	F.O.B.	REFERENCE #	TERMS	TERR.	SALESMAN
14/99		10/14/99	RRR		421461	NET 30	0630	30675

ITEM	DESCRIPTION	U. M.	QUANTITY ORDERED	QUANTITY BACK ORD	QUANTITY SHIPPED	TAX	UNIT PRICE	DISC	EXTENDED AMOUNT
9915109	DISCHARGE SPOOL	EA	1		1	*	35.0000		35.00
9915109	TRASH SCREEN	EA	1		1	*	45.0000		45.00
9932401	#2 ELECTRICAL PANEL	EA	1		1	*	675.0000		675.00
9915109	10" CHECK VALVE	EA	1		1	*	169.0000		169.00
9915109	10" HOSE MENDER	EA	1		1	*	59.0000		59.00
9932401	50 AMP DISCONNECT 240V	EA	1		1	*	79.0000		79.00
9932401	METER BASE	EA	1		1	*	335.0000		335.00
FOR PROPER CREDIT, PLEASE INCLUDE INVOICE NUMBER ON YOUR PAYMENT.									
TOTAL BEFORE TAX									7,946.93
SALES TAX									397.32

CONTROL NO.

872526

REMIT TO

FILE 52541

LOS ANGELES CA 90074-2541

PLEASE REMIT
THIS AMOUNT

TOTAL

8,344.25

BRANCH A/R

**Rockin' T Construction**

P.O. Box 4

Swan Valley, ID 83449

Invoice

DATE	INVOICE #
10/28/2003	1943

BILL TO

Ron Miller
2507 Larkspur
Park City, UT 84068

PROJECT					TERMS	
Pump/Cover					Due on receipt	
DATE	ITEM	DESCRIPTION	QTY	UNIT	RATE	AMOUNT
8/29/2003	Labor	Set up gen and pumps	6	hr	30.00	180.00
10/3/2003	Miscellane...	Run (2) submersible pumps	30	hr	30.00	900.00
10/3/2003	Labor	Took pump apart/rolled up hoses	3	hr	30.00	90.00
10/3/2003	Labor	Work on pump and hose / pull apart 10 hp pump and motor	3.5	hr	30.00	105.00
10/8/2003	Labor	Put 10hp pump in	6.5	hr	30.00	195.00
10/10/2003	Labor	Hooked up 10hp pump	6	hr	30.00	180.00
10/10/2003	Materials	R and R electric to wire new motor			51.75	51.75
10/23/2003	Labor	Made manhole cover	3	hr	30.00	90.00
10/23/2003	Materials	Metal for lid			60.00	60.00
1.75% interest on unpaid balance after 30 days. Thank you for your business.			Total		\$1,851.75	



RAIN FOR RENT

RAIN FOR RENT, IDAHO FALLS
PO BOX 1743
IDAHO FALLS ID 83403-1743
PHONE (208) 522-4500

8 ROCKIN' T CONSTRUCTION*
P.O. BOX 4
SWAN VALLEY ID 83449

Ronald Miller

SHIP TO

INVOICE

CASE	INVOICE NO	INVOICE DATE	CUSTOMER PO
1	421461	10/29/99	98-007761

01
T

SS

See CM 421403

Jan. 25 2002 10:58AM P2

FOX NO. : 2085224511

FROM : RAIN FOR RENT

ORDER DATE	CUSTOMER ORDER NUMBER	DATE SHIPPED	SHIP VIA	F.O.B.	REFERENCE #	TERMS	TERR.	SALESMAN
10/29/99		10/14/99	RFR		421461	NET 30	0630	30675

ITEM	DESCRIPTION	U/M	QUANTITY ORDERED	QUANTITY BACK ORD	QUANTITY SHIPPED	UNIT PRICE	DISC	EXTENDED AMOUNT
3013497	PVC PIP 80PSI GSKT 12	FT	700		700	3.8500		2,695.00
7015989	EPX UXG STRT CPLR PIP12	EA	1		1	29.5000		29.50
9490152	10 OD 12GA PE STEEL PIPE	FT	20		20	5.2500		105.00
7168297	10 SHEL ELL 45 WELD-ON STL	EA	1		1	30.2800		30.28
7114846	8 OD CLASS D PLATE FLG 11/16"	EA	3		3	16.5000		49.50
7114333	6 FLANGE GASKET FULLFACE	EA	3		3	.0000		.00
7108301	6 OD 1/2" STEEL PLATE FLANGE	EA	1		1	10.0000		10.00
7114325	6 FLANGE GASKET FULLFACE	EA	1		1	.0000		.00
7118219	3/4X3 1/2 FLG BOLT W/NUT (A)	EA	16		16	.7500		12.00
7172265	8X 6 SCS REDUCING CONE STL	EA	1		1	5.2500		5.25
7172281	10X8 SCS REDUCING CONE STL	EA	1		1	9.3500		9.35
7172307	12X10 SCS REDUCING CONE STL	EA	2		2	12.8500		25.70
7102916	DP9 PUMP PRIMER COMPLETE	EA	1		1	166.0000		166.00
7105620	3/4X5 FLG BOLT W/NUT (A)	EA	8		8	1.1000		8.80
8044	8 VALVE BFLY GEAR OP	EA	1		1	180.0000		180.00
7110737	2 AV150 WTMAN AIR VENT	EA	1		1	21.5000		21.50
7108095	3 WXMPT HALF NIPPLE STL	EA	1		1	13.5000		13.50
4907309	GAL CAP 3	EA	1		1	.0000		.00
9400151	12 OD 12GA PE STEEL PIPE	FT	10		10	6.6800		66.80
3042918	160 PSI RFR LTOFILL GAUGE 1/4T	EA	1		1	13.5000		13.50
9915901	BCKLEY B6ZFL 10HP PUMP	EA	1		1	2,300.0000		2,300.00
9924804	12" #1 GALV STARTER ZEE	EA	2		2	140.0000		280.00
9915109	10" JUMBO FOOT VALVE	EA	1		1	475.0000		475.00
9910100	10 X 8 ECCENTRIC CONE	EA	1		1	38.2500		38.25
9915208	MISC PRIMER FITTINGS	EA	1		1	15.0000		15.00

CONTROL NO.

872525

REMIT TO

PLEASE REMIT
THIS AMOUNT

TOTAL

(CONTINUED)

BRANCH A/R



Rockin' T Construction Inc.

P.O. Box 4

Swan Valley ID 83449

208-483-2070 / 208-483-4070 fax

January 29, 2004

COPY

To Whom It May Concern:

Re: Ron Miller Irrigation

Rockin' T Construction has been doing work on Ron Millers Swan Valley Property since 1996. We have had pumps ranging from gasoline powered pumps to diesel pumps to flood irrigate different areas of the property. The gasoline pumps were mainly used for some of the areas closest to the pump areas using a poly mainline which feeds a system of sprinklers. The diesel pumps were used with PVC and alluminum pipe to flood bigger areas, since the property has some elevation variations we would direct pipe to the high areas to get the most flooding possible. The most recient permanant pump to the property was the electric 10 hp pump. Last summer we also used our generator with 2- 10 hp submersible pumps to irrigate fields behind house. With this pump system we used soft hose and pvc to reach different areas of field. We have included one set of pictures showing pump set up as well as flooded areas. Also included are some invoices for misc pump rentals and pipe. Since 2001, Rockin' T has owned a diesel powered 6" pump which has been used on property as well as 12" mainline and 6" soft line.

If you need further information, please do not hesitate to contact me.

Sincerely,

Tara L. Hicks
208-483-2070



RAIN FOR RENT

RAIN FOR RENT, IDAHO FALLS
PO BOX 1743
IDAHO FALLS ID 83403-1743
PHONE (208) 522-4500

Misc Pump Rental

INVOICE

PAGE	INVOICE NO.	INVOICE DATE	CUSTOMER NO.
1	778265	04/30/01	98-007761

SOLD TO
ROCKIN' T CONSTRUCTION*
P.O. BOX 4
SWAN VALLEY ID 83449

SHIP TO
ROCKING T. CONSTRUCTION
P.O. BOX 4
SWAN VALLEY ID 83449

ORDER DATE	CUSTOMER ORDER NUMBER	DATE SHIPPED	SHIP VIA	F.O.B.	REFERENCE #	TERMS	TERR.	SALES
04/14/01	Ron Miller	04/14/01	CPU		778265	NET 30	0630	310

ITEM	DESCRIPTION	U / M	QUANTITY			TAX	UNIT PRICE	DISC.	EXTENDED AMOU
			ORDERED	BACK ORD.	SHIPPED				
	RENTAL PERIOD: 04/14/01 TO 04/20/01 TACH = 2939 / HM = 2926								
7225469	(R)HOSE 6X20 PVC SUCTN GRN CAM	EA			1		.0000		
7225469	(R)HOSE 6X20 PVC SUCTN GRN CAM	EA			1	*	35.0000		35
7225527	(R)HOSE 6X50 NITRL YELLOW CAM	EA			2	*	37.5000		75
6991848	4045D JD AG-250 TRLR W/LIFT	EA			1		.0000		
6992069	DV150 POWERPRIME MOD PUMP END	EA			1	*	675.0000		675
TOTAL BEFORE TAX									785.
SALES TAX									39.

FOR PROPER CREDIT, PLEASE INCLUDE INVOICE NUMBER ON YOUR PAYMENT.

TOTAL 824.

NO. 47

REMIT TO

FILE 52541
LOS ANGELES CA 90074-2541

PLEASE REMIT
THIS AMOUNT

TOTAL



RAIN FOR RENT

RAIN FOR RENT, IDAHO FALLS BRANCH
P O BOX 1743
IDAHO FALLS ID 83403
(208)522-4500

12" pvc mainline pipe
from 10hp pump

INVOICE

PAGE	INVOICE NO.	INVOICE DATE	CUSTOMER NO.
1	055891	08/20/01	98-007761

SOLD TO
ROCKIN T CONSTRUCTION*
P.O. BOX 4

SWAN VALLEY

ID 83449

SHIP TO

ORDER DATE	CUSTOMER ORDER NUMBER	DATE SHIPPED	SHIP VIA	F.O.B.	REFERENCE #	TERMS	TERR.	SALES
08/20/01	Ron Miller					NET 30	9999	310

ITEM	DESCRIPTION	U / M	QUANTITY			TAX	UNIT PRICE	DISC.	EXTENDED AMOUNT
			ORDERED	BACK ORD.	SHIPPED				
9924259	(MISC)PVC 63/80/100 LB FITTING 12" PIP 80 PSI GXG 45 ELL	EA			1	*	100.0000		100.
9924259	(MISC)PVC 63/80/100 LB FITTING 12" PIP 80 PSI SW 45 PVC	EA			1	*	48.8600		48.
3013497	PIPE, PVC PIP 80PSI GSKT 12	FT			20	*	3.0200		60.
3012093	P70 IPS PMR FRPL 1 QT 10223	EA			1	*	11.7000	.3000	8.
4703096	711 IPS CMT GRAY 1 QT 10119	EA			1	*	15.0800	.3000	10.1

12"

R.R. Hart

Ron Miller

PROPER CREDIT, PLEASE INCLUDE INVOICE NUMBER ON YOUR PAYMENT.

TOTAL BEFORE TAX
SALES TAX

228.0
11.4

OL NO.

FILE 52541

REMIT TO

LOS ANGELES CA 90001

PLEASE REMIT

TOTAL



RAIN FOR RENT

3615 Ririe Hwy P.O. Box 1743

Idaho Falls, ID 83403

Phone: 208-522-4500 Fax 208-522-4511

COPY

Sold To: Rocking T Construction

Ship To:

☒ Sales☐ Rental

10 HP Berkeley B62PL Pump	1	\$2,300.00	\$2,300.00
12" 80 lb PIP Gask PVC Pipe	700	\$3.85	\$2,695.00
12" #1 Galv Starter Tee	2	\$140.00	\$280.00
12" PIP Starter Coupler	2	\$29.50	\$59.00
10" Jumbo Foot Valve	1	\$475.00	\$475.00
10" Bare Steel	20	\$5.25	\$105.00
10 x 8 Ecc Cone	1	\$38.25	\$38.25
10" SWEL 45	1	\$30.28	\$30.28
8" Flange w/ Gask	3	\$16.50	\$49.50
6" Flange w/ Gask	1	\$10.00	\$10.00
3/4 x 2 1/2 Bolt & Nut	16	\$0.75	\$12.00
6 x 8 SCS	1	\$5.25	\$5.25
8 x 10 SCS	1	\$9.35	\$9.35
10 x 12 SCS	2	\$12.85	\$25.70
#9 Primer	1	\$166.00	\$166.00
Misc. Primer Fittings	1	\$15.00	\$15.00
3/4 X 5 Bolts & Nuts	8	\$1.10	\$8.80
Discharge Spool	1	\$35.00	\$35.00
8" Gear Op Butterfly Valve	1	\$180.00	\$180.00
2" Air vent	1	\$21.50	\$21.50
3" Pump Out	1	\$13.50	\$13.50
Trash Screen	1	\$45.00	\$45.00
Size 2 Electrical Panel W/ LA, LP, SC, TC	1	\$875.00	\$875.00
10" Check Valve	1	\$169.00	\$169.00
12" Bare Steel	10	\$8.88	\$88.80
10" Hose Mender	1	\$59.00	\$59.00
Liquid Filled Pressure Ga.	1	\$13.50	\$13.50
50 Amp Disconnect 240v	1	\$79.00	\$79.00
Motor Base	1	\$335.00	\$335.00
2 OTT Alum Wire	700	\$1.32	\$924.00
Electrical Tie In	1	\$850.00	\$850.00
Welding Labor	1	\$400.00	\$400.00
Delivery	1	\$75.00	\$75.00

PVC prices based on availability

Add Federal, State or Local Taxes where applicable

\$ 10,225.43

Buyer's Signature _____ Date _____ Auth. Signature _____ Date _____



RAIN FOR RENT

RAIN FOR RENT, IDAHO FALLS BRANCH
P O BOX 1743
IDAHO FALLS ID 83403
(208)522-4500

SOLD TO
ROCKIN T CONSTRUCTION*
P.O. BOX 4

SWAN VALLEY

ID 83449

SHIP TO

6" pvc pipe

INVOICE

PAGE	INVOICE NO.	INVOICE DATE	CUSTOMER NO.
1	055909	08/21/01	98-007761

T

S

DATE	CUSTOMER ORDER NUMBER	DATE SHIPPED	SHIP VIA	F.O.B.	REFERENCE #	TERMS	TERR.	SALESMAN
8/21/01	Ron Miller					NET 30	9999	31097

ITEM	DESCRIPTION	U / M	QUANTITY			TAX	UNIT PRICE	DISC.	EXTENDED AMOUNT
			ORDERED	BACK ORD.	SHIPPED				
168	PIPE, PVC IPS CL125 GSKT 6	FT			700	*	1.3800		966.00
									
✓									
TOTAL BEFORE TAX									966.00
SALES TAX									49.30
TOTAL									

FOR CREDIT, PLEASE INCLUDE INVOICE NUMBER ON YOUR PAYMENT.

NO.

5222

REMIT TO

FILE 52541

PLEASE REMIT

TOTAL



RAIN FOR RENT

RAIN FOR RENT, IDAHO FALLS
PO BOX 1743
IDAHO FALLS ID 83403-1743
PHONE (208) 522-4500

12" Pump Rental

INVOICE

PAGE	INVOICE NO.	INVOICE DATE	CUSTOMER NO.
1	819523	04/16/02	98-007761

SHIP TO
O ROCKIN' T CONSTRUCTION*
P.O. BOX 4

O SWAN VALLEY ID 83449

SHIP TO
SWAN VALLEY - RIGHT SIDE
BEFORE ENTERING SWAN VALLEY
NEW HOMES & POND-FOX CREEK RD
SWAN VALLEY ID 83449

ORDER DATE	CUSTOMER ORDER NUMBER	DATE SHIPPED	SHIP VIA	F.O.B.	REFERENCE #	TERMS	TERR.	SAL
03/27/02	TROY <i>Ron Miller</i>	03/28/02	RFR		819523	NET 30	0630	31

ITEM	DESCRIPTION	U / M	QUANTITY			TAX	UNIT PRICE	DISC.	EXTENDED AMT
			ORDERED	BACK ORD.	SHIPPED				
	RENTAL PERIOD: 04/03/02 TO 04/10/02 HRS = 2517 / TACH = 2547 12" SUCTION SCREEN								
7200538	(R) RINGLOCK CLAMP AL 10 (GOLD)	EA			4		.0000		
7201916	(R) 10 RMFL ELL 90 RL MXF ALUM	EA			1		.0000		
7205800	(R) 10 RMFL ELL 45 RL MXF ALUM	EA			1		.0000		
7260839	(R) RINGLOCK CLAMP ST12 (SILVER)	EA			10		.0000		
9290057	(R) 10X05.00 MAIN ARL WOV	JNT			1		.0000		
9204454	(R) 12X45.00 MAIN SRL WV	JNT			10	*	45.0000		450
7263809	(R) ADAPTER 10X12 SAMFR RL MXF	EA			1		.0000		
7224421	(R) HOSE 12X25 RBR RED/STRP GRV	EA			1		.0000		
7207707	(R) CPLG 12" STL IND GRV HW 77	EA			2		.0000		
6991897	PUMP VP300/6068T JD TRLR PP	EA			1	*	2,500.0000		2,500
M110	DELIVERY HAULING				1		150.0000		150
108	RETURN HAULING				1		150.0000		150

FOR PROPER CREDIT, PLEASE INCLUDE INVOICE NUMBER ON YOUR PAYMENT.

TOTAL BEFORE TAX 3,250
SALES TAX 147

CONTROL NO.

745829

REMIT TO

FILE 52541
LOS ANGELES CA 90074-2541

PLEASE REMIT
THIS AMOUNT

TOTAL

3,397.



DEPARTMENT OF THE ARMY
WALLA WALLA DISTRICT, CORPS OF ENGINEERS
201 NORTH THIRD AVENUE
WALLA WALLA, WASHINGTON 99362-1876

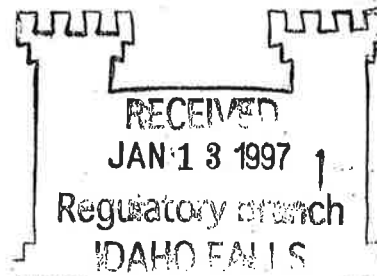
Reply To
Attention Of:

January 8, 1997

Operations Division

SUBJECT: NPW No. 963201090

Mr. Ronald J. Miller
P.O. Box 682278
Park City, Utah 84068



Dear Mr. Miller:

This concerns your proposal to excavate a pond in uplands adjacent to Spring Creek. This work is to be part of a large pond, half to be constructed on your property and half on the adjoining lot owned by Mr. Timmons. Your project is located in the Fox Creek Subdivision, Sec. 2, T.1N., R.43E., B.M., near Swan Valley, Bonneville County, Idaho, and is the subject of your August 24, 1996 Joint Application for Permit.

Section 404 of the Clean Water Act (33 U.S.C. 1344) requires a Department of the Army permit be issued for the discharge of dredged or fill material into waters of the United States, including wetlands. This includes excavation activities which result in the discharge of dredged material and destroy or degrade waters of the United States.

Based on your application, the pond will not be connected to Spring Creek, the excavation and side-casting of material will occur in uplands, and there will not be a discharge of dredged or fill material into wetlands or into the creek. Therefore, a Department of the Army permit is not required. A map of wetlands along the creek was sent to us by Mountain River Engineering. To be certain you do not excavate or fill wetlands, I recommend you have the limits of wetlands staked in the field prior to construction.

If you intend to change your plans as you have described to Mr. Robert A. Brochu, and the change includes the discharge of dredged or fill material in waters of the United States, including wetlands, a permit will be required and you must contact us before you start your work.

This determination is applicable only to Department of the Army permits administered by the Corps of Engineers. It does not relieve you of the responsibility to obtain other Federal, State, and local permits which may be required.

Claim A23-00088B
Doc Source Submitted by
claimant
Date 3/1/2000 Sig. B. Conter



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 15, 2000

Ronald J. Miller
2507 Lark Spur Drive
Park City, Utah 84060

Dear Mr. Miller:

Last month you sent us a request to change ownership of water rights to your name. The request was incomplete, and I have been unable to process it.

Ordinarily we try to do the best we can with the information provided. Generally we search our database for water rights appurtenant to the purchaser's new property. Unfortunately the legal description on the documentation you sent us does not provide the key information we need to make the search. It only references a subdivision in Bonneville County. We do not have records of subdivisions, but only the underlying "Public Land Survey" system of Township, Range, and Section.

Our next approach is to search by the name of the former owner. Unfortunately, many changes of ownership have occurred over the years without the department being notified, so that is often a disappointing search. In your case, the only water right in the name of Bitton in the Idaho Falls area was for a right which has been subsequently split and assigned to other owners. That doesn't mean Mr. Bitton didn't have a water right; it may only mean that his water right is recorded under a different name.

Enclosed is another copy of the Notice of Change of ownership, with the items we still need to receive highlighted. Please gather together this information and send it along, so that I may process your request.

Please feel free to call me at (208) 525-7161 if you have questions.

Sincerely,

Bryce A. Contor

TRANSMITTAL LETTER

ALLIANCE

TITLE & ESCROW CORP.

December 2, 1999

RONALD J MILLER
2507 LARKSPUR DR
PARK CITY UT 84068

ORDER No. 14-16624
LOAN No. 14-17392
REFERENCE 14-17848

In connection with the above transactions, we enclose:

- | | |
|--|--|
| ☒ Policy of Title Insurance | Standard ☒ COPY 13 0042 106 00000334 |
| | ALTA ☐ 13 0042 106 00000569 |
| ☐ Escrow closing statement | 13 0042 106 00000768 |
| ☐ Our Check # | in the amount of \$ |
| ☐ Deed from | |
| ☐ Deed of Trust executed by | |
| ☐ Original Note for \$ | made by |
| in favor of | |
| ☐ Fire Policy # | Issued by |
| Amount \$ | Expiration date |
| ☒ Copy of recorded documents which you requested | Deed #924309 |
| | Deed #937956 |
| | Deed #946600 |
| ☐ Receipted tax bill | |
| ☐ Covenants, Conditions, Restrictions and Plat | |
| ☐ | |
| ☐ | |

Any recorded document to which you are entitled will be forwarded.

Thank you for giving us the opportunity of serving you.

ALLIANCE TITLE AND ESCROW CORP.

By

Diane Dexter



16624

924309

CORPORATION DEED

For Value Received .

SOUTH FORK RANCH, INC.

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto

RONALD J. MILLER AND MARYBETH MILLER, husband and wife

whose current address is

2507 LARKSPUR DR., PARK CITY, UT 84068

the following described real estate, to-wit:

LOT 4, BLOCK 2, FOX CREEK RANCH, DIVISION NO. 1, BONNEVILLE COUNTY, IDAHO, ACCORDING TO THE RECORDED PLAT THEREOF...

96 JUL 15 PM 11 22
BONNEVILLE COUNTY
RECORDER

024309

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and their heirs and assigns forever.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this 11th day of July, 1996.

SOUTH FORK RANCH, INC.

By 

PRESIDENT.

ATTEST:

SECRETARY.

STATE OF IDAHO, COUNTY OF BONNEVILLE

ON THIS 11TH day of JULY, 1996

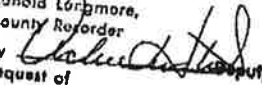
before me, Notary Public in and for said State, personally appeared
DATE 7-15-96 NAME RONALD J. MILLER XXX

known to me to be the President of the corporation that executed this instrument, and acknowledged to me that such corporation 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.


Notary Public

Residing at IDAHO FALLS
Comm. Expires 07/06/99

INSTRUMENT NO.	924309
DATE	7-15-96
INST. CODE	235
FILE NO.	11323-53
FEE	500
STATE OF IDAHO COUNTY OF BONNEVILLE	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	
Request of	

OWNERS

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-16624-DA	13 0042 106 00000334	07/15/96 11:22 A.M.	\$ 120,000.00	\$ 615.00

1. Name Of Insured:
RONALD J. MILLER and MARYBETH MILLER
2. The estate or interest in the land which is covered by this Policy is:
FEE SIMPLE
3. Title to the estate or interest in the land is vested in:
RONALD J. MILLER and MARYBETH MILLER, husband and wife.
4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

and the mortgages or trust deeds, if any, shown in Schedule B hereof.
5. The land referred to in this Policy is described as follow:
Lot 4, Block 2, Fox Creek Ranch, Division No. 1, Bonneville County,
Idaho, according to the recorded plat thereof...

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

AM

OWNERS**SCHEDULE B**

Policy Number: 13 0042 106 00000334

Exceptions From Coverage

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions:

- (1) Rights or claims of parties in possession not shown by the public records.
- (2) Encroachments, overlaps, boundary lines disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
- (3) Easements, or claims of easements, not shown by the public records.
- (4) Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
- (5) (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b) or (c) are shown by the public records.
- (6) Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

Special Exceptions: The mortgage, if any, referred to in Item 4 of Schedule A.

1. General taxes for the year 1996 and subsequent years, an accruing lien not yet due or payable. Liability for added assessments and subsequent tax billing, if any, pursuant Idaho Code Section 63-403 and 63-2203.
2. Covenants and restrictions recorded April 26, 1996 as Instrument No. 919233, but omitting any covenants or restrictions based on race, color, religion, sex, handicap, familial status or national origin unless and only to the extent that said covenant (a) is exempt under Chapter 42, Section 3607 of the United States Code or (b) relates to handicap but does not discriminate against handicapped persons.
3. Easements, reservations, restrictions and dedications as the same appears on the recorded plat.
4. Matters set forth in Development Agreement between the County of Bonneville and South Fork Ranch, Inc., developer, dated May 17, 1995, recorded May 17, 1995, as Instrument No. 899114.
5. Easement to Silver Star Telephone Co., Inc., recorded December 14, 1992, as Instrument No. 841416.

RE-RECORDED TO CORRECT NOTARY
RE-RECORDED TO CORRECT LEGAL

CORPORATION DEED

For Value Received
SOUTH FORK RANCH INC., AN IDAHO CORPORATION

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby
Grant, Bargain, Sell and Convey unto

RONALD J. MILLER AND MARYBETH MILLER, HUSBAND AND WIFE
whose current address is

2507 LARK SPUR DR PARK CITY, UT 84068

the following described real estate, to-wit:

SEE ATTACHED EXHIBITS

INSTRUMENT NO.	937316
DATE	2-21-97
INST. CODE	235
FICHE NO.	1206629054
STATE OF IDAHO COUNTY OF BONNEVILLE	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	Deputy
Request of	

37 FEB 19 PM 2 16

BONNEVILLE COUNTY
RECORDER

937109

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee &
heirs and assigns forever.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has
caused its corporate name to be hereunto subscribed by its President and its corporate seal to be
affixed by its Secretary this 16 DAY OF FEBRUARY, 1997.

937316

BONNEVILLE COUNTY
RECORDER

37 FEB 21 AM 11 44

INSTRUMENT NO.	937956
DATE	3-5-97
INST. CODE	235
FICHE NO.	12066-57 BY
FEE	9.00
STATE OF IDAHO COUNTY OF BONNEVILLE	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	Deputy
Request of	

SOUTH FORK RANCH INC., AN IDAHO CORPORATION

PRESIDENT.

SECRETARY.

STATE OF IDAHO, COUNTY OF BONNEVILLE
ON THIS 16 day of FEBRUARY, 1997
before me, a notary public in and for said state, personally appeared
and known to me to be
the President and Secretary of the corporation that executed this in-
strument or the persons who executed the instrument on behalf of said
corporation, and they acknowledged to me that such corporation 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.

Residing at
Comm. Expires

Notary Public

INSTRUMENT NO.	937163
DATE	2-15-97
INST. CODE	235
FICHE NO.	12066-54
FEE	9.00
STATE OF IDAHO COUNTY OF BONNEVILLE	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	Deputy
Request of	

37 FEB PM 4 13

BONNEVILLE COUNTY
RECORDER

937956

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of CALIFORNIA

County of LOS ANGELES

On February 18, 1997 before me, Cathy L. Donine, notary public
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared ** DALE F. KINSELLA **
NAME(S) OF SIGNER(S)

☒ personally known to me - ~~OR~~ ☐ ~~proved to me on the basis of satisfactory evidence~~
 to be the person(s) whose name(s) is/are
 subscribed to the within instrument and ac-
 knowledged to me that he/she/they executed
 the same in his/her/their authorized
 capacity(ies), and that by his/her/their
 signature(s) on the instrument the person(s),
 or the entity upon behalf of which the
 person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Cathy L. Donine
SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- ☐ INDIVIDUAL
☐ CORPORATE OFFICER

TITLE(S)

- ☐ PARTNER(S) ☐ LIMITED
☐ GENERAL
☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

DESCRIPTION OF ATTACHED DOCUMENT

CORPORATION DEED

TITLE OR TYPE OF DOCUMENT

NUMBER OF PAGES

DATE OF DOCUMENT

SIGNER(S) OTHER THAN NAMED ABOVE

OWN E

SCHED

Office File Number	Policy Number	Policy	Amount Of Insurance	Premium Amount
14-17392-W	13 0042 106 00000569	03 5/97 4.13 P.M.	\$ 100,000.00	\$ 555.00

1. Name Of Insured:
RONALD J. MILLER and MARYBETH MILLER
2. The estate or interest in the land which is covered by this Policy is:
FEE SIMPLE
3. Title to the estate or interest in the land is vested in:
RONALD J. MILLER and MARYBETH MILLER, husband and wife.
4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

and the mortgages or trust deeds, if any, shown in Schedule B hereof.
5. The land referred to in this Policy is described as follows:
See Attached Exhibit "A"

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

KF

EXHIBIT A

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No. 1, Bonneville County, Idaho; running thence N. $01^{\circ}17'47''$ W. along said Lot 1 boundary 746.72 feet; thence West 950.00 feet; thence S. $28^{\circ}27'44''$ W. 441.58 feet; thence S. $49^{\circ}13'38''$ W. 213.02 feet; thence S. $87^{\circ}48'07''$ W. 127.25 feet; thence S. $40^{\circ}45'21''$ E. 54.91 feet; thence S. $01^{\circ}56'04''$ W. 57.96 feet; thence S. $37^{\circ}12'39''$ W. 594.04 feet to a point on a curve having a radius of 50.00 feet and a tangent that bears N. $50^{\circ}03'58''$ E.; thence to the right along said curve 109.13 feet through a central angle of $125^{\circ}03'09''$; thence N. $85^{\circ}39'07''$ E. 371.11 feet; thence N. $00^{\circ}19'08''$ W. 366.57 feet; thence S. $89^{\circ}55'59''$ E. 1341.57 feet to the point of beginning.
SUBJECT TO: existing easements of record.

EXHIBIT A

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No. 1, Bonneville County, Idaho; running thence N. $01^{\circ}17'47''$ W. along said Lot 1 boundary 746.72 feet; thence West 950.00 feet; thence S. $28^{\circ}27'44''$ W. 441.58 feet; thence S. $49^{\circ}13'38''$ W. 213.02 feet; thence S. $87^{\circ}48'07''$ W. 127.25 feet; thence S. $40^{\circ}45'21''$ E. 54.91 feet; thence S. $01^{\circ}56'04''$ W. 57.96 feet; thence S. $37^{\circ}12'39''$ W. 594.04 feet to a point on a curve having a radius of 50.00 feet and a tangent that bears N. $50^{\circ}35'58''$ E.; thence to the right along said curve 109.13 feet through a central angle of $125^{\circ}03'09''$; thence N. $85^{\circ}39'07''$ E. 371.11 feet; thence N. $00^{\circ}19'08''$ W. 366.57 feet; thence S. $89^{\circ}55'59''$ E. 1341.57 feet to the point of beginning.
SUBJECT TO: existing easements of record.

OWNERS

SCHEDULE B

Policy Number: 13 0042 106 00000569

Exceptions From Coverage

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions:

- (1) Rights or claims of parties in possession not shown by the public records.
- (2) Encroachments, overlaps, boundary lines disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
- (3) Easements, or claims of easements, not shown by the public records.
- (4) Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
- (5) (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b) or (c) are shown by the public records.
- (6) Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

Special Exceptions: The mortgage, if any, referred to in Item 4 of Schedule A.

1. General taxes for the year 1997 and subsequent years, an accruing lien not yet due or payable. Liability for added assessments and subsequent tax billing, if any, pursuant Idaho Code Section 63-403 and 63-2203.
2. Easements, reservations, restrictions and dedications as the same appears on the recorded plat.
3. Easement to Bonneville County, Idaho, recorded September 26, 1955, in Book 98 of Deeds, at page 318.
4. Easement to Silver Star Telephone Co., Inc., recorded December 14, 1992, as Instrument No. 841416.
5. Matters set forth in Development Agreement between the County of Bonneville and South Fork Ranch, Inc., developer, dated May 17, 1995, recorded May 17, 1995, as Instrument No. 899114.
6. Any claim arising from the difference in the mean high water line of the Snake River and the meander line as shown by the Government Survey.
7. Right, title and interest of the Public in and to those portions of above described premises falling within the bounds of roads or highways.
8. Covenants and restrictions recorded April 26, 1996 as Instrument No. 919233, but omitting any covenants or restrictions based on race, color, religion, sex, handicap, familial status or national origin unless and only to the extent that said covenant (a) is exempt under Chapter 42, Section 3607 of the United States Code or (b) relates to handicap but does not discriminate

DECREE EXCERPT:
PAUSADES IRRA Co. Vs L. CRANDALL
1951, P. 4

CONCLUSIONS OF LAW

I.

From the foregoing findings of fact the Court finds as conclusions of law that the plaintiffs are entitled to a judgment herein granting to it a summary decree and adjudication of the water rights in the amount and with the date of priority January 22, 1916, prior and superior to all appropriators and users of water with dates of priority subsequent to the date indicated, and debarring the defendant and all interested parties from asserting any right, claim or claims to the use of water under priority date subsequent to January 22, 1916.

II.

That Harry Bitton, one of the plaintiffs in the action, is entitled to a decree awarding him 160 miners inches of water out of Snake River & Brandywine Slough with a priority date of March 21, 1909.

JUDGMENT

3.2 cfs

1.77-B
1.43-A
3.20

total

I.

01- 0364/23-0088

It is ordered, adjudged and decreed that the plaintiff, Harry Bitton, is awarded the right to the use of 160 miners inches of water for the purpose of irrigating the following described lands with a priority date of March 21, 1909, and for the purpose of manufacturing power and other purposes, to-wit:

Lots 2, 3 and Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$), Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$), Section 2, Township 1 North, Range 43, East Boise Meridian.

Lots 2 & 3,
SWNW, } Sec
NESW, } 2

Boise Case
100 AC
= 160 AC
TIN RD.

NOTES:

1. THERE IS NO SRBA CLAIM FOR 01-364.
2. 23-00088 WAS SPLIT BY $\frac{1}{2}$ 3/1/2000 TO A & B. PART B WENT TO R.J. MILLER.
A. 23-00088A, 1.43 cfs ON 55.6 AC; 23-00088B, 1.77 cfs ON 68.4 AC.
B. DECREED AS 160" (3.2 cfs), AC NOT SPECIFIED, ONLY QQ's.
3. WR DATA BASE NOT STATES "SOURCE CHANGED APPROX. 1957." UNKNOWN HOW.
4. DECREED FOR IRRIGATION AND IN MANUFACTURING POWER AND OTHER PURPOSES.
A. SRBA CLAIMS OF PARTS A AND B ARE FOR IRRIGATION ONLY.
B. SOURCE CLAIMED AS FIRST CREEK AND SECOND CREEK. BOTH ARE NOT RECOGNIZED BY USGS - SEE QUAD 10Q Y-48.
5. BONN. CO. OWNERSHIP PLAT INDICATES FURTHER SPLITTING. WR SPLITS TOO?

OWNERS

SCHEDULE B - Continued

Policy Number: 13 0042 106 00000569

9. Claim of Lien in the case of Rockin T. Construction, Inc., vs. South Fork Ranch, Inc., recorded October 16, 1996, as Instrument No. 930095, records of Bonneville County, Idaho.

End of Schedule B

5/22

14.17848.24

ATED

946600

Corporation Warranty Deed

FOR VALUE RECEIVED

SOUTH FORK RANCH, INC., AN IDAHO CORPORATION

and Convey unto the above named Grantee, its heirs, assigns and assigns forever, all that certain

RONALD J. MILLER A MARRIED MAN DEALING WITH HIS SOLE AND SEPARATE PROPERTY

whose current address is

2507 LARK SPUR DRIVE PARK CITY UT 84068

the following described real estate, to-wit:

SEE ATTACHED EXHIBIT "A"

PUBLICATION NO. 946600
 DATE 7-16-51
 NIST CODE 233
 FILE NO. 12431-41

LAURENCE D'ARNO
DE BONNEVILLE

100

97 JUL 16 PM 1:55

BONNEVILLE COUNTY
RECORDER

009946

AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever; and the said Grantor does hereby covenant to and with the said Grantee, that they are the owners in fee simple of the said premises, that they are free from all encumbrances and that they will warrant and defend the same from all such encumbrances.

and where the context so requires, the singular includes the plural, and the masculine, the

July 1997

SOUTHERN RANCH, INC., AN IDAHO CORPORATION

27 THE CALIFORNIA
ART OF THE 1960S
Los Angeles

IN THE YEAR OF 19 07

THE UNIVERSITY OF CHICAGO PRESS

of the company

...and acknowledged to me that such corporation

Notary Public

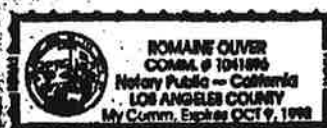


EXHIBIT A

Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho
According to the recorded plat thereof...

Beginning therefrom

Part of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville
County, Idaho, described as follows:

Beginning at the Southwest corner of Lot 1, Block 2, Fox Creek Ranch,
Division No.1, Bonneville County, Idaho, being a point on a curve on the
Southerly Right-of-way line of Fox Creek Road with a radius of 391.16
feet and a tangent that bears N. 00°33'44" E. running thence 109.59 feet
along said Right-of-way curve through a central angle of 16°03'07";
thence S. 86°46'59" E. 374.40 feet; thence S. 40°45'21" E. 382.76
feet; thence S. 01°56'04" W. 19.44 feet to the Southerly line of said
lot; thence along said Southerly Lot line of the following three (3)
courses: 1st, S. 88°23'49" W. 183.20 feet; thence N. 76°23'52" W. 196.18
feet; thence N. 53°59'33" W. 290.55 feet to the point of beginning.
All of which are existing easements of record.

Beginning therefrom

Part of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville
County, Idaho, described as follows:

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch,
Bonneville County, Idaho, running thence N. 01°17'47" W.
746.72 feet; thence West 950.00 feet; thence
S. 01°58'58" E. 213.02 feet; thence S. 49°13'38" W. 213.02 feet;
thence S. 01°27'25" E. 213.02 feet; thence S. 40°45'21" E. 54.91 feet;
thence S. 01°57'96" E. 594.04 feet; thence S. 37°12'39" W. 594.04 feet
along a curve having a radius of 50.00 feet and a tangent that
bears S. 37°12'39" W. 109.71 feet; thence to the right along said curve
109.71 feet through a central angle of 125°03'09"; thence N. 85°39'07" E. 371.11
feet; thence S. 01°27'25" E. 366.57 feet; thence S. 89°55'59" E.
to the point of beginning.

All of which are existing easements of record.

OWNERS

SCHEDULE A

Office File Number	Policy Number	Date Of Policy	Amount Of Insurance	Premium Amount
14-17848-DA	13 0042 106 00000768	07/16/97 1:55 P.M.	\$ 175,000.00	\$ 641.25

1. Name Of Insured:
Ronald J. Miller
2. The estate or interest in the land which is covered by this Policy is:
FEE SIMPLE
3. Title to the estate or interest in the land is vested in:
Ronald J. Miller
4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

and the mortgages or trust deeds, if any, shown in Schedule B hereof.
5. The land referred to in this Policy is described as follows:

See Attached Exhibit "A"

This Policy valid only if Schedule B is attached.

ALLIANCE TITLE & ESCROW CORP.
Idaho Falls, Idaho

DO

EXHIBIT A

Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho according to the recorded plat thereof...

Excepting Therefrom:

Part of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, described as follows:

Beginning at the Southwest corner of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho, being a point on a curve on the Easterly Right-of-way line of Fox Creek Road with a radius of 391.16 feet and a tangent that bears N. 00°33'44" E. running thence 109.59 feet along said Right-of-way curve through a central angle of 16°03'07"; thence S. 86°46'59" E. 374.40 feet; thence S. 40°45'21" E. 382.76 feet; thence S. 01°56'04" W. 19.44 feet to the Southerly line of said Lot 1; thence along said Southerly Lot line of the following three (3) courses: N. 88°23'49" W. 183.20 feet; thence N. 76°23'52" W. 196.18 feet; thence N. 53°59'33" W. 290.55 feet to the point of beginning. SUBJECT TO: existing easements of record:

Also Excepting Therefrom:

That portion lying within the boundaries of Lot 1, Block 2, Fox Creek Ranch, Division No.1:

Beginning at the Southeast corner of Lot 1, Block 2, Fox Creek Ranch, Division No.1, Bonneville County, Idaho; running thence N. 01°17'47" W. along said Lot boundary 746.72 feet; thence West 950.00 feet; thence S. 28°27'44" W. 441.58 feet; thence S. 49°13'38" W. 213.02 feet; thence S. 87°48'07" W. 127.25 feet; thence S. 40°45'21" E. 54.91 feet; thence S. 01°56'04" W. 57.96 feet; thence S. 37°12'39" W. 594.04 feet to a point on a curve having a radius of 50.00 feet and a tangent that bears N. 50°35'58" E.; thence to the right along said curve 109.13 feet through a central angle of 125°03'09"; thence N. 85°39'07" E. 371.11 feet; thence N. 00°19'08" W. 366.57 feet; thence S. 89°55'59" E. 1341.57 feet to the point of beginning.

SUBJECT TO: existing easements of record.

OWNERS

SCHEDULE B

Policy Number: 13 0042 106 00000768

Exceptions From Coverage

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions:

- (1) Rights or claims of parties in possession not shown by the public records.
- (2) Encroachments, overlaps, boundary lines disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
- (3) Easements, or claims of easements, not shown by the public records.
- (4) Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
- (5) (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b) or (c) are shown by the public records.
- (6) Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

Special Exceptions: The mortgage, if any, referred to in Item 4 of Schedule A.

1. Taxes, including any assessments collected therewith, for the year 1997, which are a lien not yet payable.
2. Easements, reservations, restriction and dedications as the same appears on the recorded plat.
3. Easement to Bonneville County, Idaho, recorded September 26, 1955, in Book 98 of Deeds, at page 318.
4. Easement to Silver Star Telephone Co., Inc., recorded December 14, 1992 as Instrument No. 841416.
5. Matters set forth in Development Agreement between the County of Bonneville and South Fork Ranch, Inc., developer, dated May 17, 1995, recorded May 17, 1995, as Instrument No. 899114. (Assessments are paid current)
6. Any claim arising from the difference in the mean high water line of the Snake River and the meander line as shown by the Government Survey.
7. Right, title and interest of the Public in and to those portions of above described premises falling within the bounds of roads or highways.
8. Covenants and restrictions recorded April 26, 1996 as Instrument No. 919233, but omitting any covenants or restrictions based on race, color, or religion, sex, handicap, familial status or national origin unless and only to the extent that said covenant (a) is exempt under Chapter 42, Section 3607 of the United States Code or (b) relates to handicap

OWNERS**SCHEDULE B - Continued**

Policy Number: 13 0042 106 00000768

9. Claim of Lien in the case of Rockin T. Construction, Inc., vs. South Fork Ranch, Inc., recorded October 16, 1996, as Instrument No. 930095, records of Bonneville County, Idaho.
10. Notice of Lis Pendens, recorded April 14, 1997, as Instrument No. 940481. Rockin' T. Construction, Inc., an Idaho Corporation, Plaintiff vs. Southfork Ranch, Inc., an Idaho corporation: Chip Kearnes and Ann Ford-Kearnes, husband and wife, the estate and unknown heirs of Ann Ford-Kearnes., Deceased; Ronald Alan Cordes, and Elizabeth Cordes, husband and wife; and Ronald J. Miller and Mary Beth Miller, husband and wife, and John Does 1-V, Defendants.
11. Ownership in community or other rights, if any of the spouse of the insured.
12. Mortgage from Ronald J. Mill, a married man dealing with his sole and sepy Mortgagor, to South Fork Ranch Inc., an Idaho Corporaiton, Mortgagee, to secure the payment of \$100,000.00, together with interest and any other obligations secured thereby, dated July 14, 1997, recorded July 16, 1997, as Instrument No. 946601.

End of Schedule B

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A23-00088B**

Date Received: 8/ 9/1989

Receipt No: X777777

Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: RONALD J MILLER
Address: 2507 LARKSPUR DRIVE
PARK CITY UT

435-647-5806

84060

2. Date of Priority: MAR 21, 1909

3. Source: FIRST CREEK
SECOND CREEK

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	43E	2	SE	NE	NW	3	BONNEVILLE
			NE	NE	SW		BONNEVILLE

5. Description of diverting works:
2 PUMPS TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.770		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01N	43E	2	NW	NE	2	IRR	39.0
			NE	NW	3	IRR	19.7

A2300088B



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	43E	2	SE NW		IRR	9.7

Section Acres 68.4

Total Acres 68.4

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
01-0365/23-0100.

14. Remarks:

NUMBERS FOR THIS RT. ARE 01-0364 & 23-0088.
DECREED SOURCE WAS BRANDYWINE SLOUGH. SOURCE WAS CHANGED
APPROXIMATELY 1957.

ORIGINAL CLAIM SPLIT PER CHANGE OF OWNERSHIP 3/1/2000
A23-00088A 1.43 CFS 55.6 ACRES BITTON
A23-00088B 1.77 CFS 68.4 ACRES MILLER

TOTAL 3.20 CFS 124.0 ACRES

ORIGINAL CLAIM FULLY ASSIGNED TO SPLITS

BCONTOR 3/1/2000

TYPOGRAPHICAL ERROR IN POU LIST CORRECTED PER CLAIM MAP
AND CHANGE OF OWNERSHIP MAPS. SEE FILE. BCONTOR 3/2000.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

PALISADE IRR. CO., ET AL.

Decree Plaintiff

LYNN CRANDALL.

vs

Decree Defendant

02/06/2004

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

RIGHT NUMBER: 23-88B

NAME AND ADDRESS: RONALD J MILLER
2507 LARKSPUR DR
PARK CITY UT 84060

SOURCE: UNNAMED STREAM TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 0.980 CFS

PRIORITY DATE: 03/21/1909

POINT OF DIVERSION:
T01N R43E S2 SENENW Lot 3 Within BONNEVILLE County (FIRST CREEK)
T01N R43E S2 SESENW Within BONNEVILLE County (SECOND CREEK)

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.980 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R43E S02 Lot 2 NWNE	24.0	T01N R43E S02 Lot 3 NENW	18.0
T01N R43E S02 SENW	7.0		

49 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: Decreed

SOURCES ARE LOCALLY KNOWN AS FIRST CREEK AND SECOND CREEK.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Scale 1" $\approx$ 705'

A23-00088A

pen for 23-00088 B
7.8 cm per plat

Army Corps plot map -
POW 61-23-00088B

912-H

R-43-E