

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

1

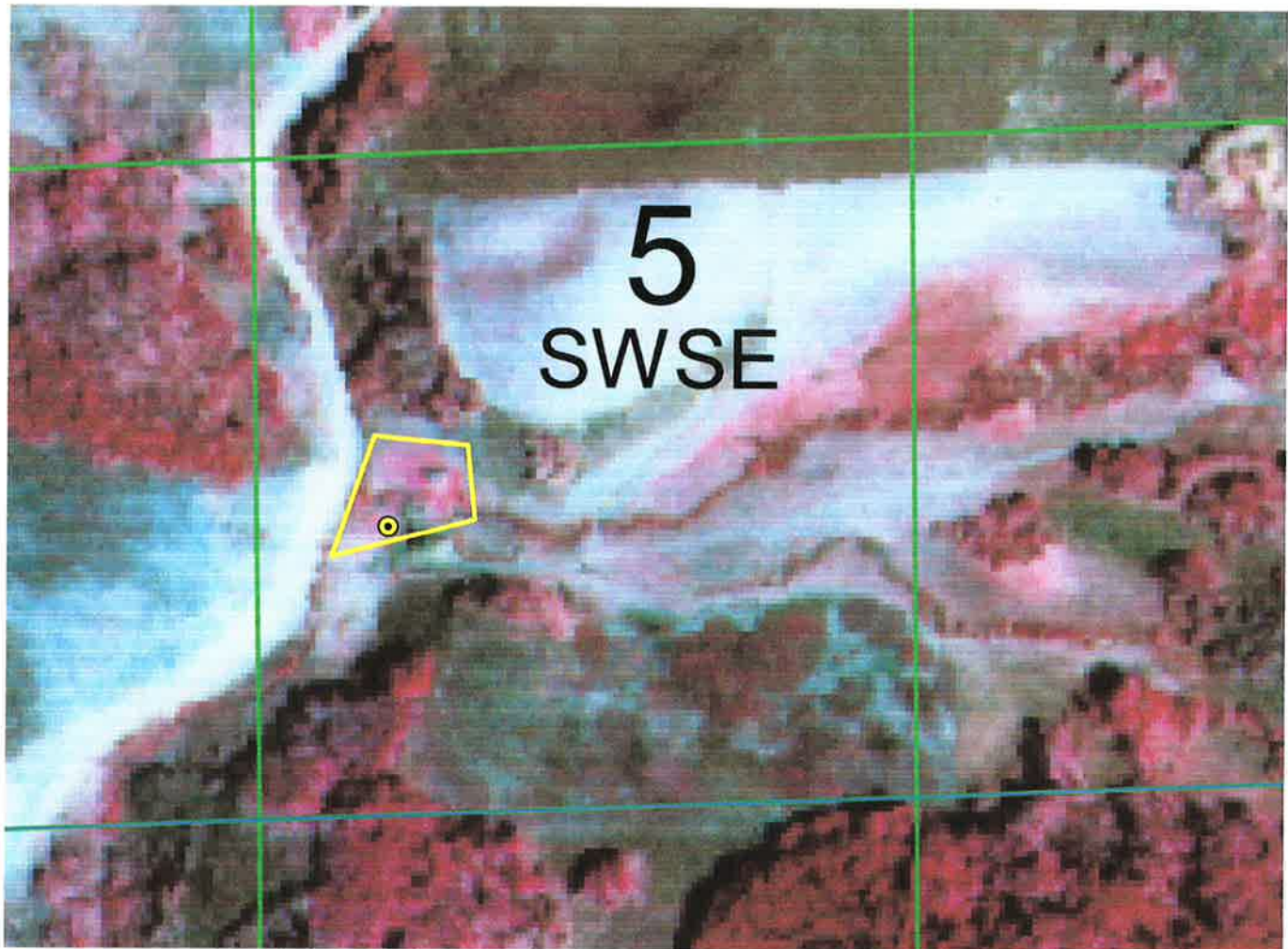


STATE OF IDAHO

Department of Water Resources
Eastern Region



Water Right(s) 27-7374



200 0 200 400 Feet

SCANNED

MAY 17 2006

IRRIGATED ACRES 1.0

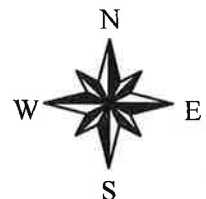
PROFILED

LEGEND

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

Place of Use: T6S, R43E:
(part of) Sec. 5, SWSE

Point(s) of Diversion: T6S, R43E:
Sec. 5, SWSE.



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: B. Payne
Date: December 2003

Notes

10/6/03 Verify ownership, see if we can get the location of land from the assessors office.

Mail to the address for claimant was returned.

10-7-03 Per Assessor's Ofc. the land is assessed as dry grazing & meadow. New address is 210 Donahue Ave in Soda Springs. We list the land in 6 S. 43 E Sec 5, SWSE, R20

12-9-03 See Spatial Map for adjustment, licensed land claimed at 1 ac. Licensing exam done. 6/1987.

Claimed as licensed, recommend with current address

Needs the layout & ecvr done.

3-24-05 Received ownership change, need to correct ecvr. Waiting for warranty deed from Title Co. PB

3-28-05 Received warranty deeds from Title Co.

SCANNED

MAY 17 2006

PROFILED

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	27-7374				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Martha Reese
 Soda Springs

4. New Owner/Claimant(s)

Ronald S. Smith
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

3100 W. 142 St

City, State and ZIP Code

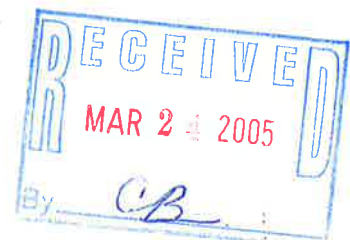
Idaho, 83406

New Telephone Number

981-897-2845

5. Date you acquired the property

3-24-2005



THE UNITED STATES OF AMERICA

WHEREAS, a Certificate of the register of the Land Office at Blackfoot Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To seek Homesteads to actual Settlers on the Public Domain," and the acts Supplemental thereto, the claim of Erastus L. Reese has been established and duly consummated, in conformity to law, for the west half of the southeast quarter and the southwest quarter of Section four and the south half of the southeast quarter of Section five in township six south of range forty-three east of the Boise Meridian, Idaho, containing three hundred twenty acres, according to the Official Plat of the Survey of the said land, returned to the General Land Office by the Surveyor General:

NOW KNOW YE, That there is, therefore, granted by the United States unto the said claimant the tract of land above described; TO HAVE AND TO HOLD the said tract of land, with the appurtenances thereof, _____ the said claimant and to the heirs and _____ of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States. Excepting and reserving, also, to the United States all the phosphate in the west half of the southeast quarter and the southwest quarter of said Section four and the southeast quarter of the southeast quarter of said Section five, and to it, or persons authorized by it, the right to prospect for, mine, and remove such deposits from the same upon compliance with the conditions and subject to the provisions and limitations of the Act of July 17, 1914, (38 Stat., 509).

T6S, R43E, Sec. 4, W1/2 SE, SW

T6S, R43E, Sec. 5, S1/2 SE

320.0 acres

RECORDED



MAR 26 2005

By

Deputy.

No. 4393

DIRECTOR 085522

4-1003

THE UNITED STATES OF AMERICA.

To all to whom these presents shall come, greeting:

WHEREAS, a Certificate of the Register of the Land Office at Salt Lake City, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of July 30, 1883, "To locate Homesteads to actual Settlers on the public Domain," and the acts supplemental thereto, the claim of Augustus L. Moore has been established and duly consummated, in conformity to law, for the west half of the southeast quarter and the southwest quarter of Section four and the south half of the southeast quarter of Section five in Township six south of Range forty-three east of the Boise meridian, Idaho, containing three hundred twenty acres, according to the Official List of the Survey of the said land, returned to the General Land Office by the Surveyor General;

NOW KNOW YE, that there is, therefore, granted by the United States unto the said claimant the tract of land above described; TO HAVE AND TO HOLD the said tract of land, with the appurtenances thereof, unto the said claimant and to their heirs and assigns of the said claimant forever; subject to any vested and reserved water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States. Excepting and reserving, also, to the United States all the phosphate in the west half of the southeast quarter and the southwest quarter of said Section four and the southeast quarter of the southeast quarter of said Section five, and to it, or persons authorized by it, the right to prospect for, mine, and remove such deposits from the same upon compliance with the conditions and subject to the provisions and limitations of the Act of July 17, 1914, (38 Stat., 509).

IN TESTIMONY WHEREOF, I, Warren G. Harding, President of the United States of America, have caused these Letters to be made patent, and the seal of the General Land Office to be hereunto affixed. GIVEN under my hand, in the District of Columbia, the Seventh day of September in the year of our Lord one thousand nine hundred and Twenty-two and of the Independence of the United States the one hundred and Forty-seventh.

SMAL

By the President: Warren G. Harding.

By Viola E. Fugh, Secretary.

M. F. DeJoy, Recorder of the General Land Office.

Recorded: Patent Register 878546

E. Kenneth Norton, Recorder.

Recorded at request of M. L. Moore,
November 27th, 1922 at 11:45 A.M.
Fee: \$1.00

By *L. H. Richards*
Deputy.

Fee: \$1.20

Deputy.

No. 4396

WARRANTY DEED.

THIS DEED, made this 27th day of November in the year of our Lord one thousand nine hundred and Twenty-two between Erastus L. Reese of Henry, County of Caribou, State of Idaho, the party of the first part, and Sina M. Reese (wife of Erastus L. Reese) of Henry, County of Caribou, State of Idaho, the party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of One and no/100th Dollars Lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, barained and sold, and by these presents do grant, bargain, sell convey and confirm to the said party of the second part, and to her heirs and assigns for ever, all the following described real estate, situated in Caribou County, State of Idaho, to-wit: The West half of the Southeast Quarter and the Southwest Quarter of Section four and the south half of the southeast quarter of Section five in Township Six South of Range forty-three East of the Boise Meridian, Idaho, containing three hundred twenty acres.

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, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part:

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to her heirs and assigns forever. And the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said party of the second part, her heirs and assigns, against the said party of the first part, and his heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

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

Signed, Sealed and Delivered in the
Presence of
L. A. Richards.

Erastus L. Reese. (SEAL)

MAR 26 2005

By

T6S, R43E, Sec. 4, W1/2 SE, SW
T6S, R43E, Sec. 5, S1/2 SE
320.0 ac.

CARIBOU COUNTY, IDAHO

I.R.S. 50 cents.
 STATE OF IDAHO)
) ss
 County of Caribou)

On this 27th day of November, in the year 1922, before me, E. Kenneth Gorton, a Clerk of District Court in and for said County, personally appeared Erastus L. Reese known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

SEAL

Recorded at request of Erastus L. Reese,
 November 27th, 1922, at 11:50 A.M.
 Fee: \$1.20

E. Kenneth Gorton,
 Clerk of District Court
 L. A. Richards, Deputy.

E. Kenneth Gorton, Recorder,
 By *H. J. Law*
 Deputy.

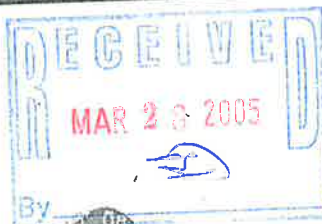
-----oOo-----

No. 1162

One Thou

Sold Springs

Helson (a widow)
 part:



WITNESSES: _____ for and in consideration of the sum of \$ One and No. _____ of the United States of America, to him in hand paid by _____, the receipt whereof is hereby acknowledged; together with _____ Considerations, does by these presents Grant, Bargain, Sell and Convey unto said party of the second part, and to his heirs and assigns forever; All and singular certain lots, pieces or parcel of land situate, lying and being in the County of Caribou, State of Idaho, bounded and more particularly described as follows, to-wit: The Northeast quarter of the Southeast quarter (NE $\frac{1}{4}$ -SE $\frac{1}{4}$), the South half of the Northeast quarter (S $\frac{1}{2}$ -NE $\frac{1}{4}$) and the Northwest quarter of the Northeast quarter (NW $\frac{1}{4}$ -NE $\frac{1}{4}$) of Section Twenty-two (22), Township Nine (9) South of Range Forty-one (41) East of the Boise Meridian, in Idaho:

Together with all and singular, the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges therunto incident unto the said party of the second part, and to his heirs and assigns forever. And the said party of the first part, and his heirs the said premises in the quiet and peaceable possession of the said party of the second

#66726

6-25-1969

THIS INSTRUMENT, made this 25 day of June, 1969, between

Sina M. Reese, a Widow
of Soda Springs, County of Caribou, State of Idaho

of the first part, and

E. McReese and Martha Reese, Husband and Wife,
of Soda Springs, County of Caribou, State of Idaho

of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of
----- ONE ----- DOLLARS,

lawful money of the United States of America, and other value
to her in hand paid by the said
parties of the second part, the receipt whereof is hereby acknowledged, has granted, bargained,
sold and by these presents do grant, bargain, sell, convey and confirm unto the said party of
the second part, and to their heirs and assigns forever, all of the following described real estate,
County of Caribou, State of Idaho, to-wit:

In Township 6 South, Range 43 East, B. M.,
SW 1/4 and SW 2/4, Section 4;
SE 1/4, NE 1/4, SW 1/4, SE 1/4, NW 1/4 and SW 1/4, Section 5;
SE 1/4, NE 1/4, SW 1/4, SE 1/4, NW 1/4 and SW 1/4, Section 6.

Together with all water rights and easements appurtenant.

Subject to that certain mortgage dated October 18, 1960 and recorded
November 28, 1960, in Book 42 of Mortgages at page 142, records of
Caribou County, Idaho in favor of Utah Mortgage Loan Corporation.

Subject also to the taxes for the year 1969 and thereafter and the
expenses of clearing title, if any.

RECEIVED
MAR 23 2005
BY

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; and all estate, right, title and interest in and to the said property, as well
in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together
with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever
and the said party of the first part, and her heirs, the said premises in the quiet and peaceable
possession of the said parties of the second part, their heirs and assigns, against the said party
of the first part, and her heirs, and against all and every person and persons whomsoever, lawfully
claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party 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

Mary E. [illegible]

x Sina M. Reese [Seal]

[Seal]

[Seal]

[Seal]

STATE OF IDAHO

County of CARIBOU

ss.

On this

25th

day of

June

In the year 1969

before me

the undersigned

a Notary Public

In and for said State, personally appeared

Sina M. Reese, a widow

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

Wesley [illegible]
Notary Public for the State of Idaho,
Residing at Soda Springs, Idaho

MAR 2 2005

No. 66726

WARRANTY DEED

-70-

Dated

19

STATE OF IDAHO

County of Caribou

ss.

I hereby certify that this instrument was filed

in record at request of

Walter [illegible]

at 44 minutes past

o'clock

of June

day

1969

A. D.

in my office, and duly recorded in book

66726

Ex-Officio Recorder.

By *Hyndal [illegible]*

Deputy.

File to

(SEAL)
(SEAL)
(SEAL)
(SEAL)

John R. Cook
John R. Cook

Witnessed and delivered in the presence of

IN WITNESS WHEREOF, the said part of the first part hereunto set

and the said part of the second part and to her heirs and

and the said part of the second part and to her heirs and

29 and 30, Block 13 of Nelson Subdivision.
The said part of the second part and to her heirs and
The said part of the second part and to her heirs and
The said part of the second part and to her heirs and
The said part of the second part and to her heirs and
The said part of the second part and to her heirs and

13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

Section 6

Section 6

Section 6

Section 6

Section 6

Section 6

Section 6

Section 6

Section 6

Section 6

Section 6

Section 6

No. 135913

135913

12-29-1988

MAR 20 2005

STATE OF IOWA,
County of Adair

I DO HEREBY CERTIFY,

on this 28th day of December, 1904, in the year 1904, to wit:

John Green

in and for said County and State, personally appeared

himself in and to be the person in and to, adhering to the rights and for said
instrument and acknowledged to me in and to the facts.

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

Edna T. Spencer

Notary Public.

Residing at Pontiac, Mo.

My Commission expires 2 May, 1904.

135913

BLUE CLAIM DRED

Recorded at the request of
John W. Spencer
Date January 11 1905
A. M. in Record
County of Adair
State of Iowa
By Edna T. Spencer
Notary Public
My Commission expires 2 May, 1904



J. Wolf

3-24-2005

Mail Tax Notices To:
 Ronald J. Sharp
 3100 W 142nd Street
 Leawood, KS 66224-9727

WARRANTY DEED

For Value Received

MARTHA REESE AND E. LEO REESE, wife and husband,

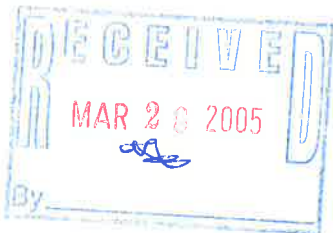
the grantors, do hereby grant, bargain, sell and convey unto

RONALD J. SHARP AND DIANE L. SHARP, husband and wife, of Leawood, Kansas, the grantees, the following described premises located in Caribou County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

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

Dated: March 4, 2005

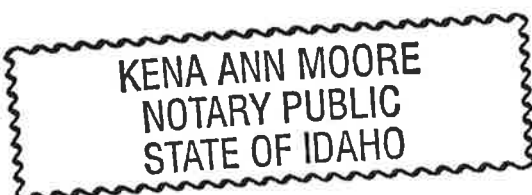


Martha Reese
 MARTHA REESE

E. Leo Reese
 E. LEO REESE

STATE OF IDAHO)
) : ss.
 County of Caribou)

On this 24th day of March, 2005, before me the undersigned, a notary public in and for said County and State, personally appeared Martha Reese and E. Leo Reese, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.



Kena Ann Moore
 NOTARY PUBLIC FOR IDAHO
 Residing at: Soda Springs, Idaho
 Commission expires: 7/18/09

EXHIBIT "A"

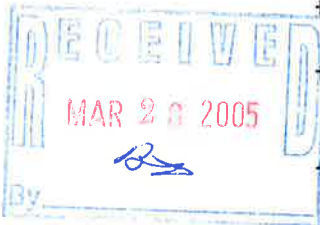
Caribou County, Idaho:

Township 6 South, Range 43 East of the Boise Meridian:

Section 4: SW¼, W¼SE¼.

Section 5: S¼SE¼, SE¼SW¼, EXCEPT THEREFROM, A tract of land lying in the SE¼SW¼, SW¼SE¼ of Section 5; and the NE¼NW¼ of Section 8, more particularly described as follows:

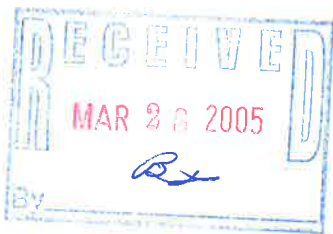
Beginning at the Southwest corner of the SE¼SW¼ of Section 5, said point is South 89°51'00" East 1309.05 feet from the section corner common to Sections 5, 6, 7, and 8, and running thence North 2°11'31" East 1342.91 feet along the 1/16th line to the Northwest corner of the SE¼SW¼ of Section 5;
thence South 89°58'01" East 1291.61 feet along the North line of said SE¼SW¼ to a non-tangent intersection with a curve on the Westerly right of way of the Henry Cut-off Road, said curve is concave to the East having a radius of 108.76 feet;
thence Southerly 68.2 feet along the curve through a central angle of 35°55'46", the chord of said curve bears South 9°38'21" East 67.09 feet;
thence South 27°36'14" East 11.31 feet to intersection with the East line of said SE¼SW¼;
thence continuing South 27°36'14" East 147.9 feet to the beginning of a curve that is concave to the Southwest having a radius of 719.78 feet;
thence Southeasterly 256.45 feet along said curve through a central angle of 20°24'50";
thence South 7°11'24" East 84.22 feet to the beginning of a curve that is concave to the Northwest having a radius of 170.80 feet;
thence Southeasterly 114.58 feet along said curve through a central angle of 38°26'15";
thence South 31°14'51" West 237.89 feet to the beginning of a curve that is concave to the Northwest having a radius of 318.88 feet;
thence Southwesterly 68.18 feet along said curve through a central angle of 12°15'01" to an intersection with the West line of SW¼SE¼, the chord of said curve bears South 37°22'20" West 68.05 feet;
thence Southwesterly 133.24 feet along said curve through a central angle of 23°56'25", the chord of said curve bears South 55°28'07" West 132.27 feet to a tangent point;
thence South 67°26'19" West 208.49 feet to the beginning of a curve that is concave to the Southeast having a radius of 345.92 feet;
thence Southwesterly 187.95 feet along said curve through a central angle of 31°07'50" to a tangent point;
thence South 36°18'29" West 183.35 feet to the beginning of a curve that is concave to the Northwest having a radius of



E L R
M.R.

228.57 feet;
thence Southwesterly 31.69 feet along the curve through a
central angle of $7^{\circ}56'39''$ to an intersection with the
Section line, the chord of said curve bears South
 $40^{\circ}16'49''$ West 31.67 feet;
thence Southwesterly 105.47 feet along said curve through a
central angle of $26^{\circ}26'20''$, the chord of said curve bears
South $57^{\circ}28'18''$ West 104.54 feet to a tangent point;
thence South $70^{\circ}41'28''$ West 142.29 feet to the beginning of a
curve that is concave to the Northwest having a radius of
696.20 feet;
thence Southwesterly 103.35 feet along said curve through a
central angle of $8^{\circ}30'19''$ to a point of tangency;
thence South $79^{\circ}11'47''$ West 189.21 feet to the beginning of a
curve that is concave to the North having a radius of
294.37 feet;
thence Westerly 142.96 feet along said curve through a central
angle of $27^{\circ}49'31''$ to a point of tangency of a compound
curve that is concave to the Northeast having a radius of
540.51 feet;
thence Northwesterly along said curve 114.50 feet through a
central angle of $12^{\circ}08'14''$ to an intersection with the
West line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, the chord of this
curve bears North $66^{\circ}54'35''$ West 114.28 feet;
thence North $2^{\circ}11'31''$ East 115.10 feet,
to the POINT OF BEGINNING.

TOGETHER WITH with State of Idaho Water Right License No. 27-7374.



E. J. R.
M. R.

CARIBOU LAND TITLE, INC.

P.O. Box 608
241 South Main, #3
Soda Springs, Idaho 83276

1-208-547-4321

1-208-547-2241 Fax

File No: 16864
Dated: March 25, 2005

Fee \$ 75.00
Liability: \$75.00

NOTICE

This report is based on a search of our tract indexes of the county records. This is not a title or ownership report and no examination of the title to the property described has been made. For this reason, no liability beyond the amount paid for this report is assumed hereunder, and the company is not responsible beyond the amount paid for any errors and omissions contained herein.

In addition, no liability is assumed herein with respect to the identity of any party named or referred to herein or in the deeds described below or with respect to the validity, legal effect or priority of any matter shown herein.

Caribou Land Title, Inc., herein called the Company hereby assures Ronald J. Sharp and Diane L. Sharp, husband and wife:

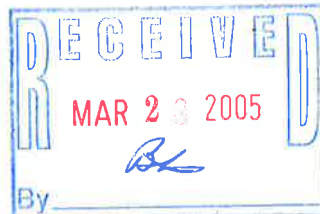
That, according to the Company's property records relative to the following described real property (but without examination of those Company's records maintained and indexed by name only):

Caribou County, Idaho:

See Exhibit A attached hereto and by reference made a part hereof.

Since the recording of the Patent from the United States of America to Erastus L. Reese, recorded November 27, 1922, the following are the recorded deeds that described the real property, which copies of deeds are attached to and made a part of this report.

1. Instrument No: 4396
Grantor: Erastus L. Reese
Grantee: Sina M. Reese
Dated: November 27, 1922
Recorded: November 27, 1922



2. Instrument No: 66726
Grantor: Sina M. Reese, a widow
Grantee: E. Leo Reese and Martha Reese, husband and wife,
Dated: June 25, 1969
Recorded: June 25, 1969

3. Instrument No: 135913
Grantor: E. Leo Reese
Grantee: Martha Reese
Dated: December 29, 1988
Recorded: January 18, 1989
4. Instrument No: 172955
Grantor: Martha Reese and E. Leo Reese, wife and husband
Grantee: Ronald J. Sharp and Diane L. Sharp, husband and wife,
Dated: March 4, 2005
Recorded: March 24, 2005

THE END





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 28, 2003

Dear Claimant in the Snake River Basin Adjudication (SRBA):

About 13 years ago you or your predecessor filed with the Idaho Department of Water Resources a claim to water right in the Snake River Basin. The investigation phase of this process is now focused on your area, Basin 27.

You are invited to attend a **public meeting to be held on March 11 at 7:00 p.m. in the Eastern Idaho State Fairgrounds, Needle Craft Building, at the corner of Park and Maple streets.** The purpose of this meeting is for (1) the Department to update you on how the adjudication process works, and (2) for you, the claimant, to express concerns or discuss problems relating to water delivery in your area. This will help us to understand from an historical perspective the use and delivery of your water right.

Throughout this summer our adjudication staff, primarily from our Eastern Regional Office but also at times from Boise, will be contacting various water users in Basin 27. We ask for your cooperation in this process – the better we understand your water rights the better chance of you receiving an accurate decree from the SRBA Court that fully describes your water rights.

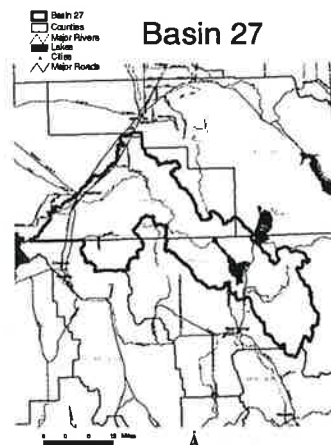
This investigation effort is being conducted by an experienced and successful staff. During recent years, this staff has accurately investigated and reported water rights in neighboring basins including the Big Lost River, the Little Lost River, Birch Creek, Camas Creek and the Portneuf River.

Please contact the Idaho Falls Office with any questions.

Sincerely,

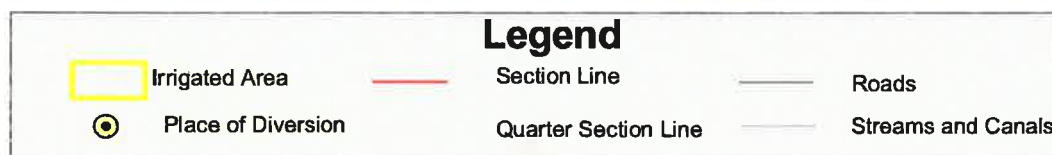
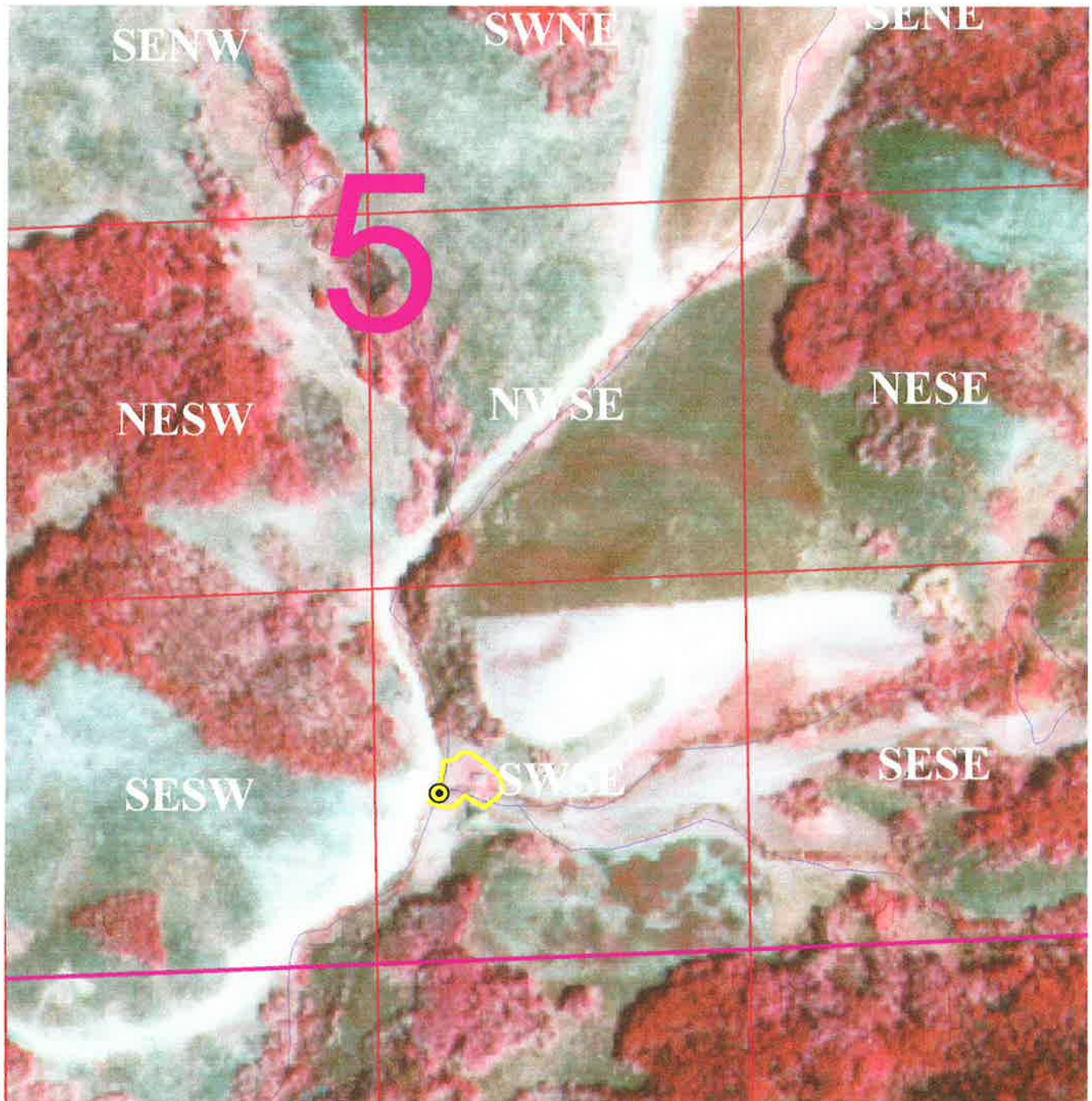
Ernest Carlsen
Adjudication Supervisor, Eastern Region

Enclosure: Information Brochure



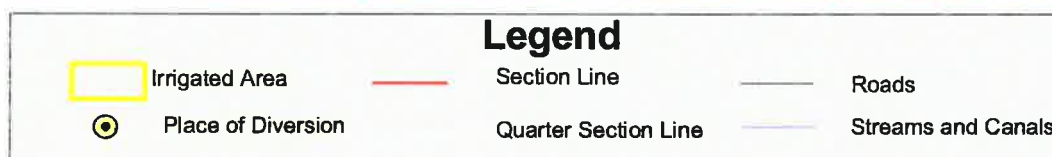
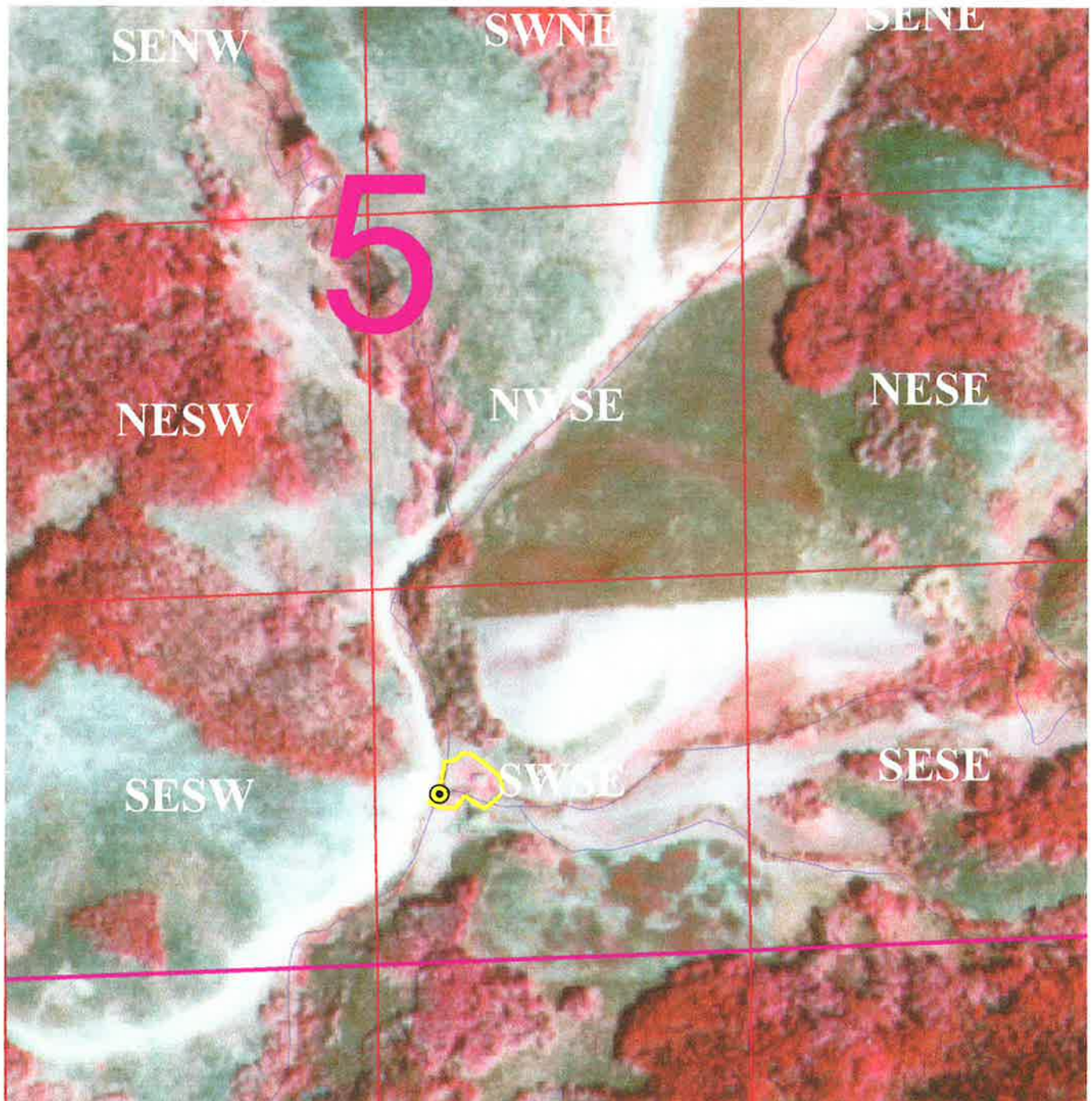
Water Right Claim Number 27-07374
Township , 6S43E

12/11/2000



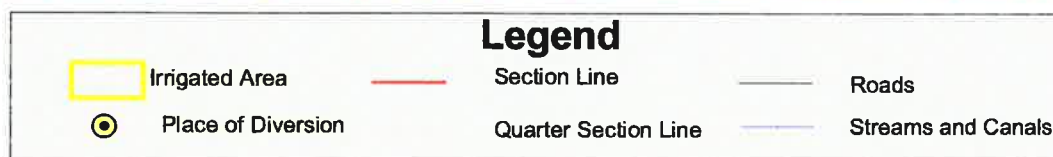
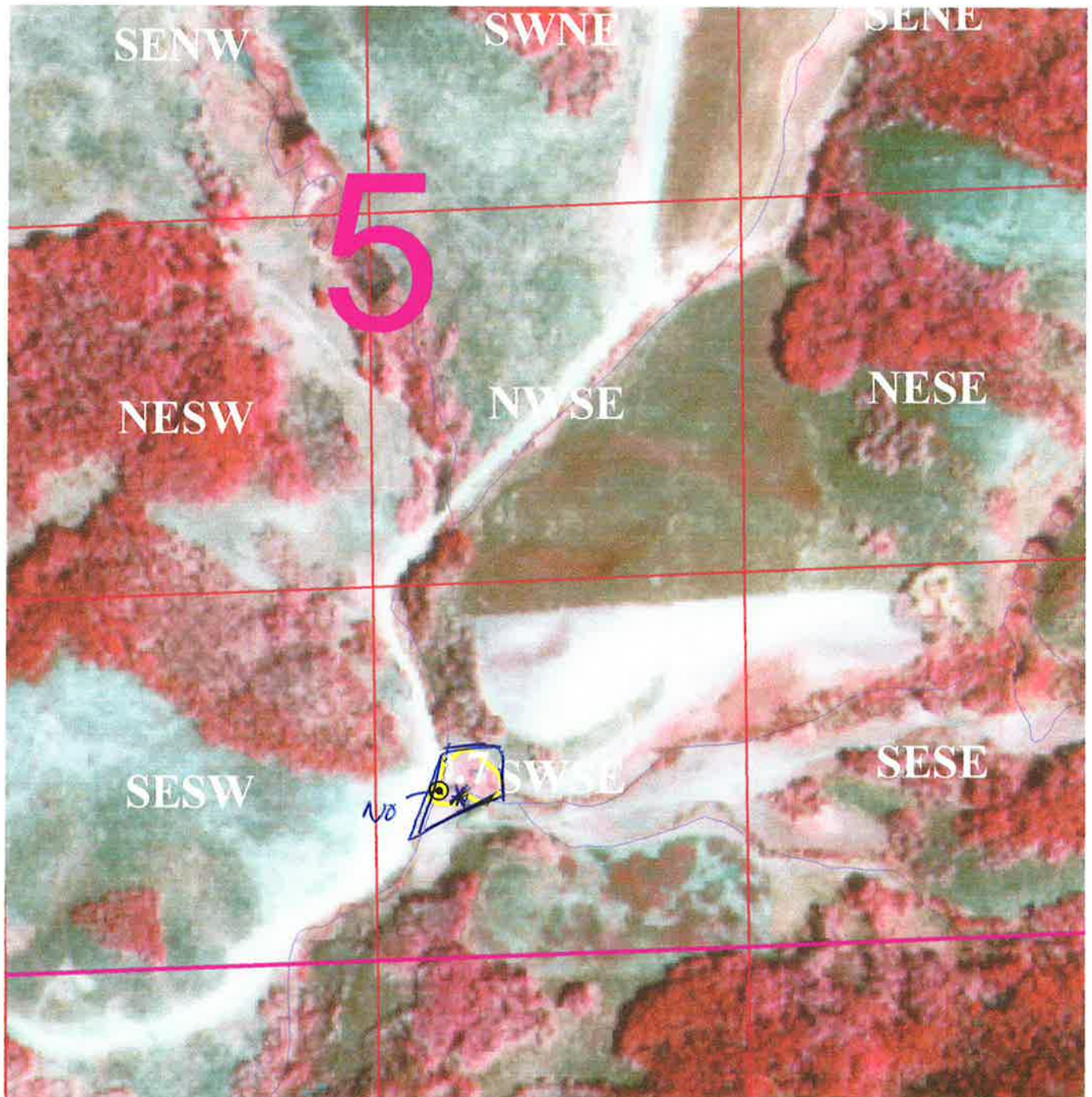
Water Right Claim Number 27-07374
Township , 6S43E

12/11/2000



Water Right Claim Number 27-07374
Township , 6S43E

12/11/2000



SCANNED

JUL 20 2001

Log for claim 27-07374

Spatial Dynamics BTD

12/11/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s43e	5	SWSE	1	0.7	
Totals:			1	0.7	

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-7374

Priority: June 27, 1983 Amount: .02 CFS 3.0 AFA

This is to certify, that E. L. REESE
P.O. BOX 1068

SODA SPRINGS, ID 83276 has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated June 27, 1983, and
has submitted proof to the Department of Water Resources on December 2, 1985, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .06 cfs of water from;

UNNAMED STREAM tributary to LITTLE BLACKFOOT RIVER

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	04/01 to 11/01	.02 cfs	3.0 afa

LOCATION OF POINT OF DIVERSION(S): SWSE , Sec. 5, Township 6S, Range 43E
Caribou County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
6S	43E	5	SWSE	1			1

Total number of acres irrigated: 1

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this license is subject to control by the watermaster of State Water District No. 27 .

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 31st day
of December, 1987.

MICROFILMED

Director

FEB 25 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant E.L. Reese Phone 547-4191, 574-2207
Post office address Box 1068 Soda Springs, Idaho 83276
2. Source of water supply Stream which is a tributary of Little Blackfoot River
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5 Township 6S
Range 43E B.M. Caribou County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.02 for Irrigation purposes from ~~3-15~~ 4-1 to ~~11-15~~ 11-1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

- a. 0.02 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. 1 hp pump in stream to sprinkler line
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____
Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

- (1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.
- (2) Amount of power to be generated: _____ horsepower under _____ feet of head.
- (3) List number of each kind of livestock to be watered _____
- (4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
- (5) If water is to be used for other purposes describe: _____

MICROFILMED

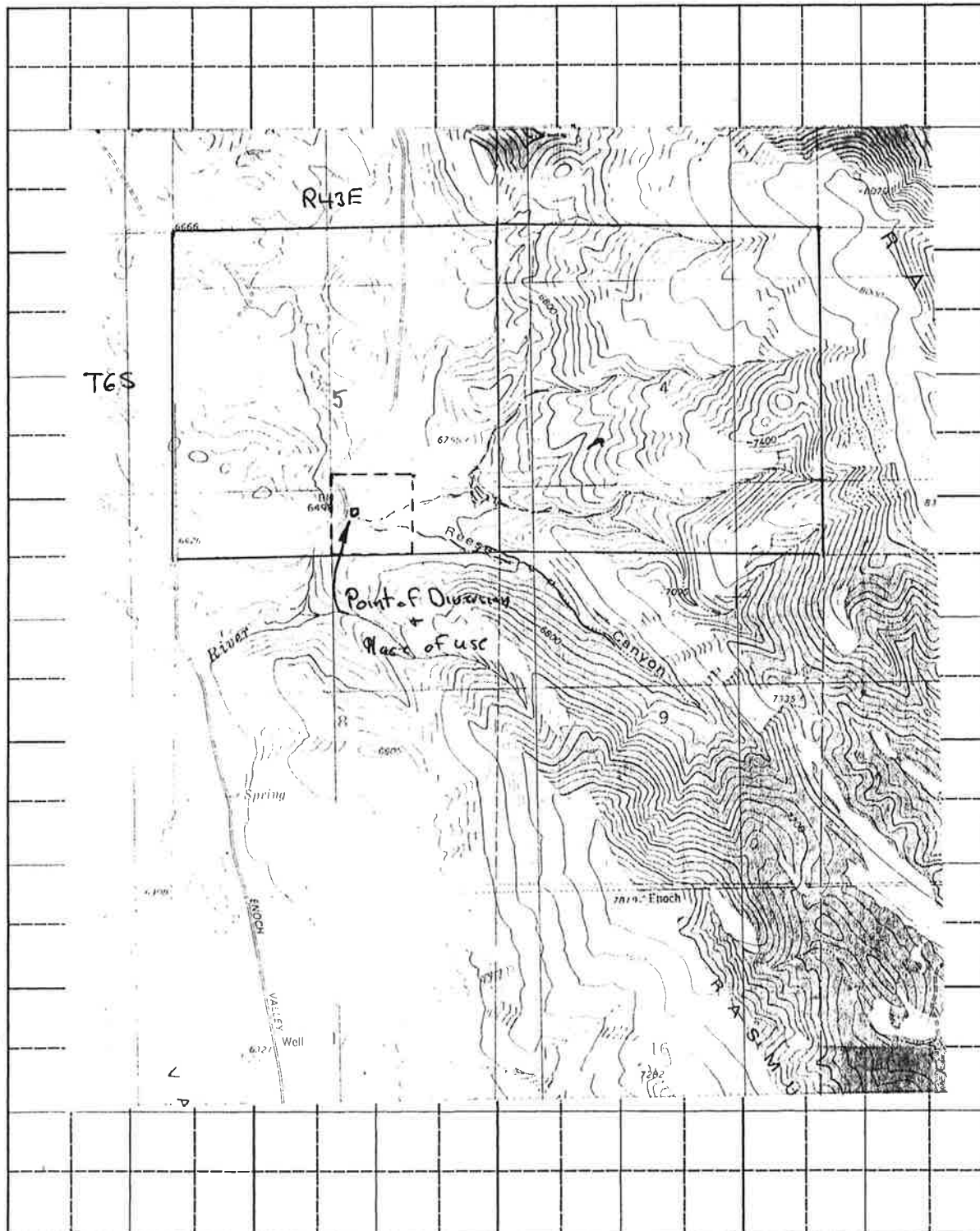
PROTESTANT

Total number of acres to be irrigated 1

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears slightly aged or off-white. There is no handwriting or other markings on the page.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

x *C. L. Reese*
(Applicant)

MICROFILMED

Proposed Priority 6/27

MICROFILMED

Received by CW Date 6-27-83 Time 4:30p
Preliminary check by SM Fee \$ 30.00
Receipted by CW Date 6-27-83 #30786
Publication prepared by CT Date 8-7-85
Published in Caribou County Sun
Publication dates 8-15 & 8-22-85 & 8/29/85
Publication approved CW Date 9-11-85
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by MC, CW

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 27-7374, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:
 - a. SUBJECT TO ALL PRIOR WATER RIGHTS.
 - b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 19 86.
 - c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
 - d. Other: A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
Use of water under this permit is subject to control by the watermaster of State Water District No. 27, Blackfoot River.

Witness my hand this 26th day of September, 1985.

H. Glen Saxton
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

1. Owner: EL. REESE Permit No. 27-7374
Phone No. 574-2402
Current Address: Box 1068 Soda Springs ID 83276
2. Accompanied by: Leo Reese EXAM. DATE: 6-30-87
Address: _____ Phone No. _____
Relationship to Permit Holder: Permit Holder
3. Source: STREAM tributary to Little Blackfoot River

B. OVERLAP REVIEW

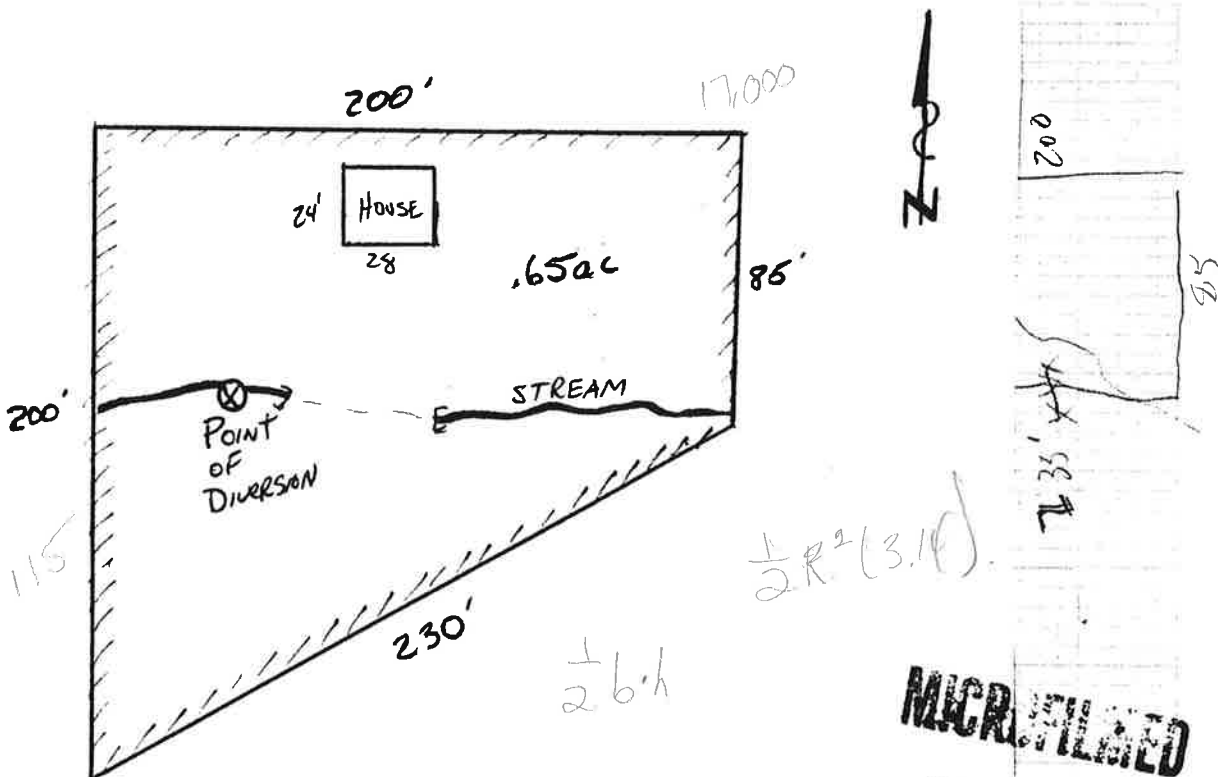
1. Other water rights with same place of use: NONE

☐ Copies Attached
2. Other water rights with same point of diversion: NONE

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached



Scale: 1" = 60'

MICROFILMED
FEB 25 1988

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

WATER IS pumped from a 1 1/4 HP elec motor
out of a stream that flows through
his land. WATER IS USED FOR IRRIGATING
grass around the house.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		1 1/2	KSG 3 1/2 CR	263-1 Sears & Roebuck	1 1/2 IN TAKE 1 1/4 DISCHARGE

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	SE	5	6S	43E	CARIBOU	USGS MAP

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	43E	5															1		1
																			1

MICROFILMED

FEB 25 1988

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

59A1 - 11 sec
5 Hoses

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$\frac{59A1}{11 \text{ sec}} \times \frac{60 \text{ sec}}{1 \text{ min}} \times \frac{1 \text{ cfs}}{448.8 \text{ gpm}} = .06 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

$$\text{Theoretical} / \frac{1.5 \times 8.814 \times .82}{2 + (2.308 \times 30)} = .15 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1 \times 3 = 3.0$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .02 \times 214 = 4.28$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 3.0$$

2. Volume Calculations for Other Uses:

MAILED

FEB 23 1988

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4-1	11-1	.02	3.0 ~~4.0~~ cfs
Totals:			.02 cfs	3.0 ~~4.0~~ afa

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

SAMUEL D. FILETTI

Signature

Samuel D Filetti

Certification Date

9/30/1987

Field Report Preparation Date

Steve McCormick

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

RECORDED

FEB 25 1988

466-7374-27#

45

~~Place of Use & Point of Diversion~~

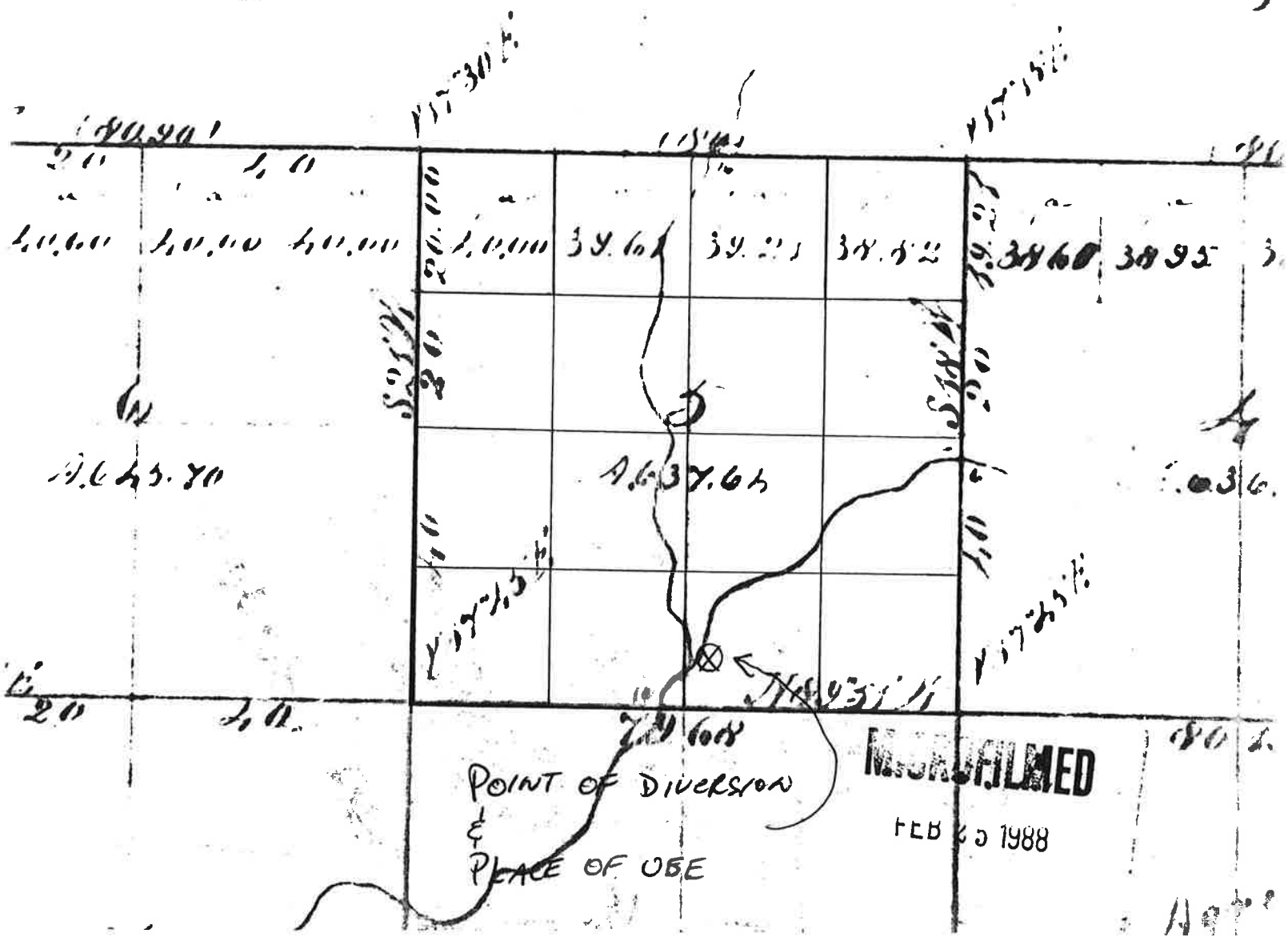
51

HB 291988

65

43E 27-7374

uship D. 6 South. Range



JUL 20 2001

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: A27-07374

Date Received: 1/19/1990

Receipt No: M005552

Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARTHA REESE
Address: P.O. BOX 1068
SODA SPRINGS, ID 83276
208-547-4460

2. Date of Priority: JUN 27, 1983

3. Source: UNNAMED STREAM Trib. to: LITTLE BLACKFOOT RI

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	43E	5	NW	SW	SE		CARIBOU

5. Description of diverting works:
PUMP IN STREAM, SPRINKLER IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.020		

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

8. Total consumptive use is 2.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	43E	5	SW	SE		IRR	1.0

Section Acres 1.0

Total Acres 1.0

A27-07374

Page 1

Date: 01/19/90

A2707374



MICROFILMED

NOV 12 1992

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: - 0 -

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Martha Reese Date: Jan 19 1990

Date: _____

State of Idaho)
County of Caribou) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of January 19 90
Carter Fritschle
Notary Public

Seal

Residing at _____

My Commission Expires _____

Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My commission Expires March 21, 1994