

11/26/2002

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

RIGHT NUMBER: 29-4239
NAME AND ADDRESS: JAMES L GILLILAND
6321 W BUCKSKIN
POCATELLO ID 83201

CARLA L DANDO
6321 W BUCKSKIN
POCATELLO ID 83201

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.020 CFS
1.300 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 11/01/1957

POINT OF DIVERSION:

T06S R35E S27 NENESE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.020 CFS 1.20 AFY
STOCKWATER	01/01 12/31	0.020 CFS 0.10 AFY

PLACE OF USE: DOMESTIC Within BANNOCK County
T06S R35E S27 NESE
STOCKWATER Within BANNOCK County
T06S R35E S27 NESE

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

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

STOCKWATER 10 HORSES & CATTLE PARCEL NO. R3851025606

DOMESTIC USE IS FOR 1 HOME

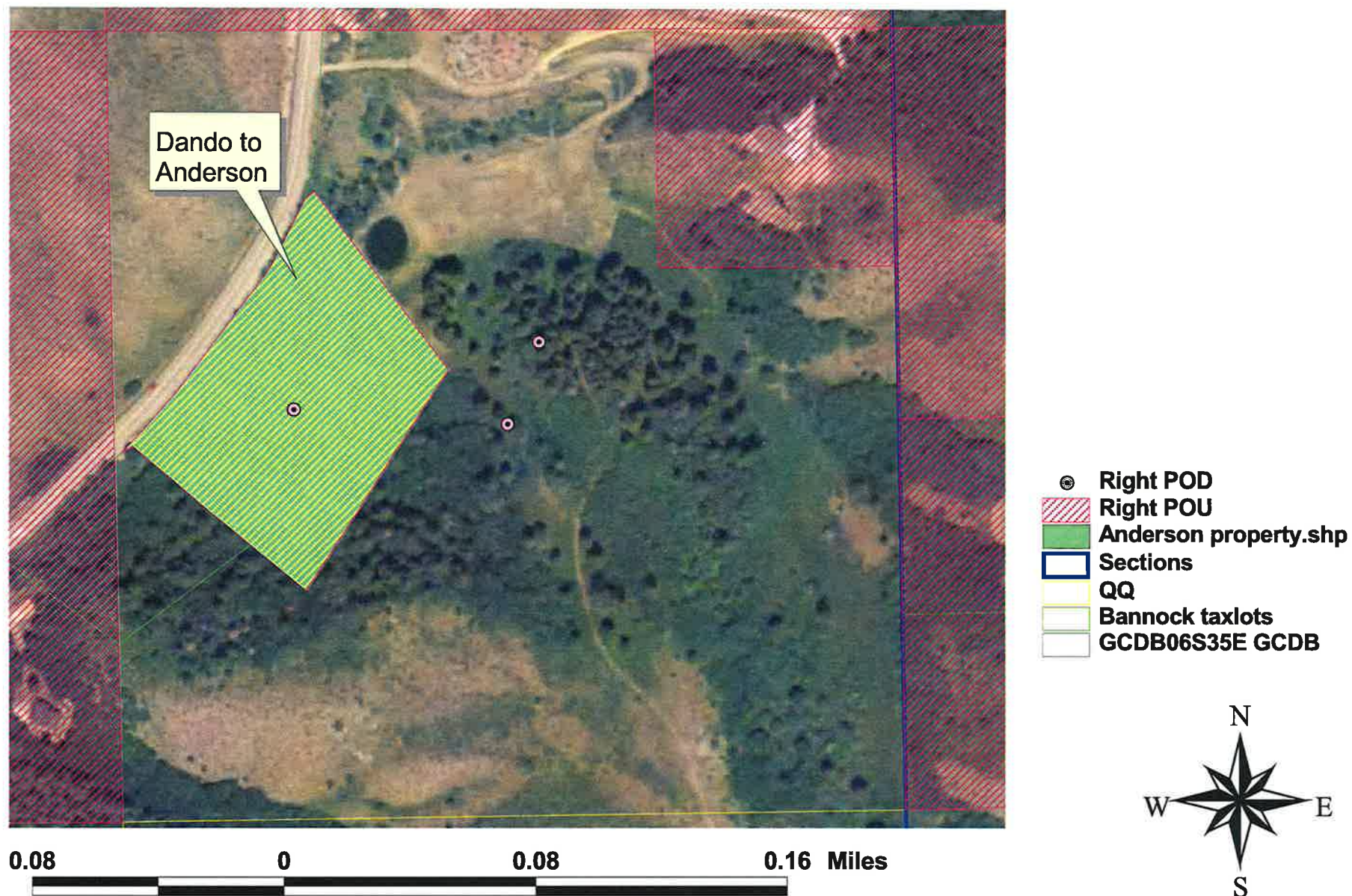
APPROVAL OF THIS TRANSFER IN NO WAY CONFIRMS THE RIGHT(S) CLAIMED.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

SCANNED
JUL 02 2007

29-4239 & 29-11634

Michael & Kim Anderson



08/13/2003

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

RIGHT NUMBER: 29-11634

NAME AND ADDRESS: CARLA L DANDO
6321 W BUCKSKIN
POCATELLO ID 83201

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS
1.40 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
13,000 GALLONS PER DAY.

PRIORITY DATE: 12/31/1980

POINT OF
DIVERSION: T06S R35E S27 NENESE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS 0.20 AFY
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY

PLACE OF USE: STOCKWATER Within BANNOCK County

T06S R35E S27 NESE

DOMESTIC Within BANNOCK County

T06S R35E S27 NESE

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

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4239 V1

WATER RIGHT NUMBER: 29-4239 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GEORGE G HALES 497 HORROCKS DR BLACKFOOT, ID 83221 (208)785-2018
Current Owner	JAMES L GILLILAND 6321 W BUCKSKIN POCATELLO, ID 83201 (208) 234-4723
Current Owner	CARLA L DANDO 6321 W BUCKSKIN POCATELLO, ID 83201 (208) 234-4723

Priority Date: 11/01/1957

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	SINKS

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.020 CFS	1.20 AF
STOCKWATER	01/01 to 12/31	0.020 CFS	0.10 AF
	<u>Total Diversion:</u>	0.020 CFS	1.30 AF

Location of Point(s) of Diversion

SPRING	NE1/4NE1/4SE1/4	Sec. 27, Twp 06S, Rge 35E, B.M.
BANNOCK County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06S	35E	27													X				

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06S	35E	27													X				

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-4239 V1

Conditions of Approval:

1. C18 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.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory STOCKWATER 10 HORSES & CATTLE PARCEL NO. R3851025606
2. Explanatory DOMESTIC USE IS FOR 1 HOME
3. Explanatory APPROVAL OF THIS TRANSFER IN NO WAY CONFIRMS THE RIGHT(S) CLAIMED.
4. Explanatory Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Comments:

1. DSMITH 1/15/1998 COPIED FROM REMARKS
Comment: DEVELOPMENT IS KNOWN AS CARIBOU SKI RESORT. * THIS NOTICE REFLECT CHANGES TO 29-04239 PURSUANT TO TRANSFER #4043, APPROVED 27 JANUARY 1993.
2. csaxton 9/30/2002 Recommended
Comment: Recommended per TR 4043
3. csaxton 9/30/2002 POD Location
Comment: POD location taken from map provided for TR 4043.
4. csaxton 11/26/2002 Ownership Change
Comment: Changed ownership per claimant request (11/26/02 csaxton)

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag: NONE RECEIVED
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4239 V1

Contacts	9/30/2002 11:15:44 AM	csaxton	Active
Priority Date	9/30/2002 11:17:33 AM	csaxton	Active
POD	9/30/2002 11:19:41 AM	csaxton	Active
Source	9/30/2002 11:20:08 AM	csaxton	Active
POU	9/30/2002 11:20:41 AM	csaxton	Active
Use	9/30/2002 11:22:50 AM	csaxton	Active
Season	9/30/2002 11:25:17 AM	csaxton	Active
Quantity	9/30/2002 11:26:04 AM	csaxton	Active
Summary	09/30/2002	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	9/30/2002 11:15:45 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
Priority Date	9/30/2002 11:17:34 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - TR 4043
POD	9/30/2002 11:19:15 AM	csaxton	Edited point location
POD	9/30/2002 11:19:42 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Source	9/30/2002 11:20:09 AM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - TR 4043

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4239 V1

POU	9/30/2002 11:21:58 AM	csaxton	Edited shape boundary
Use	9/30/2002 11:22:51 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - TR 4043
Season	9/30/2002 11:25:18 AM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (Yes) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (No) 14. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	9/30/2002 11:26:05 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - TR 4043 Description for Question 10 - TR 4043
POU	9/30/2002 11:41:26 AM	csaxton	Edited shape boundary
Summary	9/30/2002 11:43:16 AM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4239 V1

POU

9/30/2002 11:20:41 AM

csaxton

(No) 1. Is the basis of this claim a Decree or License?

(Yes) 2b. Is the POU required?

(No) 3. Is the basis of claim a Application or Permit?

(No) 7. Is there evidence that there has been a change in the POU?

(Yes) 13. Does the file contain all the necessary information to verify the POU?

(No) 14. Is a POU remark and/or condition required?

Description for Question 13 - TR 4043 and Bannock Co Tax lot information.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

EASTERN REGION

July 2, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

MICHAEL J & KIM M ANDERSON
6321 W BUCKSKIN RD
POCATELLO ID 83201

RE: CHANGE IN WATER RIGHT OWNERSHIP FOR WATER RIGHT NUMBERS
29-4239 & 29-11634

Dear Sir or Madam:

I am returning the above-mentioned Change in Water Right Ownership form for the correct fees.

We received \$25.00 for 29-4239. In researching this water right we have found there are **two** water rights associated with your piece of property 29-4239 & 29-11634 so we will require another \$25.00 fee for water right number 29-11634.

Please mail back the enclosed copy of the Notice of Change of Water Right Ownership form along with attachments and another check for \$25.00 made payable to IDWR to:

IDAHO DEPARTMENT OF WATER RESOURCES
ATTENTION JENNIFER CRABTREE
900 N SKYLINE DR STE A
IDAHO FALLS, ID 83402

If you have any questions regarding this matter feel free to contact this office at 208-525-7161.

Respectfully submitted,


Jonie Barg
Office Specialist II

SCANNED

JUL 02 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 15, 2003

CARLA L DANDO
6231 W BUCKSKIN RD
POCATELLO ID 83201

RE: Notice of Change of Water Right Ownership (NCO) for 29-4239 & 29-11634
and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

On August 14, 2003, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Kristen Forsgren
Office Specialist 1

Enclosure

cc: James L Gilliland & Carla L Dando

PROFILED

SCANNED
MAR 03 2005

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

In Re SRBA

)

Water Rights: 29-4239 & 29-11634

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: Aug 13, 2003



Signature of IDWR Representative

PROFILE

COANNED

MAR 03 2005

CERTIFICATE OF MAILING

I certify that on August 15, 2003, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

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

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
JAMES L GILLILAND & CARLA L DANDO
6231 W BUCKSKIN RD
POCATELLO ID 83201

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
CARLA L DANDO
6231 W BUCKSKIN RD
POCATELLO ID 83201

4. One copy to:

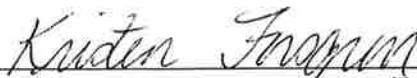
Each party in the subcase, or attorney of record
N/A

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

SCANNED

MAR 03 2005

PROFIT

770 #

OK JC
8/12/03

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

RECEIVED**JUL 30 2003**

Department of Water Resources

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
	29-4239				
1	29-11634				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. *N/A*
- 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)

JAMES L. Gilliland and Carla L. Dando

4. New Owner/Claimant(s)

Carla L. Dando

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

New Mailing Address

6321 W. BUCKSKIN Rd

City, State and ZIP Code

Pocatello, ID 83201

New Telephone Number

(208) 234-4723 (same)

5. Date you acquired the property

January 22, 2003

RECEIVED**AUG 04 2003**

Department of Water Resources
Eastern Region

SCANNED
JUL 30 2003

*Same description
as you have on
file!*

Return To:

USAA Federal Savings Bank
10750 McDermott Freeway
San Antonio, TX 78288

Prepared By:
Deborah Smith
10750 McDermott Freeway
San Antonio, TX 78288

[Space Above This Line For Recording Data]

DEED OF TRUST

MIN 100105600013605364

DEFINITIONS

Words used in multiple sections of this document are defined below and other words are defined in Sections 3, 11, 13, 18, 20 and 21. Certain rules regarding the usage of words used in this document are also provided in Section 16.

(A) "Security Instrument" means this document, which is dated January 22, 2003 together with all Riders to this document.

(B) "Borrower" is Carla L. Dando, A Single Person

Borrower is the trustor under this Security Instrument.

(C) "Lender" is USAA Federal Savings Bank

Lender is a Federally Chartered Savings Bank organized and existing under the laws of the United States of America

702015283

211070755

IDAHO-Single Family-Fannie Mae/Freddie Mac UNIFORM INSTRUMENT WITH MERS

Form 3013 1/01

VMP -6A (ID) (0005).01

Page 1 of 15

Initials

VMP MORTGAGE FORMS - (800)521-7291

SCANNED
JUL 30 2003

Lender's address is 10750 McDermott Freeway, San Antonio, TX 78288

(D) "Trustee" is Alliance Title and Escrow Corporation

(E) "MERS" is Mortgage Electronic Registration Systems, Inc. MERS is a separate corporation that is acting solely as a nominee for Lender and Lender's successors and assigns. MERS is the beneficiary under this Security Instrument. MERS is organized and existing under the laws of Delaware, and has an address and telephone number of P.O. Box 2026, Flint, MI 48501-2026, tel. (888) 679-MERS.

(F) "Note" means the promissory note signed by Borrower and dated January 22, 2003

The Note states that Borrower owes Lender One Hundred Thirty Six Thousand Six Hundred Fifty And Zero/100 Dollars
(U.S. \$136,650.00) plus interest. Borrower has promised to pay this debt in regular Periodic

Payments and to pay the debt in full not later than February 01, 2023

(G) "Property" means the property that is described below under the heading "Transfer of Rights in the Property."

(H) "Loan" means the debt evidenced by the Note, plus interest, any prepayment charges and late charges due under the Note, and all sums due under this Security Instrument, plus interest.

(I) "Riders" means all Riders to this Security Instrument that are executed by Borrower. The following Riders are to be executed by Borrower [check box as applicable]:

- | | | |
|--|---|---|
| ☐ Adjustable Rate Rider | ☐ Condominium Rider | ☐ Second Home Rider |
| ☐ Balloon Rider | ☐ Planned Unit Development Rider | ☐ 1-4 Family Rider |
| ☐ VA Rider | ☐ Biweekly Payment Rider | ☐ Other(s) [specify] |

(J) "Applicable Law" means all controlling applicable federal, state and local statutes, regulations, ordinances and administrative rules and orders (that have the effect of law) as well as all applicable final, non-appealable judicial opinions.

(K) "Community Association Dues, Fees, and Assessments" means all dues, fees, assessments and other charges that are imposed on Borrower or the Property by a condominium association, homeowners association or similar organization.

(L) "Electronic Funds Transfer" means any transfer of funds, other than a transaction originated by check, draft, or similar paper instrument, which is initiated through an electronic terminal, telephonic instrument, computer, or magnetic tape so as to order, instruct, or authorize a financial institution to debit or credit an account. Such term includes, but is not limited to, point-of-sale transfers, automated teller machine transactions, transfers initiated by telephone, wire transfers, and automated clearinghouse transfers.

(M) "Escrow Items" means those items that are described in Section 3.

(N) "Miscellaneous Proceeds" means any compensation, settlement, award of damages, or proceeds paid by any third party (other than insurance proceeds paid under the coverages described in Section 5) for: (i) damage to, or destruction of, the Property; (ii) condemnation or other taking of all or any part of the Property; (iii) conveyance in lieu of condemnation; or (iv) misrepresentations of, or omissions as to, the value and/or condition of the Property.

(O) "Mortgage Insurance" means insurance protecting Lender against the nonpayment of, or default on, the Loan.

(P) "Periodic Payment" means the regularly scheduled amount due for (i) principal and interest under the Note, plus (ii) any amounts under Section 3 of this Security Instrument.

702015283

MP-6A(ID) (0005).01

Page 2 of 15

Initials

211070755

Form 3013 1/01

SCANNED
JUL 30 2003

(Q) "RESPA" means the Real Estate Settlement Procedures Act (12 U.S.C. Section 2601 et seq.) and its implementing regulation, Regulation X (24 C.F.R. Part 3500), as they might be amended from time to time, or any additional or successor legislation or regulation that governs the same subject matter. As used in this Security Instrument, "RESPA" refers to all requirements and restrictions that are imposed in regard to a "federally related mortgage loan" even if the Loan does not qualify as a "federally related mortgage loan" under RESPA.

(R) "Successor in Interest of Borrower" means any party that has taken title to the Property, whether or not that party has assumed Borrower's obligations under the Note and/or this Security Instrument.

TRANSFER OF RIGHTS IN THE PROPERTY

The beneficiary of this Security Instrument is MERS (solely as nominee for Lender and Lender's successors and assigns) and the successors and assigns of MERS. This Security Instrument secures to Lender: (i) the repayment of the Loan, and all renewals, extensions and modifications of the Note; and (ii) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in the County [Type of Recording Jurisdiction] of Bannock [Name of Recording Jurisdiction]:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF FOR ALL PURPOSES.

Parcel ID Number: R3851025606H/E
6321 West Buckskin Roa
Pocatello
("Property Address"):

which currently has the address of
[Street]
[City], Idaho 83201-9132 [Zip Code]

TOGETHER WITH all the improvements now or hereafter erected on the property, and all easements, appurtenances, and fixtures now or hereafter a part of the property. All replacements and additions shall also be covered by this Security Instrument. All of the foregoing is referred to in this Security Instrument as the "Property." Borrower understands and agrees that MERS holds only legal title to the interests granted by Borrower in this Security Instrument, but, if necessary to comply with law or custom, MERS (as nominee for Lender and Lender's successors and assigns) has the right: to exercise any or all of those interests, including, but not limited to, the right to foreclosure and sell the Property; and to take any action required of Lender including, but not limited to, releasing and canceling this Security Instrument.

BORROWER COVENANTS that Borrower is lawfully seised of the estate hereby conveyed and has the right to grant and convey the Property and that the Property is unencumbered, except for encumbrances of record. Borrower warrants and will defend generally the title to the Property against all claims and demands, subject to any encumbrances of record.

702015283

UHP -6A(ID) (0005).01

Page 3 of 15

Initials:

211070755

Form 3013 1/01

SCANNED
JUL 30 2003

Order No.: 3010211304

**LEGAL DESCRIPTION
EXHIBIT 'A'**

A parcel of land located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, Township 6 South, Range 35 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

Beginning at a point that is South 89°54'49" West 949.29 feet along the East - West center Section line to the East right of way of Buckskin Road and South 04°44'15" West 186.69 feet to a point of curve on the said East right of way of Buckskin road and Southerly 97.73 feet long said curve concave to the West Curve Data: Delta = 14°19'03", Radius = 391.10 feet, chord bearing South 11°53'47" West;
97.48 feet to the True Point of Beginning all from the East $\frac{1}{4}$ corner of said Section 27 and running
thence North 48°58'47" East, 21.14 feet;
thence South 35°49'12" East, 373.89 feet;
thence South 34°00'23" West, 440.12 feet;
thence North 49°13'21" West, 377.50 feet being partially along deed Instrument No. 574607;
thence South 64°31'53" West, 18.00 feet along said deed to the Easterly right of way of Buckskin Road;
thence along the Easterly right of way of Buckskin Road the following 4 Courses:
North 47°44'15" East, 29.49 feet to a point of a curve;
Thence Northerly 105.75 feet along said curve concave to the North West curve Data:
Delta = 10°00'00", Radius = 605.96 feet, chord bearing North 42°44'15" East 105.62 feet;
Thence North 37°44'15" East, 260.80 feet to a point of curve;
Thence Northerly 127.53 feet along said curve concave to the West curve data:
Delta = 18°40'57", Radius = 391.10 feet, chord bearing North 28°23'16" East, 126.96 feet to the Point of Beginning.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 3, 2003

CARLA L DANDO
6321 W BUCKSKIN
POCATELLO ID 83201

RE: Snake River Basin Adjudication (SRBA)
Water Right No. 29-4239 & 29-11634

Dear Property Owner(s):

Thank you for advising the Department of the necessary name changes for the property with the water right referenced above.

Before we can modify our records to reflect these changes, we need to have the enclosed Notice of Change of Water Right Ownership form completed. Please follow the instructions attached to the form and return to this office with all of the required information.

If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Hatfield".

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region

DH: dh

Enclosures

02/08/2003

Craig

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: April 21, 2003

Water right number: 29-4239

~~JAMES L GILLPLAND
6321 W BUCKSKIN
POCATELLO ID 83201~~

Telephone Number: (208) 234-4723

CARLA L DANDO

6321 W BUCKSKIN

POCATELLO ID 83201

Telephone Number: (208) 234-4723

No longer on deed

RECEIVED

MAR 10 2003

WATER RESOURCES
WESTERN REGION

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

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

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

RECEIVED

MAR 10 2003

Department of Water Resources
Eastern Region

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

DATE: Feb 24, 2003

SIGNATURE: *Carla L. Dando*

Please print your name: CARLA L. DANDO

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 26, 2002

CARLA L DANDO
6321 W BUCKSKIN
POCATELLO ID 83201

RE: Change of Ownership for Snake River Basin Adjudication (SRBA) claims 29-04239
and 29-11634.

Dear Ms. Dando,

The Idaho Dept. of Water Resources received your correspondence and information
packet on November 25, 2002.

I have reviewed the information you provided and have changed the ownership for SRBA
claims 29-04239 and 29-11634 (enclosed).

The files I have available to me did not contain the Change of Ownership information
you submitted previously. I am sure you can understand that sometimes these errors
occur. I apologize for inconvenience in this matter.

Please feel free to contact me if you have further questions.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

November 20, 2002

Craig L. Saxton
Water Resource Agent
State of Idaho
Department of Water Resources, Western Region
2735 Airport Way
Boise, ID 83705-5082

RECEIVED

NOV 25 2002

WATER RESOURCES
WESTERN REGION

Dear Mr. Saxton,

CHANGE IN OWERSHIP FOR 29-04239 AND 29-11634

Received your letter dated September 27, 2002. I am enclosing documents dated December 4, 1997, January 22, 1998 and February 5, 1998 wherein your office states that "our water right agents cannot find any rights in the name of George Hales in the location described in the deed. ..."

Now you are asking for the same form!!! The property was purchased from Dr. Hales in October 1992! What is going on here?!?

I don't believe I need to fill out any more paperwork until you can clarify what this is all about.

I look forward to your response.

Sincerely,



Carla L. Dando

Enclosure (3)

AJ0743MP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

01/15/98 15:25:51
Page 1

Water Right Number - R29-04239

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
HALES

GEORGE G

1 - 497 HORROCKS DR

2 -

3 -

City- BLACKFOOT

Phone - 208-000-0000

State- ID Zip- 83221

+ - - Priority Date - - +
11/01/1957 ,

+ - - Region - - - +
15 EASTERN

+ - - Stage - - - +
J - BENEFICIAL USE ,

+ - - Status - - - +

+ - - Source - - - - - +
SPRING

+ - - Tributary - - - - - +
SINKS

+ - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

06S 35E 27 NE NE SE
(5) BANNOCK

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

04 - STOCKWATER

43 - DOMESTIC

01/01

12/31

0.020

01/01

12/31

0.020

+ - Total Div. Rate - + + - Total Div. Volume - +
0.04 CFS

+ - Total Consumptive Use - + + - KW Usage - +
0.0

+ - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

06S

35E

27

NE SE

NE SE

04

STOCKWATER

(5) BANNOCK

06S

35E

27

NE SE

NE SE

43

DOMESTIC

(5) BANNOCK

Total Acres:

+ - - Diversion Means - 10' DIAMETER, CINDER BLOCK SPRING BOX, PIPED TO LODGE/ICE RINK

+ - - Non-Irrigation Use - 1 HOME

+ - - Other Rights for Same Use - NONE

+ - - Remarks - - - - - +

EXP STOCKWATER 10 HORSES & CATTLE
PARCEL NOS. R3851025605, R3851025606

+ - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

AJ5856NP

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

DATE: AUG-22-1997
PAGE: A-4

RIGHT NUMBER: 29-04239

NAME & ADDRESS: GEORGE G HALES
497 HORROCKS DR
BLACKFOOT ID 83221 - 345°3

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.17 CFS

PRIORITY DATE: 11/01/1957

POINT OF DIVERSION: T06S R35E S27 NENESE Within BANNOCK County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC DOMESTIC; 1 HOME, STOCKWA	01-01 12-31	0.02 CFS

PLACE OF USE: STOCKWATER Within BANNOCK County
T06S R35E S27 NESE

DOMESTIC Within BANNOCK County
T06S R35E S27 NESE

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

DEVELOPMENT IS KNOWN AS CARIBOU SKI RESORT.

* THIS NOTICE REFLECT CHANGES TO 29-04239 PURSUANT TO TRANSFER
#4043, APPROVED 27 JANUARY 1993.

EXPLANATORY MATERIAL: BASIS OF CLAIM - STATUTORY CLAIM

Verified by alw

Date: 9/17/97

Verification Source: computer, printouts
+ maps.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

December 4, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JAMES L GILLILAND
6321 W BUCKSKIN RD
POCATELLO ID 83201

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right Nos. A29-04239

Dear Claimant:

We have been advised you may be the new owner of the property with the water right referenced above. As the attached copy of the claim shows domestic and stockwater uses. The Bannock County records show that the Hales retained some of the property used for stockwater. This may result in the water right requiring a split right. Please read the instructions on the change of ownership form carefully.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please follow the instructions on the back of the form and return to my attention at this office by December 18, 1997.

Please call this office toll-free at 1-800-451-4129 if you have any questions.

Yours truly,

Danni M. Smith
SRBA Sr. Secretary

cc: Regional office
Enclosures: Form 42-248/42-1409(6)
Copy of Nos. A29-04239
water right filing

1-15-98
no response
to this letter
DMS



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

December 4, 1997

PHILIP E. BATT
GOVERNOR

JAMES L GILLILAND
6321 W BUCKSKIN RD
POCATELLO ID 83201

KARL J. DREHER
DIRECTOR

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right Nos. A29-04239

Dear Claimant:

We have been advised you may be the new owner of the property with the water right referenced above. As the attached copy of the claim shows domestic and stockwater uses. The Bannock County records show that the Hales retained some of the property used for stockwater. This may result in the water right requiring a split right. Please read the instructions on the change of ownership form carefully.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please follow the instructions on the back of the form and return to my attention at this office by December 18, 1997.

Please call this office toll-free at 1-800-451-4129 if you have any questions.

Yours truly,

A handwritten signature in cursive script that reads "Danni M. Smith".

Danni M. Smith
SRBA Sr. Secretary

cc: Regional office

Enclosures: Form 42-248/42-1409(6)

Copy of Nos. A29-04239

water right filing



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 5, 1998

JAMES L GILLILAND
CARLA L DANDO
6321 W BUCKSKIN
POCATELLO ID 83201

RE: CHANGE OF WATER RIGHT OWNERSHIP

Dear Mr. Gilliland & Ms. Dando:

I am returning your request for a change of water right ownership. Our water right agents cannot find any rights in the name of George Hales in the location described in the deed. Unless Mr. Hales can provide a water right number that is appurtenant to the property, there is nothing further our office can do.

If you have questions, do not hesitate to call our office.

Sincerely,

Jennifer Hoagland
Technical Records Specialist

Enclosure

RECEIVED

JAN 22 1998

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

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.

RECEIVED

NOV 25 2002

WATER RESOURCES
WESTERN REGION

1. Water Right No(s).:

Adjudication Claim No(s).:

Unknown

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 for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former
Owner/ClaimantGEORGE G. HALES
497 HORROCKS DR BLACKFOOT ID

4. New Owner/Claimant(s)

JAMES L. GILLILAND & CARLA L. DANDOName Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

6321 W. BUCKSKIN

City, State and ZIP Code

POCAHELLO, IDAHO 83201

New Telephone Number

(208) 234-4723

5. Date you acquired the property

OCTOBER 1992

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate 0Number and type of stock 0

Diversion rate in CFS _____

Number of homes 1

Other uses _____

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.

7. Signature of New Owner
or Claimant(s)James L. Gilliland
Carla L. Dando

(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..

13 4009 60 000586

Policy of Title Insurance

American Land
Title Association
Owner's Policy
(4-6-90)

**SUBJECT TO THE EXCLUSIONS FROM
COVERAGE, THE EXCEPTIONS CON-
TAINED IN SCHEDULE B AND THE PROVI-
SIONS OF THE CONDITIONS AND STIPULA-
TIONS, TICOR TITLE INSURANCE COM-
PANY, a California corporation, herein called
the Company, insures, as of Date of Policy
shown in Schedule A, against loss or damage,
not exceeding the amount of insurance stated
in Schedule A, sustained or incurred by the
insured by reason of:**

1. Title to the estate or interest described in
Schedule A being vested other than as
stated therein;

2. Any defect in or lien or encumbrance on the
title;
3. Unmarketability of the title.
4. Lack of a right of access to and from the
land.

The Company will also pay the costs,
attorneys' fees and expenses incurred in
defense of the title, as insured, but only to the
extent provided in the Conditions and
Stipulations.

This policy shall not be valid or binding until
countersigned below by an authorized signa-
tory of the Company.

Issued by:
PIONEER TITLE COMPANY
OF BANNOCK COUNTY
135 N. Arthur - P. O. Box 1057
Pocatello, ID 83204
(208) 233-9595

[Signature]
Authorized Signatory

TICOR TITLE INSURANCE COMPANY

By

[Signature]
[Signature]

President

Attest

Secretary

ALTA OWNER'S POLICY (4-6-90)
Reorder Form No. 2234

the land, or holds an indebtedness secured by a purchase money mortgage given by a purchaser from the insured, or only as the insured shall have liability by reason of covenants of warranty by the insured in any transfer or conveyance of the estate or interest. This policy shall not constitute any adverse judgment or (d) In all cases where this policy permits or requires the

Trans Type	SI END.	INF END.	Code	Code	Code	Code	Code	Code	Code	Reissue Amt.
6	7	8	9	10	11	12	13	14	15	

Owners Policy
SCHEDULE A

File No.	Policy No.	Date of Policy	Amt. of Ins.	Premium
42933	13 4009 60 000586	October 26, 1992 as of 4:17 p.m.	\$145,000.00	\$690.00

- Name of Insured:
James L. Gilliland and Carla L. Dando
- The estate or interest in the land which is covered by this Policy is:
Fee Simple
- Title to the estate or interest in the land is vested in:
James L. Gilliland, an unmarried person, and Carla L. Dando, an unmarried person
- The land referred to in this policy is located in the County of Bannock, State of Idaho, and described as follows:
See Exhibit A attached to and made a part hereof.

Exhibit A attached to and made a part of
Policy No. 13 4009 60 000586

42933

A parcel of land located in the NE1/4 SW1/4 of Section 27, Township 6 South, Range 35 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

Beginning at a point that is South 89°54'49" West 949.29 feet along the East-West center section line to the East right of way of Buckskin Road and South 04°44'15" West 186.69 feet to a point of curve on the said East right of way of Buckskin Road and Southerly 97.73 feet along said curve concave to the West Curve Data: Delta=14°19'03", Radius=391.10 feet, chord bearing South 11°53'47" West, 97.48 feet to the true point of beginning all from the East 1/4 corner of said Section 27 and running thence North 48°58'47" East, 21.14 feet; thence South 35°49'12" East 373.89 feet; thence South 34°00'23" West 440.12 feet; thence North 49°13'21" West 377.50 feet being partially along deed Instrument No. 574607; thence South 64°31'53" West 18.00 feet along said deed to the Easterly right of way of Buckskin Road; thence along the Easterly right of way of Buckskin Road the following 4 courses: North 47°44'15" East 29.40 feet to a point of a curve; thence Northerly 105.75 feet along said curve concave to the Northwest Curve Data: Delta=10°00'00", Radius=605.96 feet, chord bearing North 42°44'15" East, 105.62 feet; thence North 37°44'15" East 260.80 feet to a point of curve; thence Northerly 127.53 feet along said curve concave to the West Curve Data: Delta=18°40'57", Radius=391.10 feet, chord bearing North 28°23'46" East 126.96 feet to the point of beginning.

OWNERS POLICY
SCHEDULE B

Policy No. 13 4009 60 000586

42933

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:

(a) Rights or claims of parties in possession not shown by the public records.

(b) Encroachments, overlaps, boundary line disputes, or 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.

(c) Easements, or claims of easements, not shown by the public records.

(d) 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.

(e) (1) Unpatented mining claims; (2) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (3) water rights, claims or title to water, whether or not the matters excepted under (1), (2) or (3) are shown by the public records.

(f) 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:

1. General taxes for the year 1992, which are liens, are not yet due and payable.

2. An easement containing certain terms, conditions and provisions affecting a portion of said premises and for the purposes stated herein.

For: Power lines

In Favor of: Idaho Power Company

Recorded: August 26, 1957

Instrument No.: 332079

3. An easement containing certain terms, conditions and provisions affecting a portion of said premises and for the purposes stated herein.

For: Power lines
In Favor of: Idaho Power Company
Recorded: October 30, 1967
Instrument No.: 444136

4. Covenants, conditions, restrictions and easements contained in Deed.

Recorded: March 29, 1982
Instrument No.: 685702
As follows:

1. That the G.V. and Grace Taysom Estate, their heirs and assigns are to retain a one-half interest in the well located on the herein described 32 acres, plus a perpetual easement from the well to the property described as Instrument No. 574607, records of Bannock County. Said easement being for the purpose of installing and maintaining a water pipe or line from the well to the said property described as Instrument No. 574607. Said easement is not to disturb any existing building or the area occupied by the skating rink or its operation or use thereof.

2. That the G.V. and Grace Taysom Estate and their heirs and assigns shall be granted a perpetual right to use the existing entrance road to the lower parking lot of the Caribou Ski Area, as a means of ingress and egress to the adjoining described property in Instrument No. 574607.

3. That as a condition of said easement the parties agree that neither party will obstruct the existing entrance to the lower parking area and should said entrance become obstructed or congested by the Ski Area, Dr. Hales or his heirs or assigns will provide adequate approaches to the subject property described in Instrument No. 574607 from the existing entrance to the lower parking lot. Should it become necessary to widen the existing entrance, it is agreed that the existing entrance may be widened and extended onto the subject property described as Instrument No. 574607. All expenses, labor and materials for any widening that may become necessary shall be paid by Dr. Hales or their heirs and assigns.

SCHEDULE B (continued)

No. 13 4009 60 000586

42933

Said Covenants, conditions, restrictions and easements is a re-recording of the instrument

Recorded: July 30, 1981

Instrument No.: 672694

5. A Deed of Trust to secure an indebtedness of \$130,500.00, and any other amounts as therein provided, payable under the terms, conditions, provisions and stipulations thereof.

Dated: October 26, 1992

Grantor: James L. Gilliland, an unmarried person,
and Carla L. Dando, an unmarried person

Trustee: U.S. Bank of Washington,
National Association

Beneficiary: U.S. Bancorp Mortgage Company

Recorded: October 26, 1992

Instrument No.: 92016625

NOTE: There is no notice of record and therefore no search has been made for any unpaid assessments, charges or fees for sewer, water, garbage, irrigation installation and other possible utility services.

Caribou
Ski
Area

Buckskin Road

Parcel I
210640

Parcel II

Parcel 1

Parcel 2

21

22

24

25

37

42

ROAD

27.96

247.60

243.69

373.57

410.12

300.05

101

102

103

104

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(12)

Power

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Рассет II

ROAD

37

300,000

FOR VALUE RECEIVED GEORGE HALES, also shown of record as George A. Hales, and HELEN HALES, husband and wife, who acquired title as Dr. and Mrs. George Hales, as to both parcels

the Grantors, do hereby grant, bargain, sell and convey unto JAMES L. GILLILAND, an unmarried person, and CARLA L. DANDO, an unmarried person

the Grantee s, whose address is 6321 W. Buckskin Road, Pocatello, Idaho 83201 (Property)
Mailing: Home
the following described premises, to-wit:

ATTACHED EXHIBIT A LEGAL DESCRIPTION

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s, that they are the owner s in fee simple of said premises; that said premises are free from all encumbrances except covenants, conditions, restrictions and easements of record and any assessments for the current year which are not yet due and payable;

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: October 24, 1992

George Hales
GEORGE HALES

Helen Hales
HELEN HALES

ACKNOWLEDGMENT - Individual

STATE OF Idaho, County of Damoc

On this 26th day of October, in the year of 1992,
before me,

James L. Gilliland, a notary public,
personally appeared George Hales & Helen Hales, known or
identified to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me that
they executed the same.

Notary Public: James L. Gilliland

Residing at: Pocatello, Idaho

My Commission expires: 8/15/95

NOTARY SEAL

92016624

PIONEER TITLE
92 OCT 26 P4:16

574

600

13

A parcel of land located in the NE1/4 SW1/4 of Section 27, Township 6 South, Range 35 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

Beginning at a point that is South 89°54'49" West 949.29 feet along the East-West center section line to the East right of way of Buckskin Road and South 04°44'15" West 186.69 feet to a point of curve on the said East right of way of Buckskin Road and Southerly 97.73 feet along said curve concave to the West Curve Data: Delta=14°19'03", Radius=391.10 feet, chord bearing South 11°53'47" West; 97.48 feet to the true point of beginning all from the East 1/4 corner of said Section 27 and running thence North 48°58'47" East, 21.14 feet; thence South 35°49'12" East 373.89 feet; thence South 34°00'23" West 440.12 feet; thence North 49°13'21" West 377.50 feet being partially along deed Instrument No. 574607; thence South 64°31'53" West 18.00 feet along said deed to the Easterly Right of way of Buckskin Road; thence along the Easterly right of way of Buckskin Road the following 4 courses: North 47°44'15" East 29.49 feet to a point of a curve; thence Northerly 105.75 feet along said curve concave to the North West Curve Data: Delta=10°00'00", Radius=605.96 feet, chord bearing North 42°44'15" East 105.62 feet; thence North 37°44'15" East 260.80 feet to a point of curve; thence Northerly 127.53 feet along said curve concave to the West curve data: Delta = 18°40'57", Radius = 391.10 feet, chord bearing North 28°23'46" East 126.96 feet to the point of beginning.

13 4009 60 000586

Policy of Title Insurance

American Land
Title Association
Owner's Policy
(4-6-90)

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS CONTAINED IN SCHEDULE B AND THE PROVISIONS OF THE CONDITIONS AND STIPULATIONS, TICOR TITLE INSURANCE COMPANY, a California corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the amount of insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;

2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title.
4. Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

This policy shall not be valid or binding until countersigned below by an authorized signatory of the Company.

Issued by:
PIONEER TITLE COMPANY
OF BANNOCK COUNTY
135 N. Arthur - P. O. Box 1057
Pocatello, ID 83204
(208) 233-9595

[Signature]
Authorized Signatory

TICOR TITLE INSURANCE COMPANY

By

[Signature]

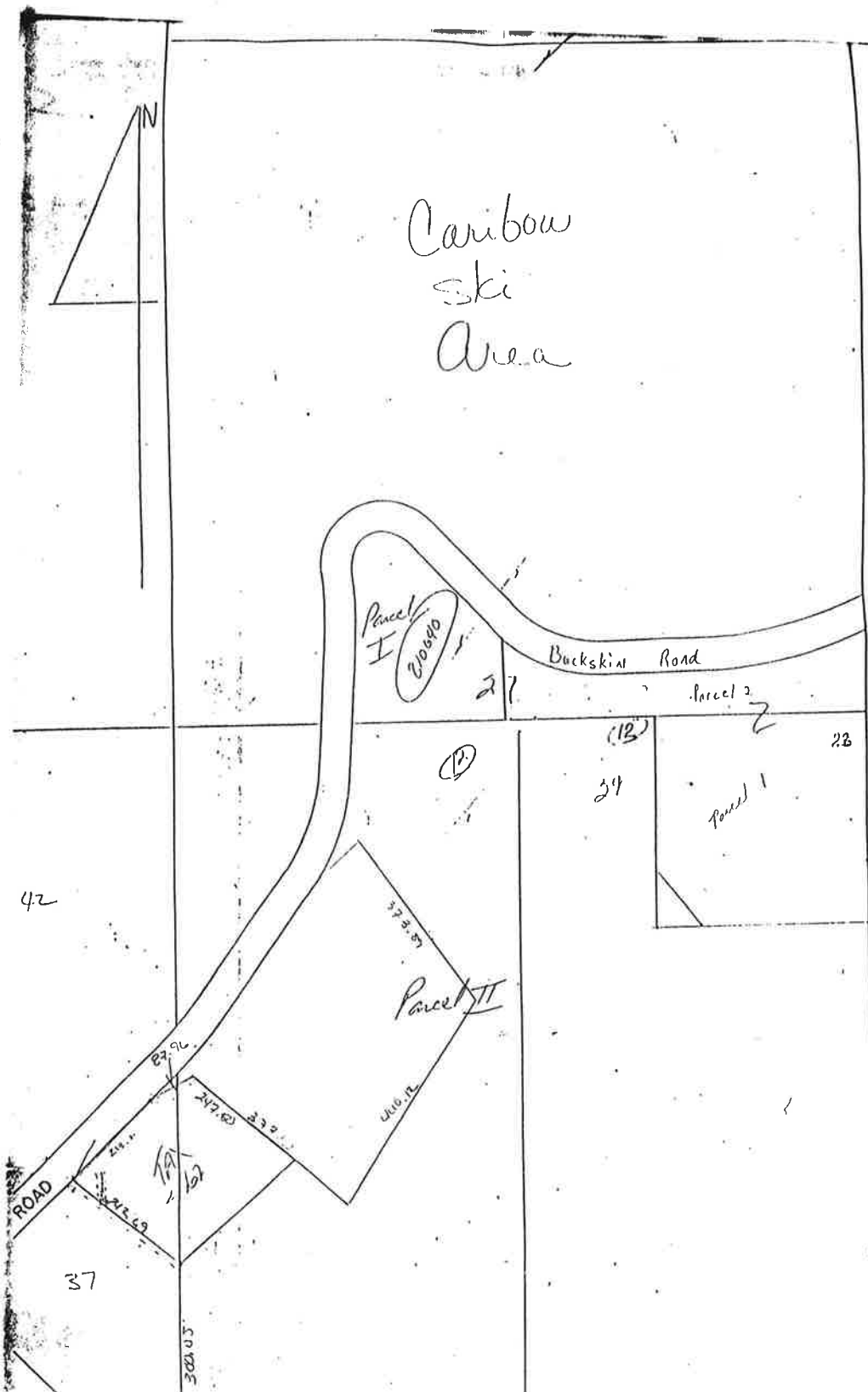
President

Attest

[Signature]

Secretary

ALTA OWNER'S POLICY (4-6-90)
Reorder Form No. 2234



Caribow
Ski
Area

Parcel I
210000

Buckskin Road

Parcel 2

Parcel 1

Parcel II

42

37

27

28

29

ROAD

27.96

247.63

332.11

460.12

373.87

300.03

245.11

245.69

197

167

FOR VALUE RECEIVED GEORGE HALES, also shown of record as George A. Hales, and HELEN HALES, husband and wife, who acquired title as Dr. and Mrs. George Hales, as to both parcels

the Grantor s, do hereby grant, bargain, sell and convey unto JAMES L. ~~XXXXXXXX~~ ^{GILLILAND}, an unmarried person, and CARLA L. DANDO, an unmarried person

the Grantee s, whose address is 6321 W. Buckskin Road, Pocatello, Idaho 83201 (Property)
Mailing: Same
the following described premises, to-wit:

ATTACHED EXHIBIT A LEGAL DESCRIPTION

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s, that they are the owner s in fee simple of said premises; that said premises are free from all encumbrances except covenants, conditions, restrictions and easements of record and any assessments for the current year which are not yet due and payable.

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: October 24, 1992

George Hales
GEORGE HALES

Helen Hales
HELEN HALES

ACKNOWLEDGMENT - Individual

STATE OF Idaho, County of Bannock

On this 26th day of October, in the year of 1992,
before me, James L. Gilliland, a notary public,

personally appeared George Hales & Helen Hales, known or identified to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public: James L. Gilliland
Residing at: Pocatello, Idaho
My Commission expires: 8/27/95

NOTARY SEAL

92016624

NO
RE

PIONEER TITLE

'92 OCT 26 P4:16

574
60
13

A parcel of land located in the NE1/4 SW1/4 of Section 27, Township 6 South, Range 35 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

Beginning at a point that is South 89°54'49" West 949.29 feet along the East-West center section line to the East right of way of Buckskin Road and South 04°44'15" West 186.69 feet to a point of curve on the said East right of way of Buckskin Road and Southerly 97.73 feet along said curve concave to the West Curve Data: Delta=14°19'03", Radius=391.10 feet, chord bearing South 11°53'47" West; 97.48 feet to the true point of beginning all from the East 1/4 corner of said Section 27 and running thence North 48°58'47" East, 21.14 feet; thence South 35°49'12" East 373.89 feet; thence South 34°00'23" West 440.12 feet; thence North 49°13'21" West 377.50 feet being partially along deed Instrument No. 574607; thence South 64°31'53" West 18.00 feet along said deed to the Easterly Right of way of Buckskin Road; thence along the Easterly right of way of Buckskin Road the following 4 courses: North 47°44'15" East 29.49 feet to a point of a curve; thence Northerly 105.75 feet along said curve concave to the North West Curve Data: Delta=10°00'00", Radius=605.96 feet, chord bearing North 42°44'15" East 105.62 feet; thence North 37°44'15" East 260.80 feet to a point of curve; thence Northerly 127.53 feet along said curve concave to the West curve data: Delta = 18°40'57", Radius = 391.10 feet, chord bearing North 28°23'46" East 126.96 feet to the point of beginning.

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 29-4239
Date Received: 3/11/1992
Receipt No: E017023
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CARLA L DANDO Phone: (208) 234-4723

6321 W BUCKSKIN
POCATELLO ID USA 83201

JAMES L GILLILAND Phone: (208) 234-4723

6321 W BUCKSKIN
POCATELLO ID USA 83201

2. Date of Priority: 11/01/1957

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	35E	27	NE NE SE	BANNOCK	

5. Description of diverting works:

10' DIAMETER, CINDER BLOCK SPRING BOX, PIPED TO LODGE/ICE RINK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	
DOMESTIC	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	35E	27	NE	SE	STOCKWATER	
			NE	SE	DOMESTIC	

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Changed ownership per claimant request (11/26/02 csaxton).

15. Basis of Claim: Beneficial Use

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.

JUN 15 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: A29-04239
Date Received: 3/11/1992
Receipt No: E017023
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: GEORGE G HALES
Address: 497 HORROCKS DR
BLACKFOOT ID

83221

2. Date of Priority: NOV 1, 1957

3. Source: SPRING

Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	35E	27	NE	NE	SE		BANNOCK

5. Description of diverting works:

10' DIAMETER, CINDER BLOCK SPRING BOX, PIPED TO LODGE/ICE RINK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.020		

7. Total Quantity Appropriated is:

0.170 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

DOMESTIC; 1 HOME, STOCKWATER 10 HORSES & CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	35E	27	NE	SE		STOCK	
			NE	SE		DOMEST	

NOV 13 1990

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:

DEVELOPMENT IS KNOWN AS CARIBOU SKI RESORT.

* THIS NOTICE REFLECT CHANGES TO 29-04239 PURSUANT TO TRANSFER #4043, APPROVED 27 JANUARY 1993.

15. Basis of Claim: STATUTORY CLAIM

*5/25/01 - cannot confirm Parcel No for this claim
- possible C/O needed*

MICROFILMED

NOV 13 1996

FEE \$63.00
LATE FEE \$50.00
\$113.00
50.00
163.00

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: A29-04239
Date Received: 2/26/1992
Receipt No: E017023
Received By: HWT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GEORGE G. HALES
Address: 497 HORROCKS DR.
BLACKFOOT ID

83221

2. Date of Priority: NOV 1, 1957

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	Count
06S	35E	27	NE	NE	SE		BANNOCK

5. Description of diverting works:
10' DIAMETER, CINDER BLOCK SPRING BOX, PIPED TO LODGE/ICE RINK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	04/01	11/01	0.020		
DOMESTIC	11/15	03/15	0.040		
RECREATION	11/15	03/15	0.130		

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

8. Total consumptive use Acre Feet Per Annum.

9. Non-irrigation uses:
S/10 HORSES & CATTLE R/ICE SKATING RINK/SKI LODGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	35E	27	NE	SE		STOCK	
			NE	SE		DOMEST	

MICROFILMED
NOV 13 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	35E	27	NE	SE		REC	

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:
DEVELOPMENT IS KNOWN AS CARIBOU SKI RESORT.

15. Basis of Claim: STATUTORY CLAIM

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: _____

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): George J. Halson Date: Feb 27-92
_____ Date: _____

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 27th day
of February 19 92

Stephanie Senon
Notary Public

Seal

Residing at Pocatello, Idaho

My Commission Expires 5-20-92

MICROFILMED

NOV 13 1992

DECEMBER 1, 1994

GEORGE G HALES
497 HORROCKS DR
BLACKFOOT ID 83221

RE: TRANSFER

Dear Mr. Hales:

Our office has received notice of your approved transfer #4043 of water right #29-04239. The Snake River Basin Adjudication claim filed on this right has been amended pursuant to the approved transfer.

Please review the enclosed notice carefully and if you have any questions about any of the items, please contact our office. If you agree with the items on the notice, please place the copies with your records.

Sincerely,

Ernest Carlsen
Water Right Supervisor, Adjudication

EC:sc

Enclosure

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NOV 13 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
WATER RIGHT NO. 29-04239

Trans. #4043

This is to certify that: **GEORGE G. HALES**
497 HORROCKS DR.
BLACKFOOT ID 83221

has requested a change to the above captioned water rights. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 - 12/31	0.02 CFS	0.1 AF
DOMESTIC	01/01 - 12/31	0.02 CFS	1.2 AF
	Total	0.02 CFS	1.3 AF

Priority: 11/01/1957

Source: SPRING tributary to: SINKS

LOCATION OF POINT(S) OF DIVERSION:

NENESE, Sec. 27, Township 06S, Range 35E, BANNOCK County

PLACE OF USE: STOCKWATER

TWN RGE SEC
06S 35E 27 NESE

PLACE OF USE: DOMESTIC same as STOCKWATER use

CONDITIONS/REMARKS:

1. Approval of this transfer in no way confirms the right(s) claimed.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. Stockwater use is for 10 range cattle or horses.
6. Domestic use is for 1 home.

Dated this 27th day of January, 1993

J. Glen Saylor
Chief, Water Alloc. Bureau
MICROFILMED
NOV 13 1990

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant GEORGE G. HALES Phone 785-2018
Post Office address 497 HORROCKS DRIVE, BLACKFOOT, IDAHO 83221

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Change nature of use ☒ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes SKI RESORT IS CLOSING AND THE
PROPERTY IS BEING SUBDIVIDED INTO AN 9 HOME SUBDIVISION.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number Priority Amount (cfs/ac-ft) Nature of Use Period of Use
- | | | | | |
|------------------|------------------|-------------|-----------------|----------------------------|
| <u>829-04239</u> | <u>11/1/1957</u> | <u>0.14</u> | <u>DOMESTIC</u> | <u>1/1</u> to <u>12/31</u> |
| | | <u>0.03</u> | <u>STOCK</u> | <u>1/1</u> to <u>12/31</u> |
| | | | | to _____ |
| | | | | to _____ |
2. Total amount of water being transferred 0.17 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water SPRING tributary to SINKS
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	NE	SE	27	6S	35E	BANNOCK	

5. Lands irrigated or place of use:

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	35E	27																	

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NOV 13 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 29-04239 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water SPRING tributary to POCATELLO CREEK

4. Date or priority 11/1/1957

5. Water is used for the following purpose:

amount 0.04 for DOMESTIC purposes from 11/15 to 3/15
(cfs/ac-ft)
amount 0.13 for RECREATION purposes from 11/15 to 3/15
(cfs/ac-ft)
amount 0.02 for STOCKWATER purposes from 4/1 to 11/1
(cfs/ac-ft)

6. Total amount of water under right 0.17 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
			NE SE	27	6S	35E	BAUDWINCK	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6S	35E	27																	

Total acres _____

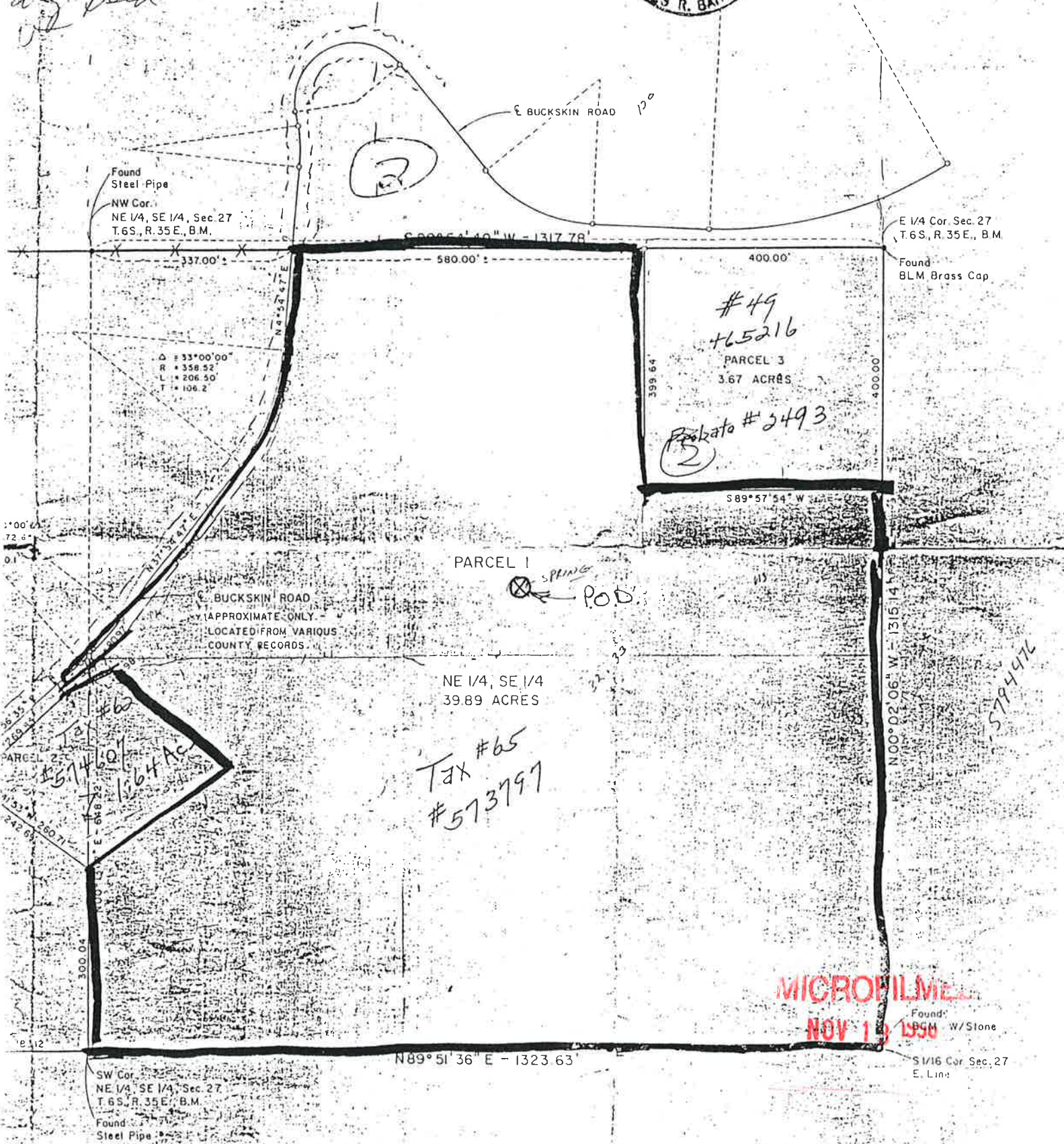
9. Describe any other water rights used for the same purpose as described above None

MICROFILMED

NOV 13 1990

1. Taylor #65
Muss 462
Jom
W. Deed
W.

1006
JAMES R. BAIRD
JAMES R. BAIRD U.S. #1006





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

November 9, 2000

JOHN & LESLIE CONNER
PO BOX 4227
POCATELLO ID 83205

RE: WATER RIGHT OWNERSHIP CHANGE FOR 29-04239, 29-11634

Dear Mr. & Mrs. Conner:

I am returning your request to change the ownership of the above referenced rights. Although they are in the name of George Hales, they are not appurtenant to the property you bought from Mr. Hales. They are appurtenant to the property he retained for his home.

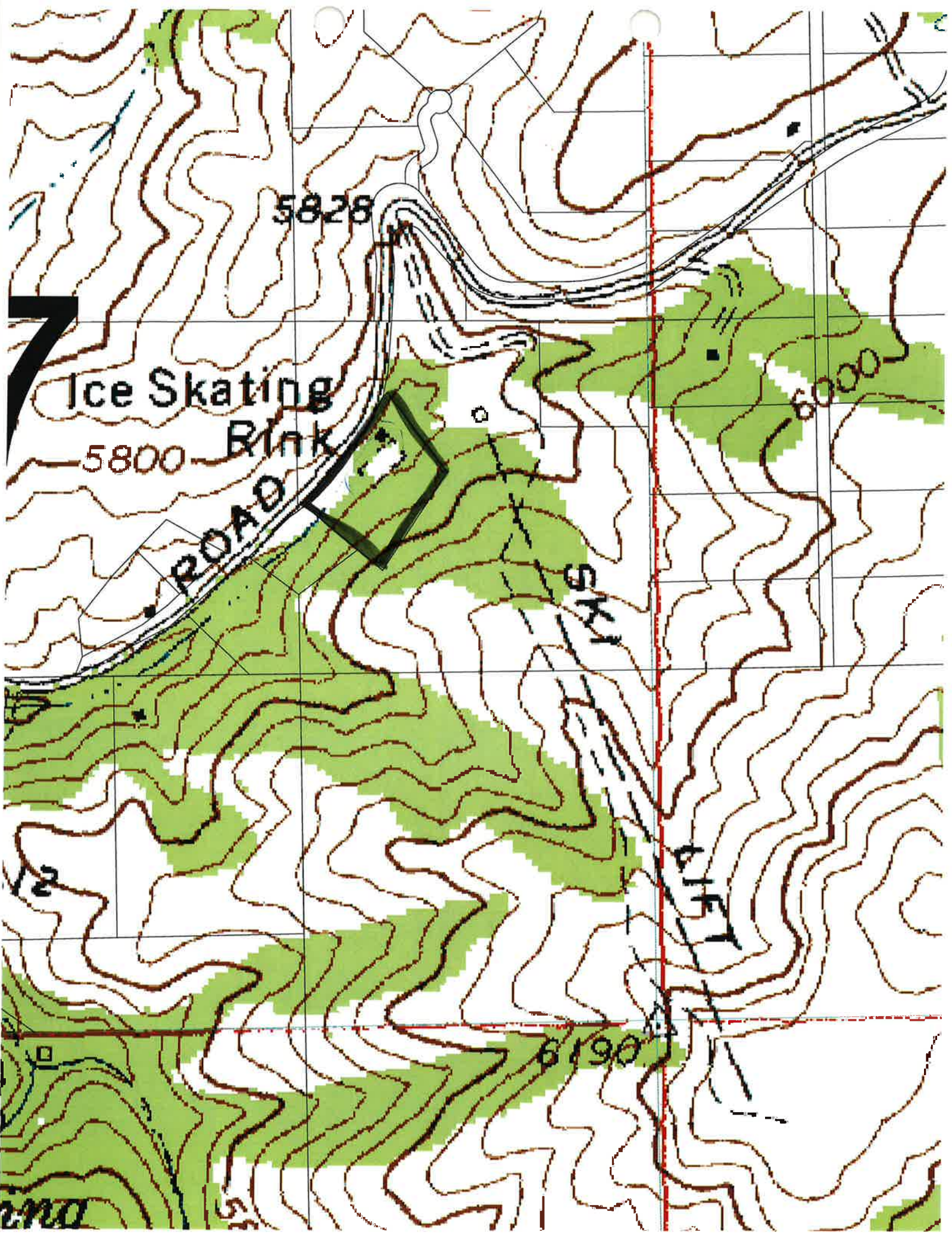
I researched our records and did not find any other water rights for your property.

Sincerely,

A handwritten signature in cursive script that reads "Jennifer Crabtree".

Jennifer Crabtree
Technical Records Specialist

Enclosure



AJ0743NP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

01/15/98 15:25:51
Page 2

Water right number - R29-04239

Prefix Translation: RESEARCH

+ - - - - Conditions of Approval - - - - - +
N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +
Date: 01/15/1998 User Id: DSMITH Subject: COPIED FROM REMARKS
DEVELOPMENT IS KNOWN AS CARIBOU SKI RESORT.
#4043, APPROVED 27 JANUARY 1993. * THIS NOTICE REFLECT CHANGES TO 29-04239 PURSUANT TO TRANSFER

+ - - Audit Fields - - +

01/15/98 DSMITH

+ - - - - 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	- 01/15/1998	Old Judicial District	-
Claim Received Date	- 03/11/1992	Last Amended Date	- 11/28/1994	Temporary Right	- P
		Receipt Number	- E017023	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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