

RECEIVED

SEP 17 2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern Region

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
29-04106 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-04107 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-04140 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-04141 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-13495 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Gilbert Rock Creek, LLC (with Janine Gilbert and/or Todd Gilbert prior to LLC)
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): The Scott D. Hansen and Vernessa T. Hansen Revocable Family Trust (see WD for full)
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 806 So. 3600 W. Ogden UT 84404
Mailing address City State ZIP
801-391-1224 sdh@hansen@wsd.net
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: September 10, 2021
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Scott Hansen Trustee 9/14/2021
Signature of new owner/claimant Title, if applicable Date
Vernessa Hansen Trustee 9/14/2021
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 9/16/2021 Receipt No. E047365 Receipt Amt. \$125.-
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
Name on W-9 _____ Approved by JB Processed by JB Date 11/30/2021

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Instrument # 22120487
Bannock County, Pocatello, Idaho
09/10/2021 02:43:55 PM No. of Pages: 11
Recorded for: FIRST AMERICAN TITLE - POCATELLO
Jason C. Dixon Fee: \$15.00
Deputy jmcDonald
Electronically Recorded

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **979552-P (sw)**

Date: **September 07, 2021**

For Value Received, **Gilbert Rock Creek, LLC**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **The Scott D. Hansen and Vernessa T. Hansen Revocable Family Trust Agreement dated June 27, 2019, Scott D. Hansen and Vernessa T. Hansen as Trustees**, hereinafter called the Grantee, whose current address is **806 So. 3600 W. , Ogden, UT 84404**, the following described premises, situated in **Bannock County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Gilbert Rock Creek, LLC

By: [Signature]
Name: Shyanne Morris
Title: Managing Member

By: [Signature]
Name: Lacey Garfield
Title: Managing Member

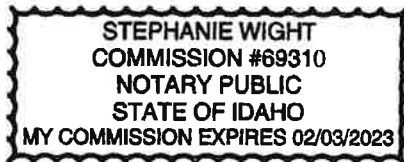
By: [Signature]
Name: Rachelle Gilbert
Title: Managing Member

By: [Signature]
Name: Landon Gilbert
Title: Managing Member

STATE OF Idaho)
SS.

COUNTY OF Bannock)

On this ^{9th} ~~Tenth~~ day of September, 2021, before me, a Notary Public in and for said State, personally appeared **Shyanne Morris**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **Gilbert Rock Creek, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that she executed the same in said Limited Liability Company's name.



[Signature]
Notary Public of Idaho
Residing at: Peratello
Commission Expires: 2-3-2023

STATE OF Idaho)
SS.

COUNTY OF Bannock)

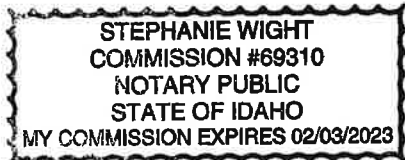
On this ^{9th} ~~Tenth~~ day of September, 2021, before me, a Notary Public in and for said State, personally appeared **Lacey Garfield**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **Gilbert Rock Creek, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that she executed the same in said Limited Liability Company's name.



[Signature]
Notary Public of Idaho
Residing at: Peratello
Commission Expires: 2-3-2023

STATE OF Idaho)
)
COUNTY OF Bannock)

On this ^{9th} ~~Tenth~~ day of September, 2021, before me, a Notary Public in and for said State, personally appeared **Rachelle Gilbert**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **Gilbert Rock Creek, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that she executed the same in said Limited Liability Company's name.



STATE OF Idaho)
)
COUNTY OF Bannock)

On this ^{9th} ~~Tenth~~ day of September, 2021, before me, a Notary Public in and for said State, personally appeared **Landon Gilbert**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **Gilbert Rock Creek, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.



Stephanie Wight
Notary Public of Idaho
Residing at: Pocatello
Commission Expires: 2-3-2023

Stephanie Wight
Notary Public of Idaho
Residing at: Pocatello
Commission Expires: 2-3-2023

Date: September 10, 2021

File No.: 979552-P (sw)

EXHIBIT 'A'

LEGAL DESCRIPTION:

PARCEL 1:

**TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO.
SECTION 1: SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$**

PARCEL 2 (SHOWN AS PARCEL A ON SURVEY):

**A PARCEL OF LAND LOCATED IN THE SOUTHEAST $\frac{1}{4}$ OF SECTION 2, TOWNSHIP 8 SOUTH,
RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:**

**COMMENCING AT THE SOUTHEAST CORNER OF SECTION 2 BEING MARKED BY A 2 INCH
ALUMINUM CAP AFFIXED TO REBAR STAMPED LS 5074, SEE CORNER PERPETUATION
INSTRUMENT NO. 99001275; THENCE NORTH 00°08'45" WEST, (BASIS OF BEARING PER
CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG
THE EAST BOUNDARY LINE OF SECTION 2, A DISTANCE OF 234.46 FEET; THENCE NORTH
87°38'18" WEST A DISTANCE OF 265.97 FEET TO THE POINT OF BEGINNING;**

**THENCE NORTH 68°52'16" WEST A DISTANCE OF 178.12 FEET TO A POINT OF CURVATURE
OF A 110.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 21°07'44" WEST; THENCE
FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF
41.42 FEET, THROUGH A CENTRAL ANGLE OF 21°34'37", (THE CHORD OF SAID CURVE
BEARS NORTH 79°39'35" WEST A DISTANCE OF 41.18 FEET), TO A POINT OF REVERSE
CURVATURE OF A 215.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 00°26'54"
WEST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH
OF 244.78 FEET, THROUGH A CENTRAL ANGLE OF 65°13'57", (THE CHORD OF SAID CURVE
BEARS NORTH 57°49'55" WEST A DISTANCE OF 231.77 FEET), TO A POINT OF TANGENCY;
THENCE NORTH 25°12'57" WEST A DISTANCE OF 118.99 FEET, TO A POINT OF CURVATURE
OF A 235.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 64°47'03" WEST; THENCE
FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF
119.29 FEET, THROUGH A CENTRAL ANGLE OF 29°05'02", (THE CHORD OF SAID CURVE
BEARS NORTH 39°45'28" WEST A DISTANCE OF 118.01 FEET), TO A POINT OF TANGENCY;
THENCE NORTH 54°17'57" WEST A DISTANCE OF 309.67 FEET; THENCE NORTH 25°09'16"
EAST A DISTANCE OF 91.33 FEET; THENCE NORTH 00°08'45" WEST A DISTANCE OF 350.00
FEET; THENCE NORTH 89°40'43" EAST A DISTANCE OF 740.00 FEET; THENCE SOUTH
00°08'45" EAST A DISTANCE OF 1010.89 FEET TO THE POINT OF BEGINNING.**

PARCEL 3: TOGETHER WITH A 70' WIDE ACCESS AND UTILITY EASEMENT FOR THE BENEFIT OF PARCEL 2:

A 70 FOOT WIDE ACCESS AND UTILITY EASEMENT LOCATED IN THE SOUTH ½ OF SECTION 2 AND THE NORTH ½ OF SECTION 11, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, THE SIDELINES OF SAID EASEMENT BEING 35 FEET EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCING AT THE SOUTH ¼ CORNER OF SECTION 2 BEING MARKED BY A BANNOCK COUNTY BRASS CAP MONUMENT, SEE CORNER PERPETUATION INSTRUMENT NO. 98020696; THENCE SOUTH 00°06'22" WEST, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG THE MERIDIONAL CENTER LINE OF SECTION 11, A DISTANCE OF 41.00 FEET TO THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD; THENCE NORTH 88°37'16" EAST, ALONG THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD, A DISTANCE OF 398.45 FEET TO THE POINT OF BEGINNING:

THENCE NORTH 00°43'54" WEST A DISTANCE OF 491.60 FEET; THENCE NORTH 35°23'11" EAST A DISTANCE OF 162.01 FEET TO POINT OF CURVATURE OF A 100.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 54°36'49" EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 84.37 FEET, THROUGH A CENTRAL ANGLE OF 48°20'24", (THE CHORD OF SAID CURVE BEARS NORTH 59°33'23" EAST A DISTANCE OF 81.89 FEET), TO A POINT OF TANGENCY; THENCE NORTH 83°43'35" EAST A DISTANCE OF 70.17 FEET TO A POINT OF CURVATURE OF A 50.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 06°16'25" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 48.27 FEET, THROUGH A CENTRAL ANGLE OF 55°19'03", (THE CHORD OF SAID CURVE BEARS NORTH 56°04'04" EAST A DISTANCE OF 46.42 FEET), TO A POINT OF TANGENCY; THENCE NORTH 28°24'32" EAST A DISTANCE OF 165.44 FEET TO A POINT OF CURVATURE OF A 250.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 61°35'28" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 98.48 FEET, THROUGH A CENTRAL ANGLE OF 22°34'13", (THE CHORD OF SAID CURVE BEARS NORTH 17°07'26" EAST A DISTANCE OF 97.85 FEET), TO A POINT OF TANGENCY; THENCE NORTH 05°50'19" EAST A DISTANCE OF 90.98 FEET TO A POINT OF CURVATURE OF A 75.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 84°09'41" EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 136.55 FEET, THROUGH A CENTRAL ANGLE OF 104°19'04", (THE CHORD OF SAID CURVE BEARS NORTH 57°59'51" EAST A DISTANCE OF 118.46 FEET), TO A POINT OF TANGENCY; THENCE SOUTH 69°50'37" EAST A DISTANCE OF 719.76 FEET; THENCE SOUTH 54°17'58" EAST A DISTANCE OF 319.55 FEET TO THE POINT OF TERMINUS.

PARCEL 4 (SHOWN AS PARCEL B ON SURVEY):

A PARCEL OF LAND LOCATED IN THE SOUTHEAST ¼ OF SECTION 2, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SECTION 2 BEING MARKED BY A 2 INCH ALUMINUM CAP AFFIXED TO REBAR STAMPED LS 5074, SEE CORNER PERPETUATION INSTRUMENT NO. 99001275; THENCE SOUTH 89°40'43" WEST, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG THE SOUTH BOUNDARY LINE OF SECTION 2, A DISTANCE OF 1316.45 FEET TO THE EAST 1/16 CORNER ON THE SOUTH LINE OF SECTION 2, ALSO BEING THE SOUTHEAST CORNER OF A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 20900057; THENCE NORTH 00°11'17" WEST, ALONG THE EAST BOUNDARY LINE OF SAID PARCEL OF LAND, A DISTANCE OF 461.99 FEET, TO THE NORTHEAST CORNER OF SAID PARCEL; THENCE SOUTH 89°40'43" WEST, ALONG THE NORTH BOUNDARY LINE OF SAID PARCEL OF LAND, A DISTANCE OF 266.00 FEET; THENCE NORTH 00°19'17" WEST A DISTANCE OF 225.00 FEET; THENCE NORTH 54°08'37" EAST A DISTANCE OF 304.12 FEET; THENCE SOUTH 69°50'37" EAST A DISTANCE OF 263.00 FEET; THENCE SOUTH 54°17'58" EAST A DISTANCE OF 314.77 FEET TO A POINT OF CURVATURE OF A 165.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 35°42'02" WEST; THENCE FOLLOWING SAID CURVE IN CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 83.76 FEET, THROUGH A CENTRAL ANGLE OF 29°05'02", (THE CHORD OF SAID CURVE BEARS SOUTH 39°45'28" EAST A DISTANCE OF 82.86" FEET), TO A POINT OF TANGENCY; THENCE SOUTH 25°12'57" EAST A DISTANCE OF 118.99 FEET TO A POINT OF CURVATURE OF A 285.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 64°47'03" EAST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 324.48 FEET, THROUGH A CENTRAL ANGLE OF 65°13'57", (THE CHORD OF SAID CURVE BEARS SOUTH 57°49'55" EAST A DISTANCE OF 307.24 FEET), TO A POINT OF REVERSE CURVATURE OF A 40.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 00°26'54" EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 15.06 FEET, THROUGH A CENTRAL ANGLE OF 21°34'37", (THE CHORD OF SAID CURVE BEARS SOUTH 79°39'35" EAST A DISTANCE OF 14.97 FEET), TO A POINT OF TANGENCY; THENCE SOUTH 68°52'16" EAST A DISTANCE OF 191.08 FEET, TO A POINT OF CURVATURE OF A 110.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 21°07'44" EAST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 50.58 FEET, THROUGH A CENTRAL ANGLE OF 26°20'47", (THE CHORD OF SAID CURVE BEARS SOUTH 82°02'40" EAST A DISTANCE OF 50.14 FEET), TO A POINT OF TANGENCY; THENCE NORTH 84°46'56" EAST A DISTANCE OF 230.31 FEET TO A POINT ON THE EAST BOUNDARY LINE OF SECTION 2; THENCE SOUTH 00°08'45" EAST, ALONG THE EAST BOUNDARY LINE OF SECTION 2, A DISTANCE OF 189.46 FEET TO THE POINT OF BEGINNING.

PARCEL 5: TOGETHER WITH A 70' WIDE ACCESS AND UTILITY EASEMENT FOR THE BENEFIT OF PARCEL 4:

A 70 FOOT WIDE ACCESS AND UTILITY EASEMENT LOCATED IN THE SOUTH ½ OF SECTION 2 AND THE NORTH ½ OF SECTION 11, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, THE SIDELINES OF SAID EASEMENT BEING 35 FEET

EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCING AT THE SOUTH $\frac{1}{4}$ CORNER OF SECTION 2 BEING MARKED BY A BANNOCK COUNTY BRASS CAP MONUMENT, SEE CORNER PERPETUATION INSTRUMENT NO. 98020696; THENCE SOUTH $00^{\circ}06'22''$ WEST, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG THE MERIDIONAL CENTER LINE OF SECTION 11, A DISTANCE OF 41.00 FEET TO THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD; THENCE NORTH $88^{\circ}37'16''$ EAST, ALONG THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD, A DISTANCE OF 398.45 FEET TO THE POINT OF BEGINNING:

THENCE NORTH $00^{\circ}43'54''$ WEST A DISTANCE OF 491.60 FEET; THENCE NORTH $35^{\circ}23'11''$ EAST A DISTANCE OF 162.01 FEET TO POINT OF CURVATURE OF A 100.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH $54^{\circ}36'49''$ EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 84.37 FEET, THROUGH A CENTRAL ANGLE OF $48^{\circ}20'24''$, (THE CHORD OF SAID CURVE BEARS NORTH $59^{\circ}33'23''$ EAST A DISTANCE OF 81.89 FEET), TO A POINT OF TANGENCY; THENCE NORTH $83^{\circ}43'35''$ EAST A DISTANCE OF 70.17 FEET TO A POINT OF CURVATURE OF A 50.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH $06^{\circ}16'25''$ WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 48.27 FEET, THROUGH A CENTRAL ANGLE OF $55^{\circ}19'03''$, (THE CHORD OF SAID CURVE BEARS NORTH $56^{\circ}04'04''$ EAST A DISTANCE OF 46.42 FEET), TO A POINT OF TANGENCY; THENCE NORTH $28^{\circ}24'32''$ EAST A DISTANCE OF 165.44 FEET TO A POINT OF CURVATURE OF A 250.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH $61^{\circ}35'28''$ WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 98.48 FEET, THROUGH A CENTRAL ANGLE OF $22^{\circ}34'13''$, (THE CHORD OF SAID CURVE BEARS NORTH $17^{\circ}07'26''$ EAST A DISTANCE OF 97.85 FEET), TO A POINT OF TANGENCY; THENCE NORTH $05^{\circ}50'19''$ EAST A DISTANCE OF 90.98 FEET TO A POINT OF CURVATURE OF A 75.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH $84^{\circ}09'41''$ EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 136.55 FEET, THROUGH A CENTRAL ANGLE OF $104^{\circ}19'04''$, (THE CHORD OF SAID CURVE BEARS NORTH $57^{\circ}59'51''$ EAST A DISTANCE OF 118.46 FEET), TO A POINT OF TANGENCY; THENCE SOUTH $69^{\circ}50'37''$ EAST A DISTANCE OF 719.76 FEET; THENCE SOUTH $54^{\circ}17'58''$ EAST A DISTANCE OF 319.55 FEET TO THE POINT OF TERMINUS.

PARCEL 6 (SHOWN AS PARCEL D ON SURVEY):

A PARCEL OF LAND LOCATED IN THE SOUTH $\frac{1}{2}$ OF SECTION 2 AND THE NORTH $\frac{1}{2}$ OF SECTION 11, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 2 BEING MONUMENTED BY A 2 INCH ALUMINUM CAP AFFIXED TO A REBAR STAMPED LS 5074, SEE CORNER PERPETUATION INSTRUMENT NO. 99001275; THENCE NORTH $00^{\circ}08'45''$ WEST, (BASIS OF

BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG THE EAST BOUNDARY LINE OF SECTION 2, A DISTANCE OF 189.46 FEET TO THE POINT OF BEGINNING;

THENCE SOUTH 84°46'56" WEST A DISTANCE OF 230.31 FEET TO A POINT OF CURVATURE OF A 110.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 05°13'04" WEST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 50.58 FEET, THROUGH A CENTRAL ANGLE OF 26°20'47", (THE CHORD OF SAID CURVE BEARS NORTH 82°02'40" WEST A DISTANCE OF 50.14 FEET), TO A POINT OF TANGENCY; THENCE NORTH 68°52'16" WEST A DISTANCE OF 191.08 FEET TO A POINT OF CURVATURE OF A 40.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 21°07'44" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 15.06 FEET, THROUGH A CENTRAL ANGLE OF 21°34'37", (THE CHORD OF SAID CURVE BEARS NORTH 79°39'35" WEST A DISTANCE OF 14.97 FEET), TO A POINT OF REVERSE CURVATURE OF A 285.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 00°26'54" WEST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 324.48 FEET, THROUGH A CENTRAL ANGLE OF 65°13'57", (THE CHORD OF SAID CURVE BEARS NORTH 57°49'55" WEST A DISTANCE OF 307.24 FEET), TO A POINT OF TANGENCY; THENCE NORTH 25°12'57" WEST A DISTANCE OF 118.99 FEET TO A POINT OF CURVATURE OF A 165.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 64°47'03" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 83.76 FEET, THROUGH A CENTRAL ANGLE OF 29°05'02", (THE CHORD OF SAID CURVE BEARS NORTH 39°45'28" WEST A DISTANCE OF 82.86 FEET), TO A POINT OF TANGENCY; THENCE NORTH 54°17'58" WEST A DISTANCE OF 314.77 FEET; THENCE NORTH 69°50'37" WEST A DISTANCE OF 263.00 FEET; THENCE SOUTH 54°08'37" WEST A DISTANCE OF 304.12 FEET; THENCE SOUTH 00°19'17" EAST A DISTANCE OF 225.00 FEET TO A POINT ON THE NORTH BOUNDARY LINE OF A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 20900057; THENCE SOUTH 89°40'43" WEST, ALONG THE NORTH BOUNDARY LINE OF SAID PARCEL OF LAND AND A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 21611537, A DISTANCE OF 621.99 FEET, TO THE NORTHWEST CORNER OF SAID PARCEL OF LAND; THENCE SOUTH 00°43'54" EAST, ALONG THE WEST BOUNDARY LINE OF SAID PARCEL OF LAND, A DISTANCE OF 495.00 FEET, TO A POINT IN THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD; THENCE SOUTH 88°37'16" WEST, ALONG THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD, A DISTANCE OF 70.01 FEET; THENCE NORTH 00°43'54" WEST A DISTANCE OF 492.00 FEET; THENCE SOUTH 89°40'43" WEST A DISTANCE OF 357.73 FEET, TO A POINT ON THE MERIDIONAL CENTER LINE OF SECTION 2; THENCE NORTH 00°05'33" WEST, ALONG THE MERIDIONAL CENTER LINE OF SECTION 2, A DISTANCE OF 471.81 FEET TO A POINT IN THE CENTER OF CUTLER CREEK; THENCE ALONG THE CENTER LINE OF CUTLER CREEK FOR THE NEXT NINE (9) COURSES, SAID CENTER LINE BEING THE PROPERTY LINE MORE PARTICULARLY DESCRIBED AS FOLLOWS:
1. NORTH 76°29'59" WEST A DISTANCE OF 136.16 FEET; 2. NORTH 66°25'37" WEST A DISTANCE OF 64.79 FEET; 3. NORTH 78°05'21" WEST A DISTANCE OF 95.78 FEET; 4. NORTH 78°12'58" WEST A DISTANCE OF 68.04 FEET; 5. SOUTH 77°53'12" WEST A DISTANCE OF 55.69 FEET; 6. SOUTH 63°21'34" WEST A DISTANCE OF 50.53 FEET; 7. NORTH 63°59'55"

WEST A DISTANCE OF 184.95 FEET; 8. NORTH 66°51'14" WEST A DISTANCE OF 98.95 FEET; 9. NORTH 26°00'59" WEST A DISTANCE OF 78.80 FEET, TO A POINT ON THE EASTERLY RIGHT OF WAY LINE OF FEDERAL AID PROJECT NO. 15, BEING A POINT OF NON-TANGENT CURVATURE OF A 2247.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 88°05'41" EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION, ALONG THE EASTERLY RIGHT OF WAY LINE, FOR AN ARC LENGTH OF 195.64 FEET, THROUGH A CENTRAL ANGLE OF 04°59'19", (THE CHORD OF SAID CURVE BEARS NORTH 04°23'59" EAST A DISTANCE OF 195.57 FEET), TO A POINT OF NON-TANGENCY, ALSO BEING A POINT ON THE SOUTH 1/16 LINE OF SECTION 2; THENCE SOUTH 88°25'05" EAST, ALONG THE SOUTH 1/16 LINE OF SECTION 2, A DISTANCE OF 728.09 FEET TO THE CENTER-SOUTH 1/16 CORNER OF SECTION 2; THENCE NORTH 00°22'24" WEST, ALONG THE MERIDIONAL CENTER LINE OF SECTION 2, A DISTANCE OF 1287.71 FEET; THENCE NORTH 89°19'25" EAST A DISTANCE OF 14.91 FEET TO THE NORTHWEST CORNER OF A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 772711; THENCE ALONG THE BOUNDARY LINE OF SAID PARCEL OF LAND FOR THE NEXT SIX (6) COURSES:

1. SOUTH 00°15'27" EAST A DISTANCE OF 776.30 FEET; 2. NORTH 72°25'43" EAST A DISTANCE OF 417.37 FEET; 3. NORTH 72°24'34" EAST A DISTANCE OF 333.61 FEET; 7. NORTH 06°04'12" EAST A DISTANCE OF 301.51 FEET; 5. NORTH 24°44'56" EAST A DISTANCE OF 286.23 FEET; 6. SOUTH 89°19'25" WEST A DISTANCE OF 534.64 FEET; THENCE NORTH 00°46'02" EAST A DISTANCE OF 54.92 FEET TO A POINT ON THE LATITUDINAL CENTER LINE OF SECTION 2; THENCE SOUTH 89°04'46" EAST, ALONG THE LATITUDINAL CENTER LINE OF SECTION 2, A DISTANCE 2284.84 FEET TO THE EAST ¼ CORNER OF SECTION 2; THENCE SOUTH 00°08'45" EAST, ALONG THE EAST BOUNDARY LINE OF SECTION 2, A DISTANCE OF 2458.04 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM PARCEL 2 (SHOWN AS PARCEL A ON SURVEY):

A PARCEL OF LAND LOCATED IN THE SOUTHEAST ¼ OF SECTION 2, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 2 BEING MARKED BY A 2 INCH ALUMINUM CAP AFFIXED TO REBAR STAMPED LS 5074, SEE CORNER PERPETUATION INSTRUMENT NO. 99001275; THENCE NORTH 00°08'45" WEST, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG THE EAST BOUNDARY LINE OF SECTION 2, A DISTANCE OF 234.46 FEET; THENCE NORTH 87°38'18" WEST A DISTANCE OF 265.97 FEET TO THE POINT OF BEGINNING;

THENCE NORTH 68°52'16" WEST A DISTANCE OF 178.12 FEET TO A POINT OF CURVATURE OF A 110.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 21°07'44" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 41.42 FEET, THROUGH A CENTRAL ANGLE OF 21°34'37", (THE CHORD OF SAID CURVE BEARS NORTH 79°39'35" WEST A DISTANCE OF 41.18 FEET), TO A POINT OF REVERSE CURVATURE OF A 215.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 00°26'54" WEST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH

OF 244.78 FEET, THROUGH A CENTRAL ANGLE OF 65°13'57", (THE CHORD OF SAID CURVE BEARS NORTH 57°49'55" WEST A DISTANCE OF 231.77 FEET), TO A POINT OF TANGENCY; THENCE NORTH 25°12'57" WEST A DISTANCE OF 118.99 FEET, TO A POINT OF CURVATURE OF A 235.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 64°47'03" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 119.29 FEET, THROUGH A CENTRAL ANGLE OF 29°05'02", (THE CHORD OF SAID CURVE BEARS NORTH 39°45'28" WEST A DISTANCE OF 118.01 FEET), TO A POINT OF TANGENCY; THENCE NORTH 54°17'57" WEST A DISTANCE OF 309.67 FEET; THENCE NORTH 25°09'16" EAST A DISTANCE OF 91.33 FEET; THENCE NORTH 00°08'45" WEST A DISTANCE OF 350.00 FEET; THENCE NORTH 89°40'43" EAST A DISTANCE OF 740.00 FEET; THENCE SOUTH 00°08'45" EAST A DISTANCE OF 1010.89 FEET TO THE POINT OF BEGINNING.

SUBJECT TO A 70' WIDE ACCESS AND UTILITY EASEMENT DESCRIBED AS FOLLOWS:

A 70 FOOT WIDE ACCESS AND UTILITY EASEMENT LOCATED IN THE SOUTH ½ OF SECTION 2 AND THE NORTH ½ OF SECTION 11, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, THE SIDELINES OF SAID EASEMENT BEING 35 FEET EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCING AT THE SOUTH ¼ CORNER OF SECTION 2 BEING MARKED BY A BANNOCK COUNTY BRASS CAP MONUMENT, SEE CORNER PERPETUATION INSTRUMENT NO. 98020696; THENCE SOUTH 00°06'22" WEST, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG THE MERIDIONAL CENTER LINE OF SECTION 11, A DISTANCE OF 41.00 FEET TO THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD; THENCE NORTH 88°37'16" EAST, ALONG THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD, A DISTANCE OF 398.45 FEET TO THE POINT OF BEGINNING:

THENCE NORTH 00°43'54" WEST A DISTANCE OF 491.60 FEET; THENCE NORTH 35°23'11" EAST A DISTANCE OF 162.01 FEET TO POINT OF CURVATURE OF A 100.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 54°36'49" EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 84.37 FEET, THROUGH A CENTRAL ANGLE OF 48°20'24", (THE CHORD OF SAID CURVE BEARS NORTH 59°33'23" EAST A DISTANCE OF 81.89 FEET), TO A POINT OF TANGENCY; THENCE NORTH 83°43'35" EAST A DISTANCE OF 70.17 FEET TO A POINT OF CURVATURE OF A 50.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 06°16'25" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 48.27 FEET, THROUGH A CENTRAL ANGLE OF 55°19'03", (THE CHORD OF SAID CURVE BEARS NORTH 56°04'04" EAST A DISTANCE OF 46.42 FEET), TO A POINT OF TANGENCY; THENCE NORTH 28°24'32" EAST A DISTANCE OF 165.44 FEET TO A POINT OF CURVATURE OF A 250.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 61°35'28" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 98.48 FEET, THROUGH A CENTRAL ANGLE OF 22°34'13", (THE CHORD OF SAID CURVE BEARS NORTH 17°07'26" EAST A DISTANCE OF 97.85 FEET), TO A POINT OF TANGENCY; THENCE NORTH 05°50'19" EAST A

DISTANCE OF 90.98 FEET TO A POINT OF CURVATURE OF A 75.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 84°09'41" EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 136.55 FEET, THROUGH A CENTRAL ANGLE OF 104°19'04", (THE CHORD OF SAID CURVE BEARS NORTH 57°59'51" EAST A DISTANCE OF 118.46 FEET), TO A POINT OF TANGENCY; THENCE SOUTH 69°50'37" EAST A DISTANCE OF 719.76 FEET; THENCE SOUTH 54°17'58" EAST A DISTANCE OF 319.55 FEET TO THE POINT OF TERMINUS.

PARCEL 7:

A PARCEL OF LAND LOCATED IN THE NORTHWEST ¼ OF THE NORTHEAST ¼ OF SECTION 11, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH ¼ CORNER OF SECTION 11 BEING MARKED BY A BANNOCK COUNTY BRASS CAP, SEE CORNER PERPETUATION INSTRUMENT NO. 98020696; THENCE NORTH 89°40'43" EAST, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG THE NORTH BOUNDARY LINE OF SECTION 11, A DISTANCE OF 99.00 FEET TO THE NORTHEAST CORNER OF A PARCEL OF LAND DESCRIBED IN INSTRUMENT NO. 21312609, BEING THE POINT OF BEGINNING:

THENCE CONTINUING NORTH 89°40'43" EAST, ALONG THE NORTH BOUNDARY LINE OF SECTION 11, A DISTANCE OF 333.84 FEET TO A POINT ON THE WEST BOUNDARY LINE OF A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 21611537; THENCE SOUTH 00°43'54" EAST, ALONG THE WEST BOUNDARY LINE OF SAID PARCEL OF LAND, A DISTANCE OF 33.00 FEET TO THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD; THENCE SOUTH 88°37'16" WEST, ALONG THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD, A DISTANCE OF 334.43 FEET TO A POINT ON THE EAST BOUNDARY LINE OF A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 21312609; THENCE NORTH 00°06'22" EAST, ALONG THE EAST BOUNDARY LINE OF SAID PARCEL OF LAND, A DISTANCE OF 39.17 FEET TO THE POINT OF BEGINNING.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Instrument # 22120487
Bannock County, Pocatello, Idaho
09/10/2021 02:43:55 PM No. of Pages: 11
Recorded for: FIRST AMERICAN TITLE - POCATELLO
Jason C. Dixon Fee: \$15.00
Deputy jmcDonald
Electronically Recorded

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **979552-P (sw)**

Date: **September 07, 2021**

For Value Received, **Gilbert Rock Creek, LLC**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **The Scott D. Hansen and Vernessa T. Hansen Revocable Family Trust Agreement dated June 27, 2019, Scott D. Hansen and Vernessa T. Hansen as Trustees**, hereinafter called the Grantee, whose current address is **806 So. 3600 W. , Ogden, UT 84404**, the following described premises, situated in **Bannock County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Gilbert Rock Creek, LLC

By: [Signature]
Name: Shyanne Morris
Title: Managing Member

By: [Signature]
Name: Lacey Garfield
Title: Managing Member

By: [Signature]
Name: Rachelle Gilbert
Title: Managing Member

By: [Signature]
Name: Landon Gilbert
Title: Managing Member

STATE OF Idaho)
COUNTY OF Bannock)
SS.

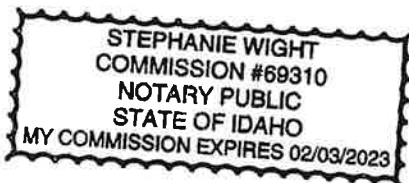
On this ^{9th} ~~Tenth~~ day of September, 2021, before me, a Notary Public in and for said State, personally appeared **Shyanne Morris**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **Gilbert Rock Creek, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that she executed the same in said Limited Liability Company's name.



[Signature]
Notary Public of Idaho
Residing at: Pocatello
Commission Expires: 2-3-2023

STATE OF Idaho)
COUNTY OF Bannock)
SS.

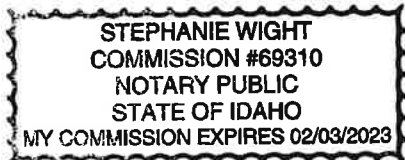
On this ^{9th} ~~Tenth~~ day of September, 2021, before me, a Notary Public in and for said State, personally appeared **Lacey Garfield**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **Gilbert Rock Creek, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that she executed the same in said Limited Liability Company's name.



[Signature]
Notary Public of Idaho
Residing at: Pocatello
Commission Expires: 2-3-2023

STATE OF Idaho)
) ss.
 COUNTY OF Bannock)

On this ^{9th} ~~Tenth~~ day of September, 2021, before me, a Notary Public in and for said State, personally appeared **Rachelle Gilbert**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **Gilbert Rock Creek, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that she executed the same in said Limited Liability Company's name.



Stephanie Wight
 Notary Public of Idaho
 Residing at: Pocatello
 Commission Expires: 2-3-2023

STATE OF Idaho)
) ss.
 COUNTY OF Bannock)

On this ^{9th} ~~Tenth~~ day of September, 2021, before me, a Notary Public in and for said State, personally appeared **Landon Gilbert**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **Gilbert Rock Creek, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.



Stephanie Wight
 Notary Public of Idaho
 Residing at: Pocatello
 Commission Expires: 2-3-2023

Date: September 10, 2021

File No.: 979552-P (sw)

EXHIBIT 'A'

LEGAL DESCRIPTION:

PARCEL 1:

**TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO.
SECTION 1: SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$**

PARCEL 2 (SHOWN AS PARCEL A ON SURVEY):

**A PARCEL OF LAND LOCATED IN THE SOUTHEAST $\frac{1}{4}$ OF SECTION 2, TOWNSHIP 8 SOUTH,
RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:**

**COMMENCING AT THE SOUTHEAST CORNER OF SECTION 2 BEING MARKED BY A 2 INCH
ALUMINUM CAP AFFIXED TO REBAR STAMPED LS 5074, SEE CORNER PERPETUATION
INSTRUMENT NO. 99001275; THENCE NORTH 00°08'45" WEST, (BASIS OF BEARING PER
CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG
THE EAST BOUNDARY LINE OF SECTION 2, A DISTANCE OF 234.46 FEET; THENCE NORTH
87°38'18" WEST A DISTANCE OF 265.97 FEET TO THE POINT OF BEGINNING;**

**THENCE NORTH 68°52'16" WEST A DISTANCE OF 178.12 FEET TO A POINT OF CURVATURE
OF A 110.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 21°07'44" WEST; THENCE
FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF
41.42 FEET, THROUGH A CENTRAL ANGLE OF 21°34'37", (THE CHORD OF SAID CURVE
BEARS NORTH 79°39'35" WEST A DISTANCE OF 41.18 FEET), TO A POINT OF REVERSE
CURVATURE OF A 215.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 00°26'54"
WEST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH
OF 244.78 FEET, THROUGH A CENTRAL ANGLE OF 65°13'57", (THE CHORD OF SAID CURVE
BEARS NORTH 57°49'55" WEST A DISTANCE OF 231.77 FEET), TO A POINT OF TANGENCY;
THENCE NORTH 25°12'57" WEST A DISTANCE OF 118.99 FEET, TO A POINT OF CURVATURE
OF A 235.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 64°47'03" WEST; THENCE
FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF
119.29 FEET, THROUGH A CENTRAL ANGLE OF 29°05'02", (THE CHORD OF SAID CURVE
BEARS NORTH 39°45'28" WEST A DISTANCE OF 118.01 FEET), TO A POINT OF TANGENCY;
THENCE NORTH 54°17'57" WEST A DISTANCE OF 309.67 FEET; THENCE NORTH 25°09'16"
EAST A DISTANCE OF 91.33 FEET; THENCE NORTH 00°08'45" WEST A DISTANCE OF 350.00
FEET; THENCE NORTH 89°40'43" EAST A DISTANCE OF 740.00 FEET; THENCE SOUTH
00°08'45" EAST A DISTANCE OF 1010.89 FEET TO THE POINT OF BEGINNING.**

PARCEL 3: TOGETHER WITH A 70' WIDE ACCESS AND UTILITY EASMENT FOR THE BENEFIT OF PARCEL 2:

A 70 FOOT WIDE ACCESS AND UTILITY EASEMENT LOCATED IN THE SOUTH ½ OF SECTION 2 AND THE NORTH ½ OF SECTION 11, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, THE SIDELINES OF SAID EASEMENT BEING 35 FEET EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCING AT THE SOUTH ¼ CORNER OF SECTION 2 BEING MARKED BY A BANNOCK COUNTY BRASS CAP MONUMENT, SEE CORNER PERPETUATION INSTRUMENT NO. 98020696; THENCE SOUTH 00°06'22" WEST, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG THE MERIDIONAL CENTER LINE OF SECTION 11, A DISTANCE OF 41.00 FEET TO THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD; THENCE NORTH 88°37'16" EAST, ALONG THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD, A DISTANCE OF 398.45 FEET TO THE POINT OF BEGINNING:

THENCE NORTH 00°43'54" WEST A DISTANCE OF 491.60 FEET; THENCE NORTH 35°23'11" EAST A DISTANCE OF 162.01 FEET TO POINT OF CURVATURE OF A 100.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 54°36'49" EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 84.37 FEET, THROUGH A CENTRAL ANGLE OF 48°20'24", (THE CHORD OF SAID CURVE BEARS NORTH 59°33'23" EAST A DISTANCE OF 81.89 FEET), TO A POINT OF TANGENCY; THENCE NORTH 83°43'35" EAST A DISTANCE OF 70.17 FEET TO A POINT OF CURVATURE OF A 50.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 06°16'25" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 48.27 FEET, THROUGH A CENTRAL ANGLE OF 55°19'03", (THE CHORD OF SAID CURVE BEARS NORTH 56°04'04" EAST A DISTANCE OF 46.42 FEET), TO A POINT OF TANGENCY; THENCE NORTH 28°24'32" EAST A DISTANCE OF 165.44 FEET TO A POINT OF CURVATURE OF A 250.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 61°35'28" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 98.48 FEET, THROUGH A CENTRAL ANGLE OF 22°34'13", (THE CHORD OF SAID CURVE BEARS NORTH 17°07'26" EAST A DISTANCE OF 97.85 FEET), TO A POINT OF TANGENCY; THENCE NORTH 05°50'19" EAST A DISTANCE OF 90.98 FEET TO A POINT OF CURVATURE OF A 75.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 84°09'41" EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 136.55 FEET, THROUGH A CENTRAL ANGLE OF 104°19'04", (THE CHORD OF SAID CURVE BEARS NORTH 57°59'51" EAST A DISTANCE OF 118.46 FEET), TO A POINT OF TANGENCY; THENCE SOUTH 69°50'37" EAST A DISTANCE OF 719.76 FEET; THENCE SOUTH 54°17'58" EAST A DISTANCE OF 319.55 FEET TO THE POINT OF TERMINUS.

PARCEL 4 (SHOWN AS PARCEL B ON SURVEY):

A PARCEL OF LAND LOCATED IN THE SOUTHEAST ¼ OF SECTION 2, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SECTION 2 BEING MARKED BY A 2 INCH ALUMINUM CAP AFFIXED TO REBAR STAMPED LS 5074, SEE CORNER PERPETUATION INSTRUMENT NO. 99001275; THENCE SOUTH 89°40'43" WEST, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG THE SOUTH BOUNDARY LINE OF SECTION 2, A DISTANCE OF 1316.45 FEET TO THE EAST 1/16 CORNER ON THE SOUTH LINE OF SECTION 2, ALSO BEING THE SOUTHEAST CORNER OF A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 20900057; THENCE NORTH 00°11'17" WEST, ALONG THE EAST BOUNDARY LINE OF SAID PARCEL OF LAND, A DISTANCE OF 461.99 FEET, TO THE NORTHEAST CORNER OF SAID PARCEL; THENCE SOUTH 89°40'43" WEST, ALONG THE NORTH BOUNDARY LINE OF SAID PARCEL OF LAND, A DISTANCE OF 266.00 FEET; THENCE NORTH 00°19'17" WEST A DISTANCE OF 225.00 FEET; THENCE NORTH 54°08'37" EAST A DISTANCE OF 304.12 FEET; THENCE SOUTH 69°50'37" EAST A DISTANCE OF 263.00 FEET; THENCE SOUTH 54°17'58" EAST A DISTANCE OF 314.77 FEET TO A POINT OF CURVATURE OF A 165.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 35°42'02" WEST; THENCE FOLLOWING SAID CURVE IN CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 83.76 FEET, THROUGH A CENTRAL ANGLE OF 29°05'02", (THE CHORD OF SAID CURVE BEARS SOUTH 39°45'28" EAST A DISTANCE OF 82.86" FEET), TO A POINT OF TANGENCY; THENCE SOUTH 25°12'57" EAST A DISTANCE OF 118.99 FEET TO A POINT OF CURVATURE OF A 285.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 64°47'03" EAST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 324.48 FEET, THROUGH A CENTRAL ANGLE OF 65°13'57", (THE CHORD OF SAID CURVE BEARS SOUTH 57°49'55" EAST A DISTANCE OF 307.24 FEET), TO A POINT OF REVERSE CURVATURE OF A 40.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 00°26'54" EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 15.06 FEET, THROUGH A CENTRAL ANGLE OF 21°34'37", (THE CHORD OF SAID CURVE BEARS SOUTH 79°39'35" EAST A DISTANCE OF 14.97 FEET), TO A POINT OF TANGENCY; THENCE SOUTH 68°52'16" EAST A DISTANCE OF 191.08 FEET, TO A POINT OF CURVATURE OF A 110.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 21°07'44" EAST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 50.58 FEET, THROUGH A CENTRAL ANGLE OF 26°20'47", (THE CHORD OF SAID CURVE BEARS SOUTH 82°02'40" EAST A DISTANCE OF 50.14 FEET), TO A POINT OF TANGENCY; THENCE NORTH 84°46'56" EAST A DISTANCE OF 230.31 FEET TO A POINT ON THE EAST BOUNDARY LINE OF SECTION 2; THENCE SOUTH 00°08'45" EAST, ALONG THE EAST BOUNDARY LINE OF SECTION 2, A DISTANCE OF 189.46 FEET TO THE POINT OF BEGINNING.

PARCEL 5: TOGETHER WITH A 70' WIDE ACCESS AND UTILITY EASMENT FOR THE BENEFIT OF PARCEL 4:

A 70 FOOT WIDE ACCESS AND UTILITY EASEMENT LOCATED IN THE SOUTH ½ OF SECTION 2 AND THE NORTH ½ OF SECTION 11, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, THE SIDELINES OF SAID EASEMENT BEING 35 FEET

EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCING AT THE SOUTH ¼ CORNER OF SECTION 2 BEING MARKED BY A BANNOCK COUNTY BRASS CAP MONUMENT, SEE CORNER PERPETUATION INSTRUMENT NO. 98020696; THENCE SOUTH 00°06'22" WEST, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG THE MERIDIONAL CENTER LINE OF SECTION 11, A DISTANCE OF 41.00 FEET TO THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD; THENCE NORTH 88°37'16" EAST, ALONG THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD, A DISTANCE OF 398.45 FEET TO THE POINT OF BEGINNING:

THENCE NORTH 00°43'54" WEST A DISTANCE OF 491.60 FEET; THENCE NORTH 35°23'11" EAST A DISTANCE OF 162.01 FEET TO POINT OF CURVATURE OF A 100.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 54°36'49" EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 84.37 FEET, THROUGH A CENTRAL ANGLE OF 48°20'24", (THE CHORD OF SAID CURVE BEARS NORTH 59°33'23" EAST A DISTANCE OF 81.89 FEET), TO A POINT OF TANGENCY; THENCE NORTH 83°43'35" EAST A DISTANCE OF 70.17 FEET TO A POINT OF CURVATURE OF A 50.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 06°16'25" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 48.27 FEET, THROUGH A CENTRAL ANGLE OF 55°19'03", (THE CHORD OF SAID CURVE BEARS NORTH 56°04'04" EAST A DISTANCE OF 46.42 FEET), TO A POINT OF TANGENCY; THENCE NORTH 28°24'32" EAST A DISTANCE OF 165.44 FEET TO A POINT OF CURVATURE OF A 250.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 61°35'28" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 98.48 FEET, THROUGH A CENTRAL ANGLE OF 22°34'13", (THE CHORD OF SAID CURVE BEARS NORTH 17°07'26" EAST A DISTANCE OF 97.85 FEET), TO A POINT OF TANGENCY; THENCE NORTH 05°50'19" EAST A DISTANCE OF 90.98 FEET TO A POINT OF CURVATURE OF A 75.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 84°09'41" EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 136.55 FEET, THROUGH A CENTRAL ANGLE OF 104°19'04", (THE CHORD OF SAID CURVE BEARS NORTH 57°59'51" EAST A DISTANCE OF 118.46 FEET), TO A POINT OF TANGENCY; THENCE SOUTH 69°50'37" EAST A DISTANCE OF 719.76 FEET; THENCE SOUTH 54°17'58" EAST A DISTANCE OF 319.55 FEET TO THE POINT OF TERMINUS.

PARCEL 6 (SHOWN AS PARCEL D ON SURVEY):

A PARCEL OF LAND LOCATED IN THE SOUTH ½ OF SECTION 2 AND THE NORTH ½ OF SECTION 11, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 2 BEING MONUMENTED BY A 2 INCH ALUMINUM CAP AFFIXED TO A REBAR STAMPED LS 5074, SEE CORNER PERPETUATION INSTRUMENT NO. 99001275; THENCE NORTH 00°08'45" WEST, (BASIS OF

BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG THE EAST BOUNDARY LINE OF SECTION 2, A DISTANCE OF 189.46 FEET TO THE POINT OF BEGINNING;

THENCE SOUTH $84^{\circ}46'56''$ WEST A DISTANCE OF 230.31 FEET TO A POINT OF CURVATURE OF A 110.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH $05^{\circ}13'04''$ WEST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 50.58 FEET, THROUGH A CENTRAL ANGLE OF $26^{\circ}20'47''$, (THE CHORD OF SAID CURVE BEARS NORTH $82^{\circ}02'40''$ WEST A DISTANCE OF 50.14 FEET), TO A POINT OF TANGENCY; THENCE NORTH $68^{\circ}52'16''$ WEST A DISTANCE OF 191.08 FEET TO A POINT OF CURVATURE OF A 40.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH $21^{\circ}07'44''$ WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 15.06 FEET, THROUGH A CENTRAL ANGLE OF $21^{\circ}34'37''$, (THE CHORD OF SAID CURVE BEARS NORTH $79^{\circ}39'35''$ WEST A DISTANCE OF 14.97 FEET), TO A POINT OF REVERSE CURVATURE OF A 285.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH $00^{\circ}26'54''$ WEST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 324.48 FEET, THROUGH A CENTRAL ANGLE OF $65^{\circ}13'57''$, (THE CHORD OF SAID CURVE BEARS NORTH $57^{\circ}49'55''$ WEST A DISTANCE OF 307.24 FEET), TO A POINT OF TANGENCY; THENCE NORTH $25^{\circ}12'57''$ WEST A DISTANCE OF 118.99 FEET TO A POINT OF CURVATURE OF A 165.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH $64^{\circ}47'03''$ WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 83.76 FEET, THROUGH A CENTRAL ANGLE OF $29^{\circ}05'02''$, (THE CHORD OF SAID CURVE BEARS NORTH $39^{\circ}45'28''$ WEST A DISTANCE OF 82.86 FEET), TO A POINT OF TANGENCY; THENCE NORTH $54^{\circ}17'58''$ WEST A DISTANCE OF 314.77 FEET; THENCE NORTH $69^{\circ}50'37''$ WEST A DISTANCE OF 263.00 FEET; THENCE SOUTH $54^{\circ}08'37''$ WEST A DISTANCE OF 304.12 FEET; THENCE SOUTH $00^{\circ}19'17''$ EAST A DISTANCE OF 225.00 FEET TO A POINT ON THE NORTH BOUNDARY LINE OF A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 20900057; THENCE SOUTH $89^{\circ}40'43''$ WEST, ALONG THE NORTH BOUNDARY LINE OF SAID PARCEL OF LAND AND A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 21611537, A DISTANCE OF 621.99 FEET, TO THE NORTHWEST CORNER OF SAID PARCEL OF LAND; THENCE SOUTH $00^{\circ}43'54''$ EAST, ALONG THE WEST BOUNDARY LINE OF SAID PARCEL OF LAND, A DISTANCE OF 495.00 FEET, TO A POINT IN THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD; THENCE SOUTH $88^{\circ}37'16''$ WEST, ALONG THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD, A DISTANCE OF 70.01 FEET; THENCE NORTH $00^{\circ}43'54''$ WEST A DISTANCE OF 492.00 FEET; THENCE SOUTH $89^{\circ}40'43''$ WEST A DISTANCE OF 357.73 FEET, TO A POINT ON THE MERIDIONAL CENTER LINE OF SECTION 2; THENCE NORTH $00^{\circ}05'33''$ WEST, ALONG THE MERIDIONAL CENTER LINE OF SECTION 2, A DISTANCE OF 471.81 FEET TO A POINT IN THE CENTER OF CUTLER CREEK; THENCE ALONG THE CENTER LINE OF CUTLER CREEK FOR THE NEXT NINE (9) COURSES, SAID CENTER LINE BEING THE PROPERTY LINE MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 1. NORTH $76^{\circ}29'59''$ WEST A DISTANCE OF 136.16 FEET; 2. NORTH $66^{\circ}25'37''$ WEST A DISTANCE OF 64.79 FEET; 3. NORTH $78^{\circ}05'21''$ WEST A DISTANCE OF 95.78 FEET; 4. NORTH $78^{\circ}12'58''$ WEST A DISTANCE OF 68.04 FEET; 5. SOUTH $77^{\circ}53'12''$ WEST A DISTANCE OF 55.69 FEET; 6. SOUTH $63^{\circ}21'34''$ WEST A DISTANCE OF 50.53 FEET; 7. NORTH $63^{\circ}59'55''$

WEST A DISTANCE OF 184.95 FEET; 8. NORTH 66°51'14" WEST A DISTANCE OF 98.95 FEET; 9. NORTH 26°00'59" WEST A DISTANCE OF 78.80 FEET, TO A POINT ON THE EASTERLY RIGHT OF WAY LINE OF FEDERAL AID PROJECT NO. 15, BEING A POINT OF NON-TANGENT CURVATURE OF A 2247.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 88°05'41" EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION, ALONG THE EASTERLY RIGHT OF WAY LINE, FOR AN ARC LENGTH OF 195.64 FEET, THROUGH A CENTRAL ANGLE OF 04°59'19", (THE CHORD OF SAID CURVE BEARS NORTH 04°23'59" EAST A DISTANCE OF 195.57 FEET), TO A POINT OF NON-TANGENCY, ALSO BEING A POINT ON THE SOUTH 1/16 LINE OF SECTION 2; THENCE SOUTH 88°25'05" EAST, ALONG THE SOUTH 1/16 LINE OF SECTION 2, A DISTANCE OF 728.09 FEET TO THE CENTER-SOUTH 1/16 CORNER OF SECTION 2; THENCE NORTH 00°22'24" WEST, ALONG THE MERIDIONAL CENTER LINE OF SECTION 2, A DISTANCE OF 1287.71 FEET; THENCE NORTH 89°19'25" EAST A DISTANCE OF 14.91 FEET TO THE NORTHWEST CORNER OF A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 772711; THENCE ALONG THE BOUNDARY LINE OF SAID PARCEL OF LAND FOR THE NEXT SIX (6) COURSES:

1. SOUTH 00°15'27" EAST A DISTANCE OF 776.30 FEET; 2. NORTH 72°25'43" EAST A DISTANCE OF 417.37 FEET; 3. NORTH 72°24'34" EAST A DISTANCE OF 333.61 FEET; 7. NORTH 06°04'12" EAST A DISTANCE OF 301.51 FEET; 5. NORTH 24°44'56" EAST A DISTANCE OF 286.23 FEET; 6. SOUTH 89°19'25" WEST A DISTANCE OF 534.64 FEET; THENCE NORTH 00°46'02" EAST A DISTANCE OF 54.92 FEET TO A POINT ON THE LATITUDINAL CENTER LINE OF SECTION 2; THENCE SOUTH 89°04'46" EAST, ALONG THE LATITUDINAL CENTER LINE OF SECTION 2, A DISTANCE 2284.84 FEET TO THE EAST ¼ CORNER OF SECTION 2; THENCE SOUTH 00°08'45" EAST, ALONG THE EAST BOUNDARY LINE OF SECTION 2, A DISTANCE OF 2458.04 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM PARCEL 2 (SHOWN AS PARCEL A ON SURVEY):

A PARCEL OF LAND LOCATED IN THE SOUTHEAST ¼ OF SECTION 2, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 2 BEING MARKED BY A 2 INCH ALUMINUM CAP AFFIXED TO REBAR STAMPED LS 5074, SEE CORNER PERPETUATION INSTRUMENT NO. 99001275; THENCE NORTH 00°08'45" WEST, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG THE EAST BOUNDARY LINE OF SECTION 2, A DISTANCE OF 234.46 FEET; THENCE NORTH 87°38'18" WEST A DISTANCE OF 265.97 FEET TO THE POINT OF BEGINNING;

THENCE NORTH 68°52'16" WEST A DISTANCE OF 178.12 FEET TO A POINT OF CURVATURE OF A 110.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 21°07'44" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 41.42 FEET, THROUGH A CENTRAL ANGLE OF 21°34'37", (THE CHORD OF SAID CURVE BEARS NORTH 79°39'35" WEST A DISTANCE OF 41.18 FEET), TO A POINT OF REVERSE CURVATURE OF A 215.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 00°26'54" WEST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH

OF 244.78 FEET, THROUGH A CENTRAL ANGLE OF 65°13'57", (THE CHORD OF SAID CURVE BEARS NORTH 57°49'55" WEST A DISTANCE OF 231.77 FEET), TO A POINT OF TANGENCY; THENCE NORTH 25°12'57" WEST A DISTANCE OF 118.99 FEET, TO A POINT OF CURVATURE OF A 235.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 64°47'03" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 119.29 FEET, THROUGH A CENTRAL ANGLE OF 29°05'02", (THE CHORD OF SAID CURVE BEARS NORTH 39°45'28" WEST A DISTANCE OF 118.01 FEET), TO A POINT OF TANGENCY; THENCE NORTH 54°17'57" WEST A DISTANCE OF 309.67 FEET; THENCE NORTH 25°09'16" EAST A DISTANCE OF 91.33 FEET; THENCE NORTH 00°08'45" WEST A DISTANCE OF 350.00 FEET; THENCE NORTH 89°40'43" EAST A DISTANCE OF 740.00 FEET; THENCE SOUTH 00°08'45" EAST A DISTANCE OF 1010.89 FEET TO THE POINT OF BEGINNING.

SUBJECT TO A 70' WIDE ACCESS AND UTILITY EASEMENT DESCRIBED AS FOLLOWS:

A 70 FOOT WIDE ACCESS AND UTILITY EASEMENT LOCATED IN THE SOUTH ½ OF SECTION 2 AND THE NORTH ½ OF SECTION 11, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, THE SIDELINES OF SAID EASEMENT BEING 35 FEET EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCING AT THE SOUTH ¼ CORNER OF SECTION 2 BEING MARKED BY A BANNOCK COUNTY BRASS CAP MONUMENT, SEE CORNER PERPETUATION INSTRUMENT NO. 98020696; THENCE SOUTH 00°06'22" WEST, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG THE MERIDIONAL CENTER LINE OF SECTION 11, A DISTANCE OF 41.00 FEET TO THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD; THENCE NORTH 88°37'16" EAST, ALONG THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD, A DISTANCE OF 398.45 FEET TO THE POINT OF BEGINNING:

THENCE NORTH 00°43'54" WEST A DISTANCE OF 491.60 FEET; THENCE NORTH 35°23'11" EAST A DISTANCE OF 162.01 FEET TO POINT OF CURVATURE OF A 100.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 54°36'49" EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 84.37 FEET, THROUGH A CENTRAL ANGLE OF 48°20'24", (THE CHORD OF SAID CURVE BEARS NORTH 59°33'23" EAST A DISTANCE OF 81.89 FEET), TO A POINT OF TANGENCY; THENCE NORTH 83°43'35" EAST A DISTANCE OF 70.17 FEET TO A POINT OF CURVATURE OF A 50.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 06°16'25" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 48.27 FEET, THROUGH A CENTRAL ANGLE OF 55°19'03", (THE CHORD OF SAID CURVE BEARS NORTH 56°04'04" EAST A DISTANCE OF 46.42 FEET), TO A POINT OF TANGENCY; THENCE NORTH 28°24'32" EAST A DISTANCE OF 165.44 FEET TO A POINT OF CURVATURE OF A 250.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 61°35'28" WEST; THENCE FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 98.48 FEET, THROUGH A CENTRAL ANGLE OF 22°34'13", (THE CHORD OF SAID CURVE BEARS NORTH 17°07'26" EAST A DISTANCE OF 97.85 FEET), TO A POINT OF TANGENCY; THENCE NORTH 05°50'19" EAST A

DISTANCE OF 90.98 FEET TO A POINT OF CURVATURE OF A 75.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 84°09'41" EAST; THENCE FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 136.55 FEET, THROUGH A CENTRAL ANGLE OF 104°19'04", (THE CHORD OF SAID CURVE BEARS NORTH 57°59'51" EAST A DISTANCE OF 118.46 FEET), TO A POINT OF TANGENCY; THENCE SOUTH 69°50'37" EAST A DISTANCE OF 719.76 FEET; THENCE SOUTH 54°17'58" EAST A DISTANCE OF 319.55 FEET TO THE POINT OF TERMINUS.

PARCEL 7:

A PARCEL OF LAND LOCATED IN THE NORTHWEST ¼ OF THE NORTHEAST ¼ OF SECTION 11, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH ¼ CORNER OF SECTION 11 BEING MARKED BY A BANNOCK COUNTY BRASS CAP, SEE CORNER PERPETUATION INSTRUMENT NO. 98020696; THENCE NORTH 89°40'43" EAST, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), ALONG THE NORTH BOUNDARY LINE OF SECTION 11, A DISTANCE OF 99.00 FEET TO THE NORTHEAST CORNER OF A PARCEL OF LAND DESCRIBED IN INSTRUMENT NO. 21312609, BEING THE POINT OF BEGINNING:

THENCE CONTINUING NORTH 89°40'43" EAST, ALONG THE NORTH BOUNDARY LINE OF SECTION 11, A DISTANCE OF 333.84 FEET TO A POINT ON THE WEST BOUNDARY LINE OF A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 21611537; THENCE SOUTH 00°43'54" EAST, ALONG THE WEST BOUNDARY LINE OF SAID PARCEL OF LAND, A DISTANCE OF 33.00 FEET TO THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD; THENCE SOUTH 88°37'16" WEST, ALONG THE APPROXIMATE CENTER LINE OF UPPER ROCK CREEK ROAD, A DISTANCE OF 334.43 FEET TO A POINT ON THE EAST BOUNDARY LINE OF A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 21312609; THENCE NORTH 00°06'22" EAST, ALONG THE EAST BOUNDARY LINE OF SAID PARCEL OF LAND, A DISTANCE OF 39.17 FEET TO THE POINT OF BEGINNING.

1-6

21312609

PERSONAL REPRESENTATIVE'S DEED

THIS DEED is made by Rachelle Gilbert Vernon as Personal Representative of the Estates of Todd H. Gilbert and Janine G. Gilbert, Deceased, Grantor, to Gilbert Rock Creek, LLC, Grantee, whose current address is P O Box 302, Inkom, ID 8324.

Grantor was duly appointed Successor Personal Representative of the Estate of Todd H. Gilbert, Deceased, by the DISTRICT COURT OF BANNOCK COUNTY, Idaho, in Probate Case No. CV-2009-5406-IE and is now qualified and acting in said capacity;

Grantor was duly appointed Personal Representative of the Estate of Janine G. Gilbert, Deceased, by the DISTRICT COURT OF BANNOCK COUNTY, Idaho, in Probate Case No. CV-2012-3186-IE and is now qualified and acting in said capacity;

NOW, THEREFORE, for valuable consideration received, Grantor sells and conveys to Grantee the following-described real property:

See Exhibit "A"

together with all appurtenances.

DATED this 5 day of July, 2013.

Estates of Todd H. Gilbert and Janine G. Gilbert, Deceased

By: Rachelle Gilbert Vernon
Rachelle Gilbert Vernon, Personal Representative

OFFICIAL RECORD BK # 969
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF
FILE 25 DEPUTY RMV

Jones Chartered

21312609

2013 JUL 18 A 8:34

2-6

STATE OF IDAHO)

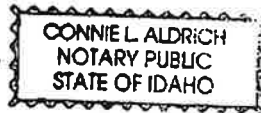
21312609

:SS

County of Bannock)

On this 5th day of July, 2013, before me, the undersigned, a Notary Public in and for said state, personally appeared Rachelle Gilbert Vernon, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estates of Todd H. Gilbert and Janine G. Gilbert, Deceased, and acknowledged to me that she executed the same as such Personal Representative of the Estate of Todd H. Gilbert and Janine G. Gilbert, Deceased.

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



Connie L. Aldrich
NOTARY PUBLIC-STATE OF IDAHO
Commission expires: _____

(SEAL)

My commission expires
October 9, 2015

3-6

EXHIBIT A

21312609

Parcel 1

A PARCEL OF LAND LOCATED IN THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 20 AND THE SW $\frac{1}{4}$ SECTION 21 T. 7 S., R. 36 E.B.M., AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: ALL THAT PORTION OF THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 20 AND THE SW $\frac{1}{4}$ SW $\frac{1}{4}$ SECTION 21 THAT IS SITUATED NORTH OF THE UNION PACIFIC RAILROAD ROW AND SOUTHERLY AND EASTERLY OF THE LEFT BANK OF THE PORTNEUF RIVER. THE PROPERTY CONTAINED ON THIS DESCRIPTION IS INCLUDED ON A RECORD OF SURVEY FOR THE DOWNEY STATE BANK OF THE A. G. HALL PROPERTY ON RECORD AT THE BANNOCK COUNTY COURTHOUSE. CONTAINS 15.3 ACRES.

TOGETHER WITH AN EASEMENT IN PERPETUITY FOR INGRESS AND EGRESS OVER AND THROUGH THAT PORTION OF THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 20 BEING SOUTH OF THE UNION PACIFIC RAILROAD ROW AND THAT PORTION OF THE WEST 800 FEET OF THE NE $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 29 BEING NORTH OF THE PORTNEUF ROAD. MORE SPECIFICALLY DESCRIBED AS FOLLOWS:

A STRIP OF LAND 31 FEET WIDE SITUATE IN AND BEING ALL THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE $\frac{1}{4}$ SE $\frac{1}{4}$) OF SECTION 20 AND THE NORTHEAST QUARTER (NE $\frac{1}{4}$) OF SECTION 29, TOWNSHIP 7 SOUTH, RANGE 36 EAST OF THE BOISE MERIDIAN IN BANNOCK COUNTY, IDAHO, THAT LIES WASTERLY AND NORTHERLY OF A LINE THAT IS PARALLEL WITH AND 8.5 FEET DISTANT, MEASURED AT RIGHT ANGLES AND/OR RADIALLY, ON THE SOUTHEASTERLY SIDE, AND THAT LIES EASTERLY AND SOUTHERLY OF A LINE THAT IS PARALLEL WITH AND 22.5 FEET DISTANT MEASURED AT RIGHT ANGLES AND/OR RADIALLY, ON THE NORTHWESTERLY SIDE OF THE HEREINAFTER DESCRIBED CENTER LINE OF SPUR TRACK OF THE OREGON SHORT LINE RAILROAD COMPANY, AS LOCATED AND SURVEYED, AND EXTENDING SOUTHWESTERLY FROM THE SOUTHERLY LINE OF THE RIGHT OF WAY OF THE OREGON SHORT LINE RAILROAD COMPANY, LEASED TO THE UNION PACIFIC RAILROAD COMPANY, WHICH SOUTHERLY LINE IS PARALLEL WITH AND 30 FEET DISTANT SOUTHERLY, MEASURED AT RIGHT ANGLES, FROM THE SOUTHERLY MAIN TRACK OF SAID RAILROAD COMPANY AS NOW CONSTRUCTED AND OPERATED, TO THE WEST LINE OF SAID NORTHEAST QUARTER (NE $\frac{1}{4}$) OF SECTION 29.

Parcel 2

All of Grantor's right, title and interest in the Southeast 1/4 of the Southwest 1/4 of Section 10, Township 7 South, Range 36 East, Boise, Meridian, Bannock County, Idaho, constituting 40 acres, more or less;

together with its appurtenances.

Parcel 3

Township 8 South, Range 36 East, Boise Meridian, BANNOCK COUNTY, IDAHO,

Section 1: SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 2: SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT THEREFROM, beginning at the Southwest Corner of the SE $\frac{1}{4}$ of Section; thence East 25 rods, more or less to West boundary of a private road, as the same now exist, which is the TRUE POINT OF BEGINNING; thence East 55 rods; thence North 28 rods; thence West 55 rods; thence South 28 rods to the PLACE OF BEGINNING.

ALSO EXCEPTING: Beginning at the Northeast Corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2, and running thence South 52 rods; thence West 80 rods; thence North 52 rods; thence East 80 rods to the PLACE OF BEGINNING, all in Township 8 South, Range 36 East, Boise Meridian, BANNOCK COUNTY, IDAHO.

ALSO EXCEPTING: All that portion lying West of Oregon Shortline Railroad lying in SE $\frac{1}{4}$ SW $\frac{1}{4}$.

ALSO EXCEPTING: A tract of land surveyed and shown on the official plat of the N.R.H. Project 15A (Reopened) Highway Survey on file in the office of the Department of Public Works of the State of Idaho, and lying over and across the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 2, Township 8 South, Range 36 East, Boise Meridian. Commencing at the South Quarter Corner of Section 2, Township 8 South, Range 36 East, Boise Meridian, thence North 88°04' West along the South line of said Section 2, 669.1 feet to the POINT OF BEGINNING; thence North 4°39' West 919.3 feet; thence 440.3 feet, more or less, on a curve to the right having a radius of 2246.5 feet to the intersection with the South 1/16 line of said Section 2; thence North 88°41' West along said South 1/16 line, 45.7 feet to Station 848/06.8 on the survey line of said Highway; thence continuing along the South 1/16 line of said Section 2, 51.1 feet, more or less, to a point 100.0 feet distant Easterly in a perpendicular direction from the center line of the East bound O.S.L. track; thence Southerly along the East O.S.L. right of way line 1352.4 feet, more or less, to the intersection with the South line of said Section 2; thence 88°04' East along the said South line 9.6 feet to Station 861/57.6 on the survey line of said highway; thence continuing along said South line 45.7 feet, more or less, the POINT OF BEGINNING. Being part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 2, Township 8 South, Range 36 East, Boise Meridian.

Parcel 4

Township 8 South, Range 36 East, Boise Meridian, BANNOCK COUNTY, IDAHO.

N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2; Also, beginning at the Northeast Corner of the Southwest Quarter of the Southeast Quarter of Section 2, and running thence South 52 rods; thence West 80 rods; thence North 52 rods; thence East 80 rods to THE PLACE OF BEGINNING.

EXCEPT: A parcel of land located in the SE $\frac{1}{4}$ of Section 2, Township 8 South, Range 36 East, Boise Meridian, and more particularly described as follows: Commencing at the Center Quarter Corner of said Section 2; thence South 0°08'56" West along the Meridional Centerline of said Section 61.75 feet; thence North 89°43'38" East 16.22 feet to the POINT OF BEGINNING; thence South 0°08'56" West 776.65 feet; thence North 72°45'57" East 417.37 feet; thence North 72°48'57" East 333.61 feet; thence North 6°28'35" East 301.51 feet; thence North 25°11'54" East 286.23 feet; thence South 89°43'38" West 871.21 feet to the POINT OF BEGINNING.

5-6

21312609

Parcel 5

A parcel of land located in the NE 1/4 of Section 20, Township 7 South, Range 36 E. B.M. and more particularly described as follows: All that portion of the NE 1/4 Section 20 situated East of the left bank of the Portneuf. Contains 0.3 acres.-

Parcel 6

Tr NE 1/4 NW 1/4 Tax 96 1.50 Acres
0.91 Ac R/W
Tr NW 1/4 NE 1/4 Tax 93 0.34 Ac
0.14 Ac R/W
S11-T8S-R36E

Parcel 7

SW1/4 of the SE1/4 of Section 10, Township 7 South, Range 36 East, Boise Meridian, Bannock County, Idaho, as the same appears on the official plat thereof, filed in the office of the County Recorder of Bannock County, Idaho.

Parcel 8

The North 1/2 of the NW1/4 of Section 15, Township 7 South, Range 36, East Boise Meridian, Bannock County, Idaho, as the same appears on the official plat thereof, filed in the office of the County Recorder of Bannock County, Idaho.

Along with an easement as granted and described in Instrument No. 20002884 in Bannock County Courthouse.

Parcel 9

The SW1/4 of the SW1/4 of Section 10, Township 7 South, Range 36, East, Boise Meridian, Bannock County, Idaho, as the same appears on the official plat hereof, filed in the office of the County Recorder of Bannock County, Idaho.

6-6

21312609

Thomas J. Holmes (ISB#2448)
JONES, CHARTERED
Attorneys at Law
P.O. Box 967 / 203 South Garfield
Pocatello, Idaho 83204
(208) 232-5911

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE

STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK RICK CARNAROLI

In the Matter of the Estate of

JANINE G. GILBERT,

Deceased.

Case No. CV-2012-3186 -IE

LETTERS OF PERSONAL
REPRESENTATIVE

THE STATE OF IDAHO:

Know all people by these presents:

WHEREAS Rachelle Gilbert Vernon was appointed and qualified as general Personal Representative of the above-named Decedent by this Court, with all the authority granted to a personal representative by law;

NOW, THEREFORE, these Letters are issued as evidence of such appointment and qualification and authority for Rachelle Gilbert Vernon to do and perform all acts which may be required by law.

SO ORDERED.

STATE OF IDAHO } DATED this 1 day of August, 2012.
 } ss.
County of Bannock

I hereby certify that the foregoing is a full, true and correct copy of an instrument as the same now remains on file and of record in my office.

WITNESS my hand and official seal hereto affixed

this 2 day of August, 2012

DALE HATCH, CLERK OF THE DISTRICT COURT,
EX OFFICIO AUDITOR AND RECORDER.

By Rick Carnaroli  MAGISTRATE

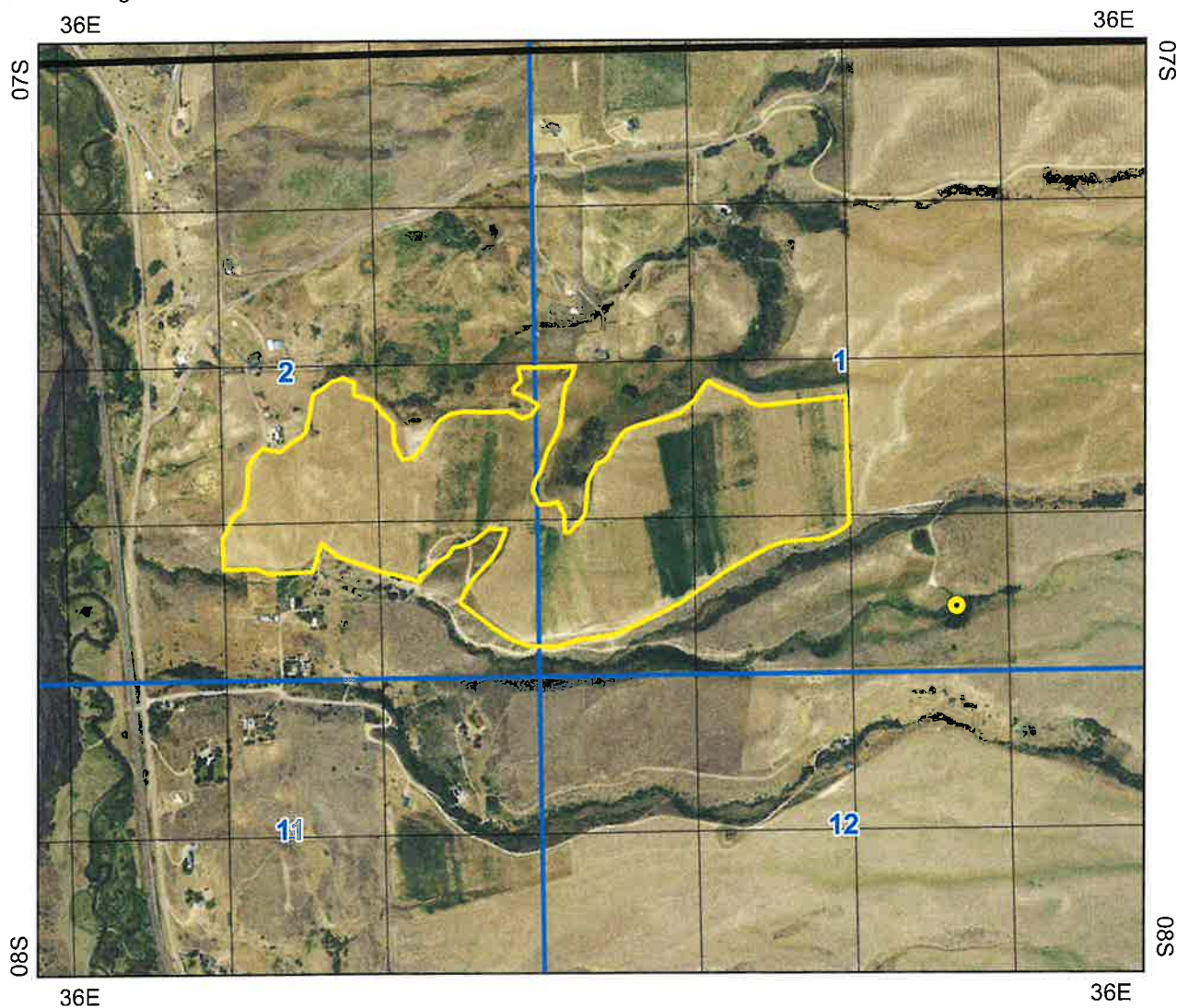
By Rick Carnaroli  MAGISTRATE

State of Idaho
Department of Water Resources

Water Right 29-4106

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



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

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)
Case No. 39576)
PARIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 29-04106

NAME AND ADDRESS: JANINE GILBERI
LODD GILBERI
PO BOX 302
INKOM, ID 83245

SOURCE: UNNAMED STREAM TRIBUTARY: SINKS

QUANTITY: 0.80 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.26 CFS COMBINED RIGHT NOS.:
29-04141, 29-04106, 29-04107.
THIS RIGHT WHEN COMBINED WITH RIGHT NO 29-04106, 29-04107,
29-04141 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 06/27/1902

POINT OF DIVERSION: T08S R36E S01 SESWSE Within Bannock County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.80 CFS
	Irrigation Storage	04-01 TO 10-31	15.00 AFY

PLACE OF USE:	Irrigation		Within Bannock County
	T08S R36E S01	NESW 31.0	NWSW 20.0
		SWSW 27.0	SESW 9.1
	S02	NESE 26.0	NWSE 23.0
		SWSE 10.0	SESE 17.0
	163.1 Acres Total		

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 163.1 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS : 29-04106 29-04107,
29-04141.

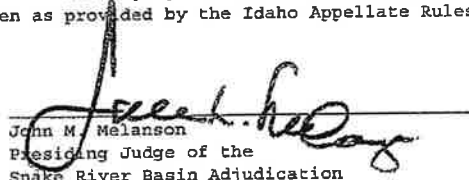
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 40.0 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS PARIAL 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. I.C. SECTION 42-1412(6)

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules


John M. Melanson

Presiding Judge of the
Snake River Basin Adjudication

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

12/5/2018

WATER RIGHT NO. 29-4106

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JANINE GILBERT
Current Owner	TODD GILBERT PO BOX 302 INKOM, ID 83245 2087753698
Original Owner	BONNIE J DAHLKE
Original Owner	WILMER L DAHLKE PO BOX 415 INKOM, ID 83245 2087753627

Priority Date: 06/27/1902
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.8 CFS	
IRRIGATION STORAGE	04/01	10/31		15 AFA
Total Diversion			0.8 CFS	

Location of Point(s) of Diversion:

UNNAMED STREAM|SESWSE|Sec. 01|Township 08S|Range 36E|BANNOCK County

IRRIGATION Use:
Acre Limit: 40

IRRIGATION STORAGE Use:

Number of other uses: 15 AF

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
08S	36E	1		NESW	31		NWSW	20		SWSW	27		SESW	9.1
		2		NESE	26		NWSE	23		SWSE	10		SESE	17

Total Acres: 163.1

Conditions of Approval:

1. E62 THIS RIGHT WHEN COMBINED WITH RIGHT NO. 29-04106, 29-04107, 29-04141 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
2. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 163.1 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-04106, 29-04107, 29-04141.
3. 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.
4. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 40.0 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. E52 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.26 CFS. COMBINED RIGHT NOS.: 29-04141, 29-04106, 29-04106.

Dates:

Licensed Date:

Decreed Date: 03/22/2004

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number: 29D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 163.1

Combined Volume Limit:

Combined Rate Limit: 3.26

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

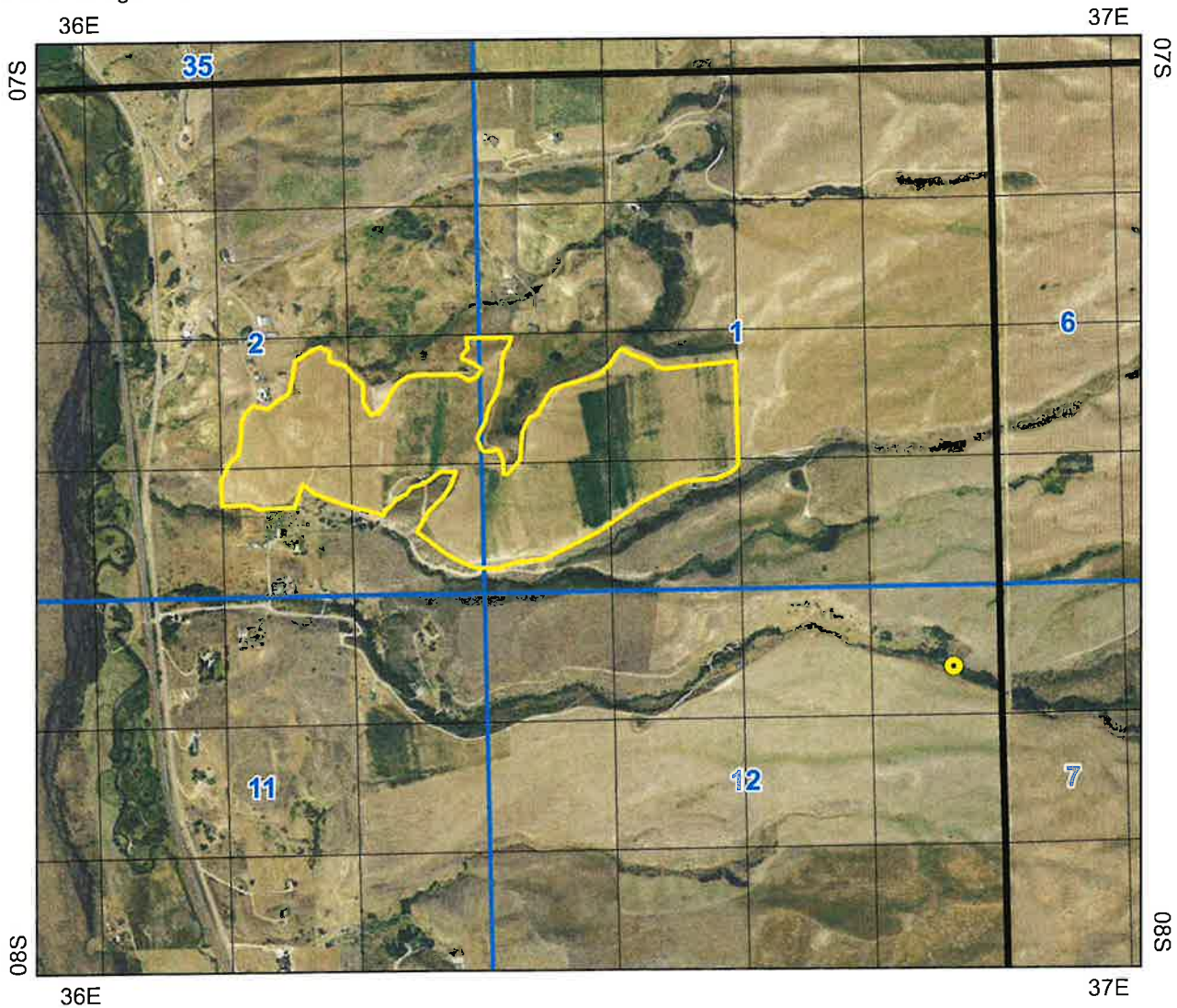
Close

State of Idaho
Department of Water Resources

Water Right
29-4107

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



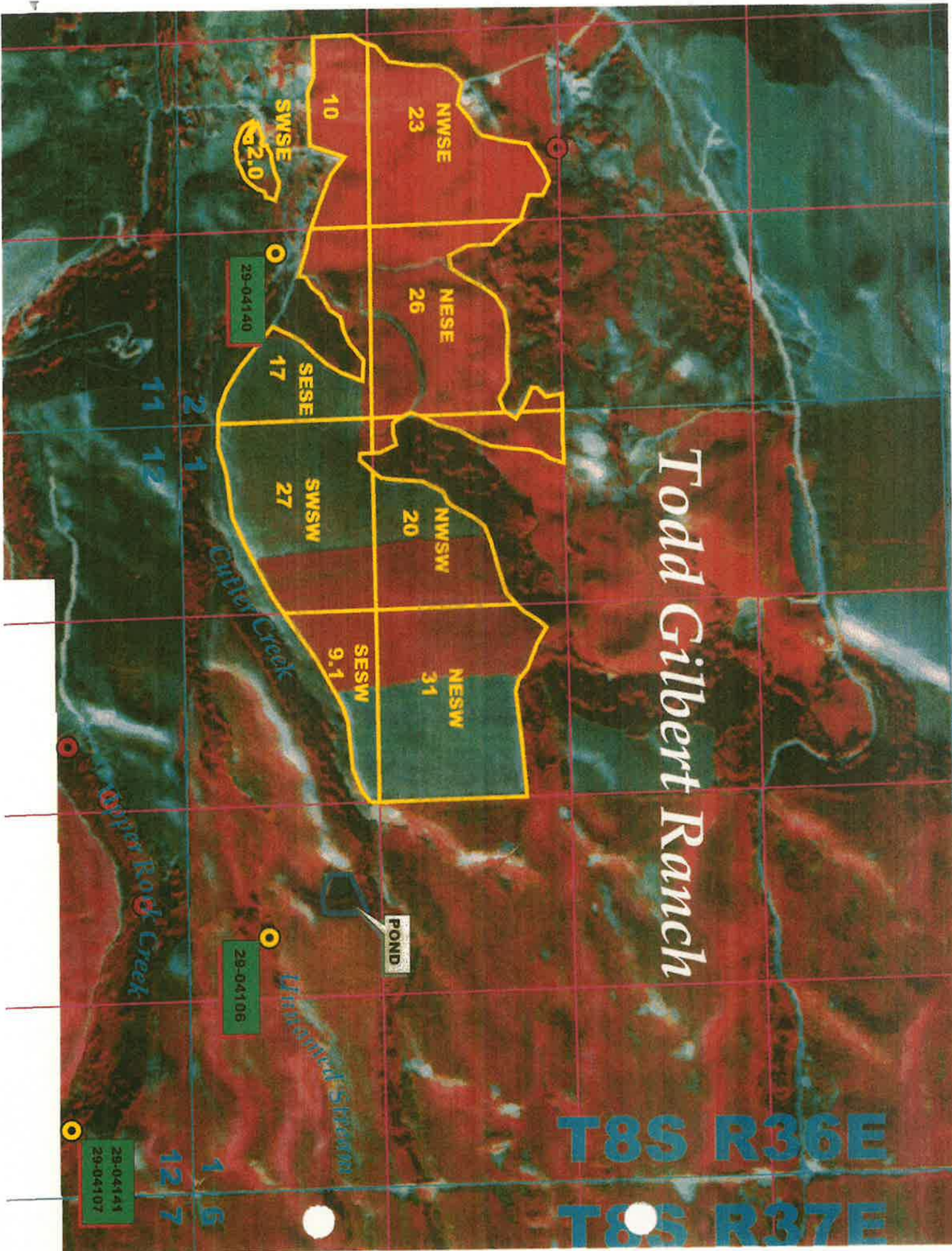
-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.2 0.4 0.8 Miles



Todd Gilbert Ranch

T8S R36E
T8S R37E



PAGE 1
Mar-17-2004

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

12/5/2018

WATER RIGHT NO. 29-4107

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JANINE GILBERT
Current Owner	TODD GILBERT
	PO BOX 302
	INKOM, ID 83245
	2087753698
Original Owner	BONNIE J DAHLKE
Original Owner	WILMER L DAHLKE
	PO BOX 415
	INKOM, ID 83245
	2087753627

Priority Date: 06/18/1902

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
UPPER ROCK CREEK	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	3.26 CFS	
Total Diversion			3.26 CFS	

Location of Point(s) of Diversion:

UPPER ROCK CREEK|SENENE|Sec. 12|Township 08S|Range 36E|BANNOCK County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08S	36E	1		NESW	31		NWSW	20		SWSW	27		SESW	9.1
		2		NESE	26		NWSE	23		SWSE	10		SESE	17

Total Acres: 163.1

Conditions of Approval:

1. E52 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.26 CFS. COMBINED RIGHT NOS.: 29-04141, 29-04106, 29-04106.
2. 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.
3. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 163.1 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-04106, 29-04107, 29-04141.
4. E62 THIS RIGHT WHEN COMBINED WITH RIGHT NO. 29-04106, 29-04107, 29-04141 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

Dates:

Licensed Date:

Decreed Date: 03/22/2004

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number: 29D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 163.1

Combined Volume Limit:

Combined Rate Limit: 3.26

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

State of Idaho
Department of Water Resources

Water Right

29-4140

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

36E



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

0 0.035 0.07 0.14 Miles



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

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 29-04140

NAME AND ADDRESS: JANINE GILBERT
TODD GILBERT
PO BOX 302
INKOM, ID 83245

SOURCE: CUTLER CREEK TRIBUTARY: PORINEUF RIVER

QUANTITY: 0.06 CFS

PRIORITY DATE: 04/10/1905

POINT OF DIVERSION: T08S R36E S01 NESESE Within Bannock County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.06 CFS

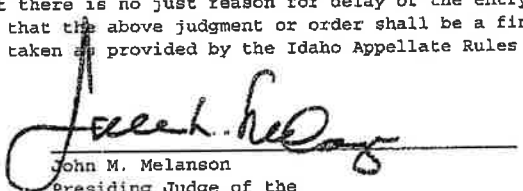
PLACE OF USE: Irrigation Within Bannock County
T08S R36E S02 SWSE 2.0
2.0 Acres Total

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6)

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

12/5/2018

WATER RIGHT NO. 29-4140

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JANINE GILBERT
Current Owner	TODD GILBERT PO BOX 302 INKOM, ID 83245 2087753698
Original Owner	BONNIE J DAHLKE
Original Owner	WILMER L DAHLKE PO BOX 415 INKOM, ID 83245 2087753627

Priority Date: 04/10/1905

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CUTLER CREEK	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.06 CFS	
Total Diversion			0.06 CFS	

Location of Point(s) of Diversion:

CUTLER CREEK|NESESE|Sec. 01|Township 08S|Range 36E|BANNOCK County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08S	36E	2		SWSE	2									

Total Acres: 2

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.

Dates:

Licensed Date:

Decreed Date: 03/22/2004

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number: 29D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

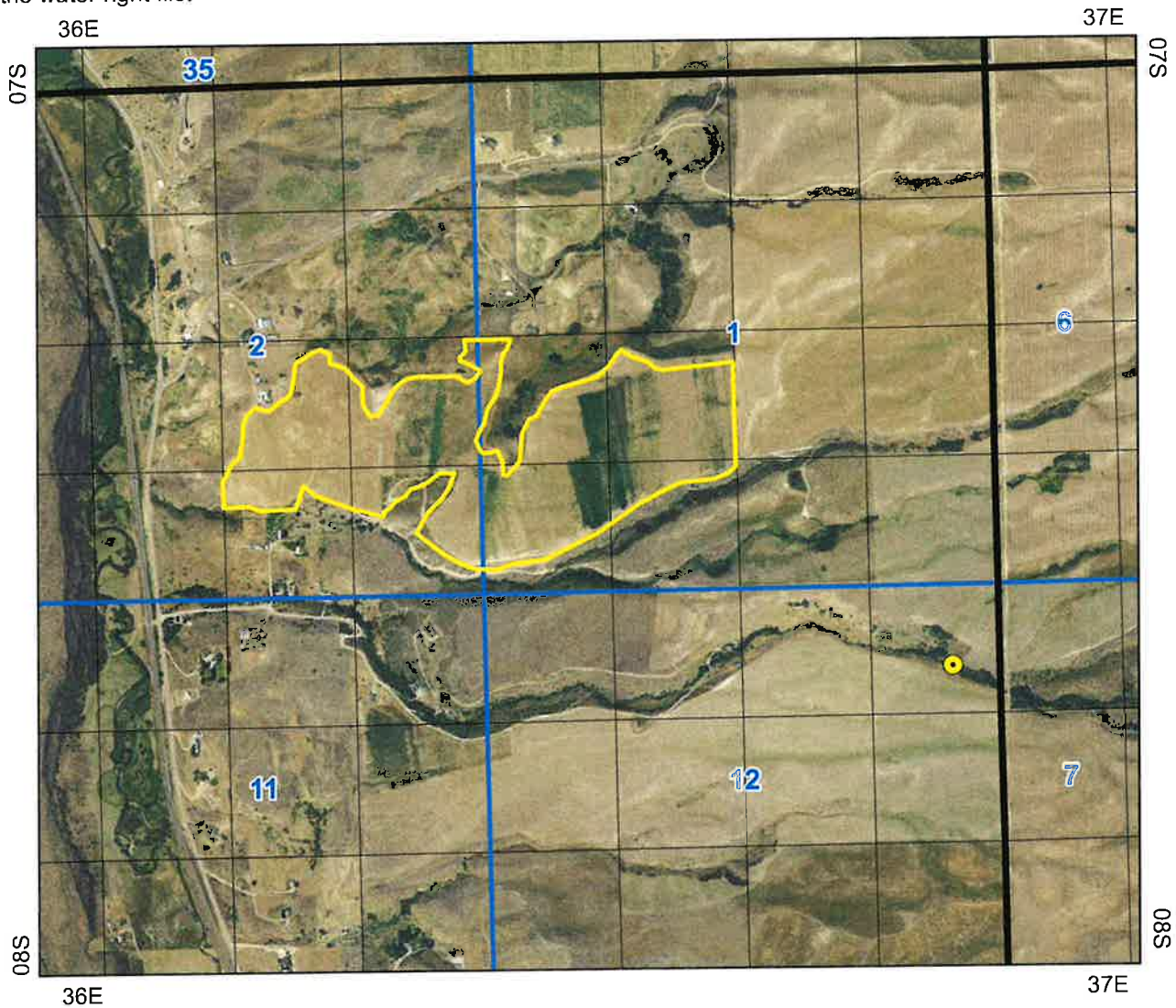
State of Idaho
Department of Water Resources

Water Right

29-4141

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



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

0 0.2 0.4 0.8 Miles



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

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 29-04141

NAME AND ADDRESS: JANINE GILBERT
TODD GILBERT
PO BOX 302
INKOM, ID 83245

SOURCE: UPPER ROCK CREEK TRIBUTARY: FORBES RIVER

QUANTITY: 1.80 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.26 CFS. COMBINED RIGHT NOS.:
29-04141, 29-04106, 29-04107.

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 29-04106, 29-04107,
29-04141 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 04/01/1955

POINT OF DIVERSION: 108S R36E S12 SEWENE Within Bannock County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.80 CFS

PLACE OF USE:	Irrigation	Within Bannock County
	108S R36E S01	NESW 31.0 SWSW 27.0 SESW 9.1
	S02	NESE 26.0 NWSE 23.0 SESE 17.0
	163.1 Acres Total	

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 163.1 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-04106, 29-04107,
29-04141.

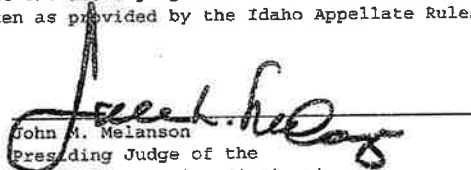
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 90.0 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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 I.C. SECTION 42-1412(6)

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

12/5/2018

WATER RIGHT NO. 29-4141

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JANINE GILBERT
Current Owner	TODD GILBERT
	PO BOX 302
	INKOM, ID 83245
	2087753698
Original Owner	BONNIE J DAHLKE
Original Owner	WILMER L DAHLKE
	PO BOX 415
	INKOM, ID 83245
	2087753627

Priority Date: 04/01/1955

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
UPPER ROCK CREEK	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.8 CFS	
Total Diversion			1.8 CFS	

Location of Point(s) of Diversion:

UPPER ROCK CREEK|SENENE|Sec. 12|Township 08S|Range 36E|BANNOCK County

IRRIGATION Use:

Acre Limit: 90

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08S	36E	1		NESW	31		NWSW	20		SWSW	27		SESW	9.1
		2		NESE	26		NWSE	23		SWSE	10		SESE	17

Total Acres: 163.1

Conditions of Approval:

1. E62 THIS RIGHT WHEN COMBINED WITH RIGHT NO. 29-04106, 29-04107, 29-04141 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
2. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 163.1 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-04106, 29-04107, 29-04141.
3. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 90.0 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. E52 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.26 CFS. COMBINED RIGHT NOS.: 29-04141, 29-04106, 29-04106.
5. 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.

Dates:

Licensed Date:

Decreed Date: 03/22/2004

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number: 29D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 163.1

Combined Volume Limit:

Combined Rate Limit: 3.26

Civil Case Number:

Old Case Number:

Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

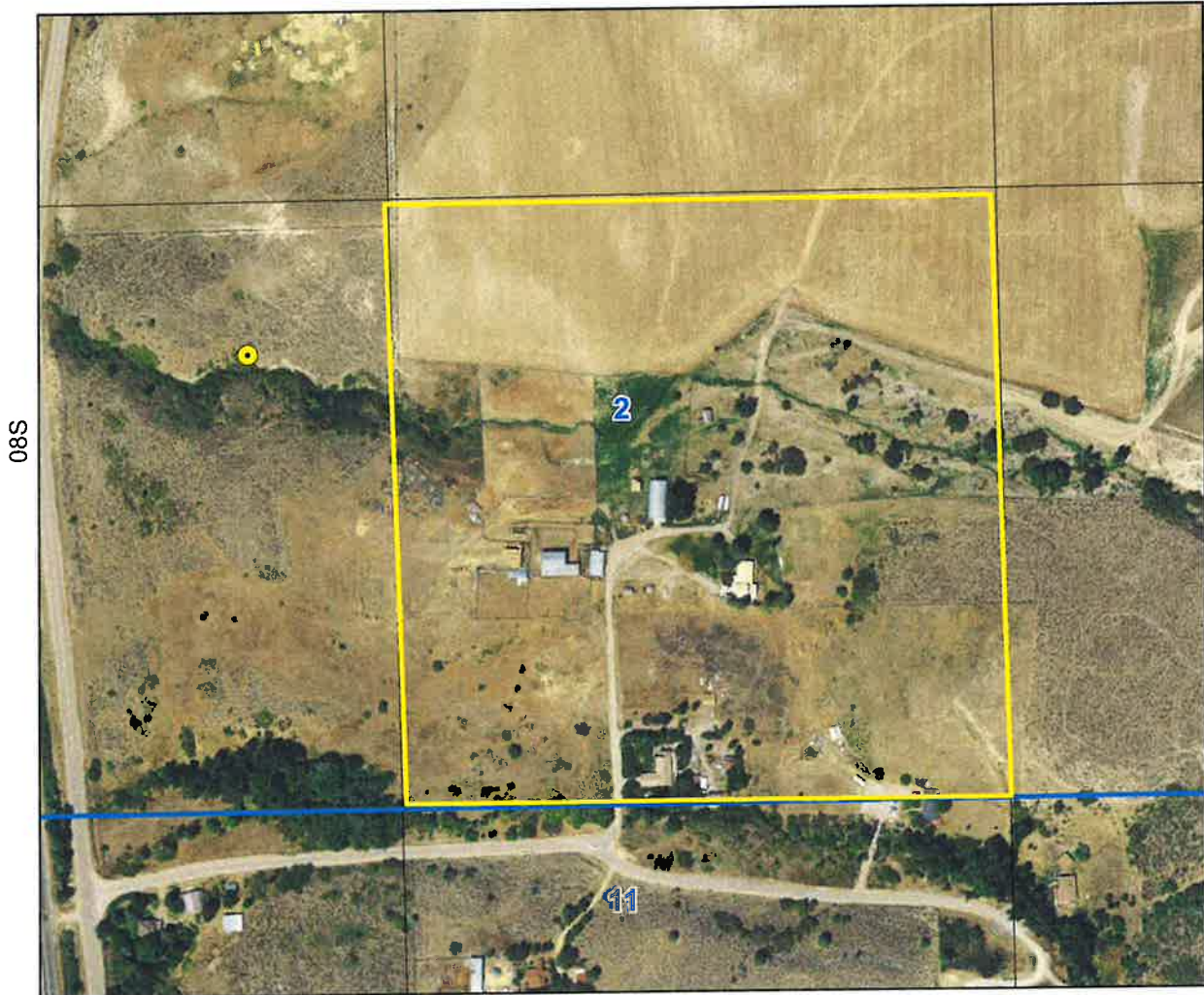
State of Idaho
Department of Water Resources

Water Right
29-13495

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

36E



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



State of Idaho
Department of Water Resources

Water Right

29-13495

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



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

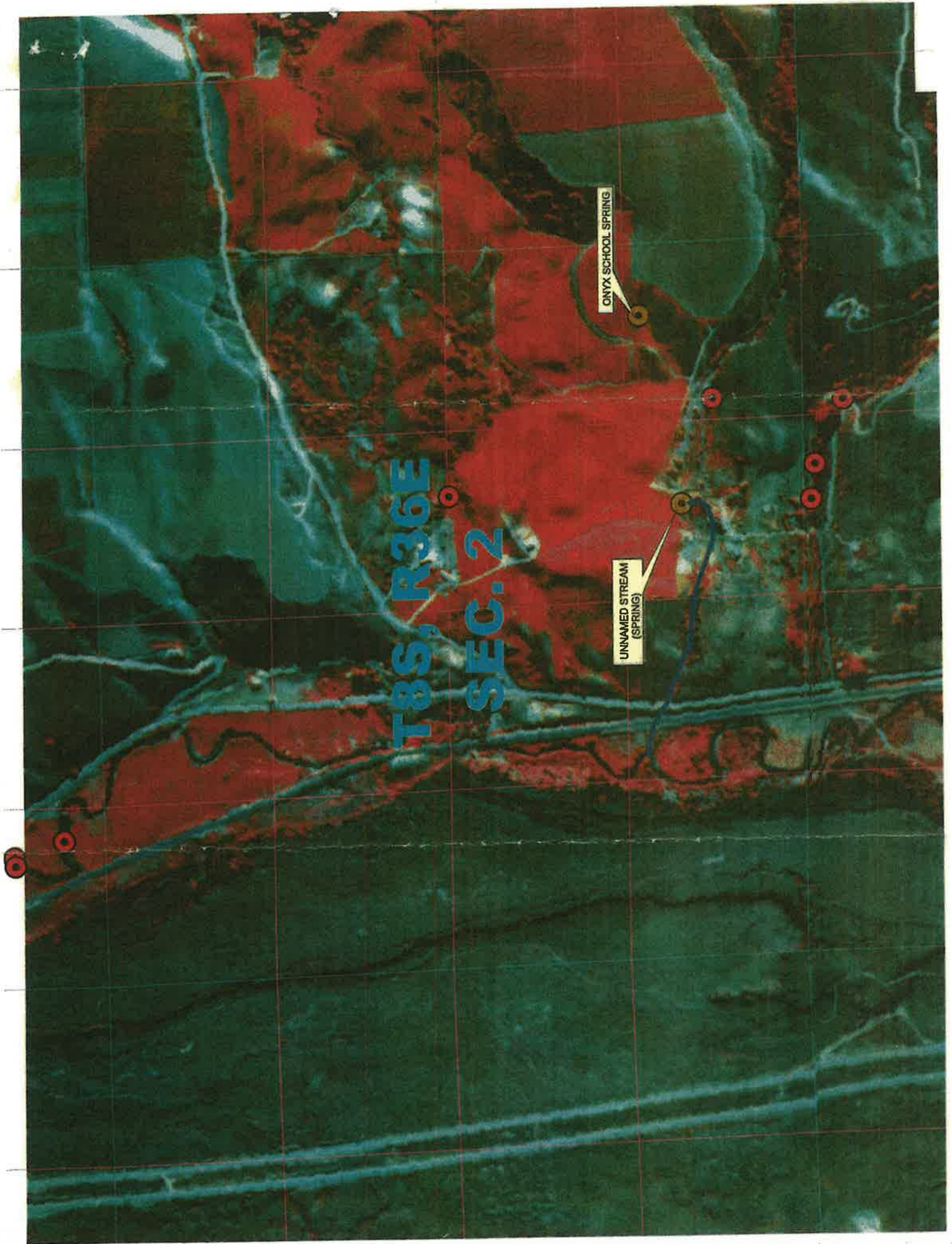
0 0.075 0.15 0.3 Miles



T8S, R36E
SEC. 2

ONYX SCHOOL SPRING

UNNAMED STREAM
(SPRING)



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

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 29-13495

NAME AND ADDRESS: TODD GILBERT
PO BOX 302
INKOM, ID 83245

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 01/01/1902

POINT OF DIVERSION: T08S R36E S02 NESSEW Within Bannock County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.04 CFS
	Domestic	01-01 TO 12-31	0.04 CFS

PLACE OF USE:	Stockwater		Within Bannock County
	T08S R36E S02	SESE	
	Domestic		Within Bannock County
	T08S R36E S02	SWSE	

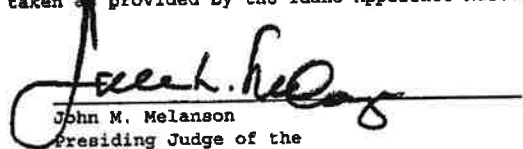
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

12/5/2018

WATER RIGHT NO. 29-13495

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TODD GILBERT PO BOX 302 INKOM, ID 83245 2087753698

Priority Date: 01/01/1902
Basis: Decreed
Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	12/31	0.04 CFS	
DOMESTIC	01/01	12/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

SPRING|NESESW|Sec. 02|Township 08S|Range 36E|BANNOCK County

STOCKWATER Use:
Number of other uses: 300

DOMESTIC Use:
Number of other uses: 1 HM

Place(s) of use:

Place of Use Legal Description: STOCKWATER BANNOCK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08S	36E	2		SESE										

Place of Use Legal Description: DOMESTIC BANNOCK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08S	36E	2		SWSE										

Conditions of Approval:

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

Dates:

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Enlargement Use Priority Date:

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Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 29D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

November 30, 2021

THE SCOTT D HANSEN AND VERNESSA T HANSEN REVOCABLE FAMILY TRUST
806 S 3600 W
OGDEN UT 84404-8854

Re: Change in Ownership for Water Right No(s): 29-4106, 29-4107, 29-4140, 29-4141 & 29-13495

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 29D