

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 18 2020

Department 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, of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
13-29	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Jeremy and Krystal Bingham
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): James and Debra Hull
New owner(s) as listed on the conveyance document
- Name connector ☒ and ☐ or ☐ and/or
- 6887 E Cub River Road Preston Idaho 83263
Mailing address City State ZIP
- 208-852-2760 dhullplmwr.com
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: October 29, 2019
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 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 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):
- ☐ \$25 per undivided water right.
 - ☐ \$100 per split water right.
 - ☐ 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: James C Hull Owner Jan 8 2020
Signature of new owner/claimant Title, if applicable Date
- Signature: Debra C Hull owner May 13, 2020
Signature of new owner/claimant Title, if applicable Date

- For IDWR Office Use Only: Refund Requested 5/27/20 1/11/2021 \$100. - JB
- Received by M. Pettis Date 5-18-20 Receipt No. E045914 Receipt Amt. 100.00
- 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 JC Processed by JC Date 9/2/2021

SUPPORT DATA

13-29

Buyer's Agreement on Bingham's Property in Cub Road Canyon

Sellers- Jeremy and Krystal Bingham Buyers- Jim and Debra Hull

Selling Price \$210,000.00

Divide at green gates on Cub River Road. Run toward the west to existing corner post, then north westerly to the corner of the twelve-acre hayfield; along an existing cat trail toward the west to Burbank's property line.

*fence boundary
line
south edge*

Buyer will have a 4- rod right of way on the existing road from Cub River Road to the bench property. Buyer's will receive 50% of water shares on the Bingham property. Buyers will pay half of the cost of getting power to the Bingham's homesite. Buyers will be given a right of way for the power line through Bingham's property.

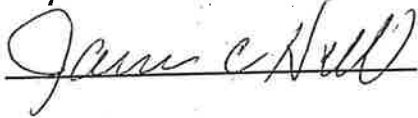
Buyers and Sellers agree to survey along the new property line and split the cost 50/50. Sellers will pay for title search. Buyers and Sellers will split the cost and responsibility of the new property line fence.

Seller has option to buy at market price if the property is sold outside of the buyer's family. Seller grants option for buyers to buy the remaining neighboring property at market price if seller sells.

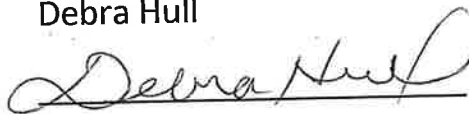
Buyers paid sellers \$10,000.00 earnest money on April 4, 2019.

Closing Date is set for September 30, 2019.

Buyers: James Clair Hull



Debra Hull



Sellers: Jeremy Bingham



Krystal Bingham



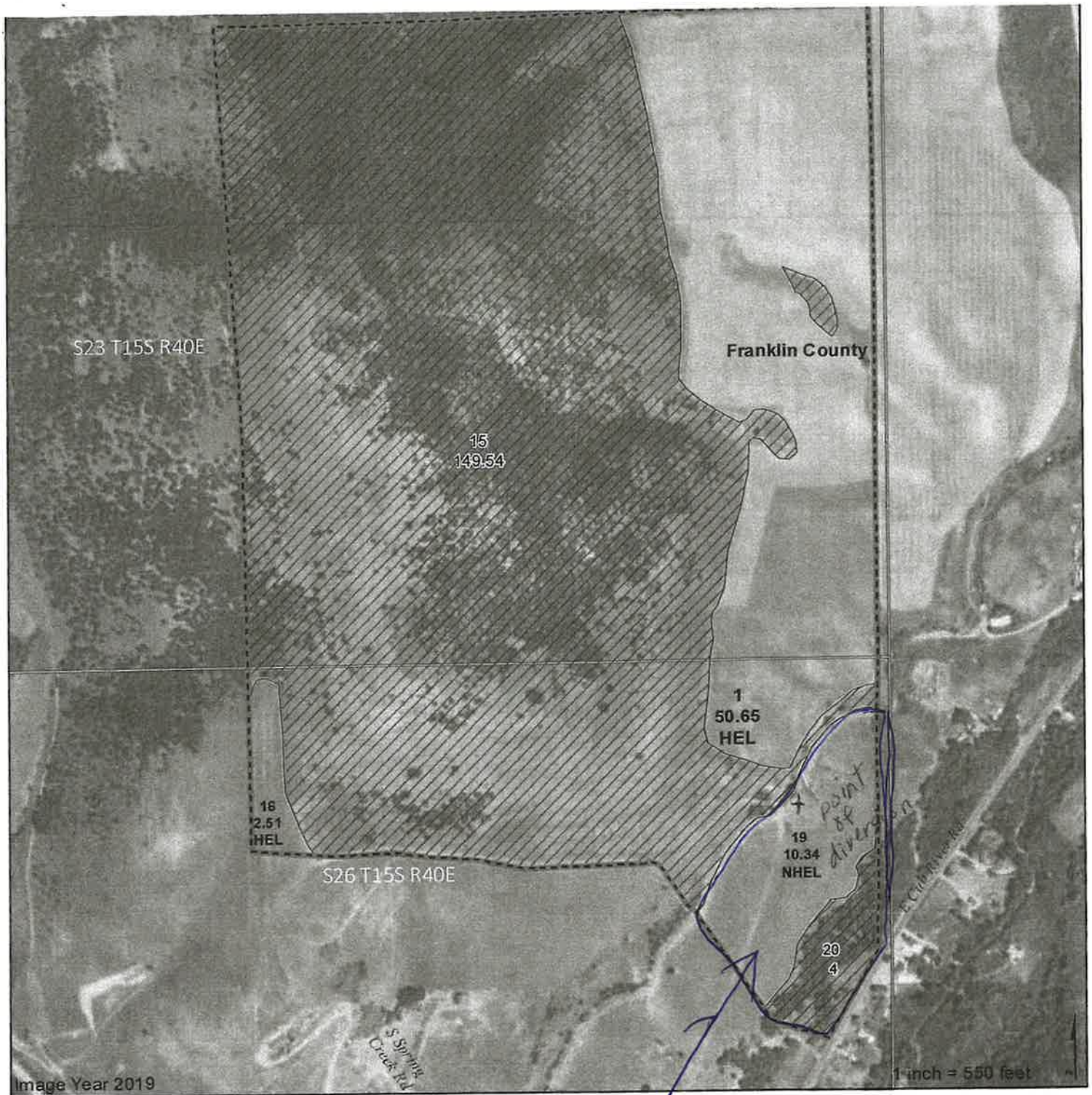


Image Year 2019

- Non-Cropland
- Cropland
- Tract Boundary
- PLSS
- County Boundary

Wetland Determination Identifiers

- Restricted Use
- Limited Restrictions
- Exempt from Conservation Compliance Provisions

Tract Cropland Total: 63.50 acres

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).

2020 Program Year

Map Created May 11, 2020

Farm 4519

Tract 19718

See 26

FIFTH: That the Cub River and Worm Creek Canal Company is the owner of a primary right to the use at all times during the irrigating season of 25 cubic feet per second of time of all of the waters of said Cub River, and is also owner of an excess of high water right in the order of its priority to the extent of 1/4 of the waters of said stream, after the primary rights herein decreed are fully satisfied. The total right of said company, nevertheless, not to exceed 85 cubic feet per second of time. The right to the use of the said waters by said Company to date from the year 1882, and that said water to be measured at the headgate of said canal company, where said canal intercepts said stream.

SIXTH: That the Defendant, Franklin Cub River Canal Company, is the owner of a primary right to use, at all times during the irrigation season, five cubic feet per second of time of all of the waters of said Cub River, its rights to the use thereof to date from the year 1882, and the said water to be measured at the head gate of said Company's canal, where the same intercepts said Cub River.

SEVENTH: That as between the said Cub River Middle Ditch Company and the said Cub River and Worm Creek Canal Company, the rights herein decreed to them shall be of equal dignity as to priority, and prior to July 1st. each season the Cub River Middle Ditch Company shall use 4/9ths of the water herein decreed to both Companies and the said Cub River and Worm Creek Canal Company shall use 5/9ths of the same; and after said first day of July, of each year, said water herein allotted to said Companies shall be used jointly by them, share and share alike.

* EIGHTH: That the defendant, Preston City, is the owner of the right to use, at all times for municipal purposes, one cubic foot per second of time of the waters of said Cub River to be diverted from Ranger Spring, one of the tributaries of said Cub River, through diverting works and pipe line now maintained and operated by said City, said right to date from the year A. D. 1879, and is entitled to the further right, at all times, to the use of all of the waters of Birch Springs, formerly a tributary of Cub River, said right to date from the year A. D. 1882, the said water to be diverted through the pipe line and diverting works now operated and maintained by said City, said City, subject to the completion of the terms of the contract between it and the Cub River Irrigation Company, is entitled to use from Ranger Spring, during the whole of each and every year, such quantity of the waters of Cub River as may be conveyed to it by said Cub River Irrigation Company, pursuant to said Contract, not exceeding at any time two and one half cu. ft. per second.

NINTH: THAT Defendants, B. K. Burbank and Caroline Allred are the owners of a primary rights to the use of two cubic feet per second of time of the waters of Cub River, their right to the use of the same to date from the year A. D. 1882, said water to be diverted and measured at the headgate of the Cub River Middle Ditch Company's Canal, and to be used upon and for the irrigation of lands belonging to said parties lying with in Sections 26 and 27 of Township 15 South of Range 40 East of the Boise Meridian.

TENTH: THAT defendants Grace H. Woolley is the owner of a primary right to the use at all times during the irrigation season of all of the waters flowing in Silver Creek, a tributary of Cub River, her right to the use of the same to date from the year A. D. 1879; said water to be measured at the point of diversion from said Silver Creek and her said rights to be confined to the waters of said Creek, and use for the irrigation of the following described lands, to-wit:

Commencing at a point at the Northeast corner of the Southeast quarter of Section 24, township 15 south of range 40 east of the Boise Meridian, thence running east 80 rods; thence south 320 rods; thence West 80 rods; thence north 320 rods, to the place of beginning;

Also the East half of the Southeast quarter of Section 24, and the East half of the northeast quarter of Section 25, and the west half of the southeast quarter of section 24, all in township 15 south of range

Bingham Property

RECEIVED
JAN 08 2021
Department of Water Resources
Eastern Region

1923 Lorenzo Wright bought from Caroline Allred
Section 26 Instrument 21635

See Exhibit A

Water rights owned by Alvin J Sharp
Lorenzo Wright
Section 26 Brigham MO Burbank

Instrument

1923 Alvin J Sharp sold some of Section 26 to
Lorenzo Wright - deeded water Instrument
21634

See Exhibit B

Instrument # 102743

1950 Lorenzo Wright sold to Patison Delos Griffeth,
Section 26 Kuen Delos Griffeth & Leslie Dailey

See Exhibit C

Instrument # 102744
D 1952 Leslie Dailey sold his third to PD Griffeth

See Exhibit D

Dec 1952 PD Griffeth sells to Kuen Delos Griffeth
Section 26 Inst # 102745

See Exhibit E

2006 Kuen Delos Griffeth sells to Jeremy & Krystal Bingham
Section 26 Inst. # 295365

See Exhibit F

2019 Jeremy Bingham sells to Jim Hull + Debra Hull
Inst # 219404

See Exhibit G

Exhibit H Water agreement 20831 Instr #

NTF-93526

James Clair Hull

6887 E Cub River Road
Preston Idaho
83263

279404

Recorded at the request of

Northern Title Co

Time: 2:33 Amount \$ 15.00

OCT 29 2019

CAMILLE LARSEN, RECORDER

By C. Carter Deputy
Franklin County, Idaho

WARRANTY DEED

Jeremy D. Bingham and Krystal K. Elison nka Krystal Bingham, husband and wife

Grantor(s) of Preston, County of Franklin, State of Idaho, hereby **CONVEY AND WARRANT** to

James Clair Hull and Debra Hull, Husband and Wife as community property with right of survivorship

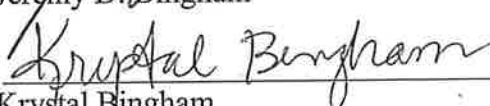
Grantee(s) of Preston, County of Franklin, State of Idaho, for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION, the following described tract of land in Franklin County, State of ID:

*SEE ATTACHED EXHIBIT "A"

Subject to easements, declarations of covenants and restrictions, rights of way of record, and taxes for the current year and thereafter.

Witness, the hand(s) of said Grantor(s), this October 28, 2019.



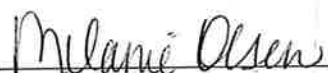
Jeremy D. Bingham


Krystal Bingham

State of ID)
County of Franklin)§

On October 29, 2019, before me, a Notary Public in and for said county and state, personally appeared Jeremy D. Bingham and Krystal Bingham, known or proved to me to be the person(s) who executed the foregoing instrument, and duly acknowledged to me that he/she/they executed the same.





Notary Public

Exhibit "A"

COMMENCING AT THE NORTHEAST CORNER OF SECTION 26, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO AND RUNNING THENCE WEST 156 RODS; THENCE SOUTH 80 RODS; THENCE EAST 72 RODS; THENCE SOUTH 71 RODS; THENCE EAST 84 RODS; THENCE NORTH 151 RODS TO THE PLACE OF BEGINNING.

ALSO INCLUDING: THE SOUTHEAST QUARTER OF SECTION 23, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO.

TOGETHER WITH A 4 ROD RIGHT OF WAY ALONG THE EXISTING ROAD FROM CUB RIVER ROAD TO THE BENCH PROPERTY.

TOGETHER WITH A RIGHT OF WAY FOR POWER THROUGH THE SELLERS PROPERTY.

EXCEPTING THEREFROM:

PART OF THE NORTHEAST QUARTER OF SECTION 26 AND THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE BASELINE AND MERIDIAN, FRANKLIN COUNTY, IDAHO MORE PARTICULARLY DESCRIBED AS: COMMENCING AT THE EAST QUARTER CORNER OF SECTION 26, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE BASELINE AND MERIDIAN MONUMENTED WITH AN ALUMINUM CAP; THENCE NORTH 00° 08' 59" WEST 268.67 FEET ALONG THE SECTION LINE; THENCE WEST 621.69 FEET TO THE POINT OF BEGINNING LOCATED ON THE SOUTHEASTERLY RIGHT OF WAY LINE OF THE CUB RIVER ROAD MARKED WITH A ½" REBAR, AND RUNNING THENCE NORTH 30° 38' 18" EAST 590.41 FEET ALONG SAID RIGHT OF WAY TO A FENCE CORNER; THENCE ALONG SAID FENCE THE NEXT TWO COURSES, SOUTH 60° 08' 08" EAST 196.47 FEET (198 FEET BY RECORD); THENCE NORTH 30° 38' 59" EAST 437.97 FEET (445.50 FEET BY RECORD) TO A FENCE CORNER; THENCE SOUTH 59° 05' 53" EAST 95.45 FEET TO THE CENTERLINE OF THE CUB RIVER; THENCE ALONG SAID CENTERLINE THE NEXT EIGHT COURSES: SOUTH 17° 53' 54" WEST 30.79 FEET; THENCE SOUTH 26° 33' 10" WEST 149.29 FEET; THENCE SOUTH 06° 07' 38" WEST 42.55 FEET; THENCE SOUTH 13° 14' 18" EAST 219.52 FEET; THENCE SOUTH 43° 58' 03" WEST 181.33 FEET; THENCE SOUTH 77° 09' 21" WEST 50.35 FEET; THENCE SOUTH 62° 25' 50" WEST 58.61 FEET; THENCE SOUTH 42° 05' 05" WEST 222.17 FEET; THENCE LEAVING THE CENTERLINE OF THE CUB RIVER AND FOLLOWING A FENCE THE NEXT TWO COURSES: SOUTH 87° 57' 52" WEST 322.48 FEET; THENCE NORTH 61° 24' 07" WEST 54.50 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM:

PART OF THE NORTHEAST QUARTER OF SECTION 26 AND THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE BASELINE AND MERIDIAN, FRANKLIN COUNTY, IDAHO MORE PARTICULARLY DESCRIBED AS: COMMENCING AT THE EAST QUARTER CORNER OF SECTION 26, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE BASELINE AND MERIDIAN MONUMENTED WITH AN ALUMINUM CAP; THENCE NORTH 00° 08' 59" WEST 116.17 FEET ALONG THE SECTION LINE; THENCE SOUTH 89° 54' 00" EAST 73.44 FEET TO THE POINT OF BEGINNING LOCATED AT A FENCE INTERSECTION MARKED WITH A ½" REBAR; AND RUNNING THENCE ALONG AN EXISTING FENCE THE NEXT EIGHT COURSES: THENCE NORTH 32° 27' 42" EAST 213.75 FEET; THENCE NORTH 52° 05' 22" EAST 204.97 FEET; THENCE NORTH 31° 37' 22" EAST 211.22 FEET; THENCE NORTH 50° 47' 10" EAST 226.56 FEET; THENCE NORTH 56° 05' 15" EAST 189.51 FEET; THENCE NORTH 28° 33' 36" EAST 96.43 FEET; THENCE NORTH 23° 32' 04" EAST 117.48

FEET; THENCE NORTH 13° 44' 41" EAST 258.03 FEET TO A FENCE INTERSECTION; THENCE ALONG A FENCE THE NEXT THREE COURSES, THENCE SOUTH 88° 58' 41" WEST 177.44 FEET; THENCE SOUTH 87° 58' 14" WEST 89.73 FEET; THENCE NORTH 87° 06' 40" WEST 306.46 FEET; THENCE SOUTH 83° 33' 28" WEST 99.65 FEET TO ANOTHER EXISTING FENCE; THENCE ALONG SAID FENCE NORTH 87° 50' 43" WEST 285.32 FEET TO THE SOUTHEASTERLY RIGHT OF WAY LINE OF THE CUB RIVER ROAD MARKED WITH A ½" REBAR; THENCE SOUTH 30° 38' 18" WEST 68.26 FEET ALONG SAID RIGHT OF WAY; THENCE SOUTH 87° 50' 43" EAST 315.12 FEET TO THE CENTERLINE OF THE CUB RIVER; THENCE ALONG SAID CENTERLINE THE NEXT ELEVEN COURSES: SOUTH 39° 59' 19" WEST 109.66 FEET; THENCE SOUTH 17° 53' 54" WEST 179.66 FEET; THENCE SOUTH 26° 33' 10" WEST 149.29 FEET; THENCE SOUTH 06° 07' 38" WEST 42.55 FEET; THENCE SOUTH 13° 14' 18" EAST 219.52 FEET; THENCE SOUTH 43° 58' 03" WEST 181.33 FEET; THENCE SOUTH 77° 09' 21" WEST 50.35 FEET; THENCE SOUTH 62° 25' 50" WEST 58.61 FEET; THENCE SOUTH 42° 05' 05" WEST 236.02 FEET; THENCE SOUTH 26° 45' 10" WEST 38.59 FEET; THENCE SOUTH 09° 42' 35" WEST 93.97 FEET; THENCE LEAVING THE CENTERLINE OF THE CUB RIVER SOUTH 89° 54' 00" EAST 294.47 FEET; THENCE SOUTH 89° 54' 00" EAST 73.44 FEET ALONG A FENCE LINE TO POINT OF BEGINNING.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT OF LAND:
SECTION 26, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO:

COMMENCING AT A POINT 9 RODS NORTH AND 780 FEET WEST FROM THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 26, AND RUNNING THENCE IN A NORTHEASTERLY DIRECTION 9 RODS 4 FEET ALONG THE EAST BOUNDARY OF THE COUNTY ROAD, THENCE EAST 21.5 RODS TO THE WEST BANK OF THE CUB RIVER; THENCE SOUTHWESTERLY FOLLOWING THE MEANDERINGS OF THE CUB RIVER 9 RODS 4 FEET; THENCE WEST 21 RODS TO THE PLACE OF BEGINNING.

ALSO EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT OF LAND:
COMMENCING 29 FEET WEST AND 156 FEET SOUTHWEST ALONG THE SOUTH SIDE OF COUNTY ROAD FROM THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 26, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO AND RUNNING THENCE SOUTHEAST 12 RODS, THENCE SOUTHWEST 27 RODS; THENCE NORTHWEST 12 RODS TO THE COUNTY ROAD; THENCE NORTHEAST ALONG THE SOUTH SIDE OF THE COUNTY ROAD 27 RODS TO THE PLACE OF BEGINNING.

ALSO EXCEPTING THEREFROM LAND THAT HAS BEEN DEEDED TO FRANKLIN COUNTY FOR ROAD PURPOSES.

SUBJECT TO BOUNDARY LINE AGREEMENT RECORDED MAY 27, 1999 UNDER INSTRUMENT NO. 206434.

EXCEPTING THEREFROM:

A parcel of land located in Section 26, Township 15 South, Range 40 East, Boise Meridian, Franklin County, Idaho and more particularly described as follows:

Beginning at the North quarter corner of said Section 26, from which the Northeast corner of Section 26 bears North 89° 48' 26" East 2548.89 feet;
Thence South 00° 05' 47" West 817.86 feet along the meridional centerline of said Section 26;
Thence South 89° 54' 13" East 66.00 feet to a 5/8" rebar with cap labeled, "A.A. Hudson, PLS 13173", the True Point of Beginning;
Thence along a fence line the following 15 courses:

Thence South 82° 59' 43" East 96.41 feet;
 Thence North 81° 33' 10" East 158.65 feet;
 Thence North 77° 19' 54" East 195.50 feet;
 Thence North 82° 22' 40" East 38.95 feet;
 Thence South 88° 10' 16" East 42.74 feet;
 Thence South 80° 41' 33" East 93.90 feet;
 Thence South 84° 16' 18" East 264.75 feet;
 Thence South 80° 56' 47" East 95.62 feet;
 Thence South 84° 04' 05" East 162.86 feet;
 Thence North 88° 21' 17" East 175.00 feet;
 Thence North 87° 25' 47" East 187.64 feet;
 Thence South 60° 26' 42" East 124.37 feet;
 Thence South 35° 43' 45" East 492.94 feet;
 Thence South 36° 25' 35" East 222.31 feet;
 Thence South 55° 06' 33" East 256.08 feet to a 5/8" rebar with cap set on the Northwesterly right of way line of Cub River Road;
 Thence South 30° 38' 18" West 1056.28 feet along said Northwesterly right of way line to a 5/8" rebar with cap;
 Thence South 89° 42' 37" West 519.27 feet along a fence line to a 5/8" rebar with cap set at a fence corner;
 Thence North 00° 04' 33" East 731.19 feet along a fence line to a 5/8" rebar with cap set at a fence line angle point;
 Thence North 00° 04' 10" West 450.73 feet to a 5/8" rebar with cap set at a fence corner;
 Thence South 89° 56' 01" West 576.18 feet along a fence line, said fence line being the North line, and its extension, of the North line of Lynn Burbank Subdivision, the plat for which is recorded as Instrument # 200196 in the official records of Franklin County;
 Thence South 89° 56' 01" West 275.00 feet along the North line of the parcel of land owned by Maureen A. Lewis, which parcel is described in Instrument # 217717 in the official records of Franklin County;
 Thence South 89° 53' 44" West 330.23 feet along the North line of the parcel of land owned by Joan F. Burbank, which parcel is described in Instrument # 274391 in the official records of Franklin County;
 Thence North 00° 05' 47" East 519.83 feet along the East line of the parcel of land owned by Robert Alvaro Burbank, which parcel is described in Instrument # 276777 in the official records of Franklin County to the True Point of Beginning.

EXCEPTING THEREFROM:

PART OF THE NORTHEAST QUARTER OF SECTION 26 AND THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE BASELINE AND MERIDIAN, FRANKLIN COUNTY, IDAHO MORE PARTICULARLY DESCRIBED AS:
 COMMENCING AT THE EAST QUARTER CORNER OF SECTION 26, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE BASELINE AND MERIDIAN MONUMENTED WITH AN ALUMINUM CAP; THENCE NORTH 00°08'59" WEST 1242.57 FEET ALONG THE SECTION LINE; THENCE NORTH 87°50'43" WEST 41.41 FEET TO THE POINT OF BEGINNING LOCATED ON THE SOUTHEASTERLY RIGHT OF WAY LINE OF CUB RIVER ROAD MARKED WITH AN 1/2" REBAR; AND RUNNING THENCE SOUTH 30°38'18" WEST 101.78 FEET ALONG SAID RIGHT OF WAY TO A FENCE CORNER; THENCE FOLLOWING SAID FENCE SOUTH 59°05'53" EAST 291.99 FEET TO THE CENTERLINE OF THE CUB RIVER; THENCE ALONG SAID CENTERLINE THE NEXT TWO COURSES; NORTH 17°53'54" EAST 148.87 FEET; THENCE NORTH 39°59'19" EAST 109.60 FEET; THENCE LEAVING THE CENTERLINE OF THE CUB RIVER NORTH 87°50'43" WEST 315.12 FEET TO THE POINT OF BEGINNING.

NTF-3818
JEREMY D. BINGHAM
4239 WEST 3300 SOUTH
WEST HAVEN, UT 84401

235365 1-3

Recorded at the request of

NORTHERN TITLE

___a.m. OCT 03 2006 p.m. 4:00

WARRANTY DEED By V. ELLIOTT LARSEN, RECORDER
Ruth Rawlings Deputy
FRANKLIN COUNTY, IDAHO

KWEN D. GRIFFETH, Grantor(s) of PRESTON, County of FRANKLIN, State of ID, hereby **CONVEY AND WARRANT** to JEREMY D. BINGHAM and KRYSTAL K. ELISON, HUSBAND AND WIFE Grantee(s) of PRESTON, County of FRANKLIN, State of ID for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION, the following described tract of land in Franklin County, State of Idaho:

See Attached Exhibit "A"

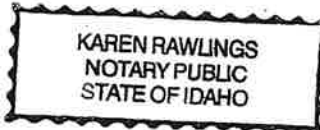
Subject to easements, restrictions and rights of way of record, and taxes for the year 2006 and thereafter.

Witness, the hand(s) of said Grantor(s), this October 3, 2006.

Kwen D. Griffeth
KWEN D. GRIFFETH

State of ID)
County of FRANKLIN)

On October 3, 2006, personally appeared before me KWEN D. GRIFFETH the signer(s) of the within instrument, who duly acknowledged to me that HE executed the same.



Karen Rawlings
Notary Public

Residing: PRESTON, IDAHO

Expires: 12-18-09

"EXHIBIT A"

BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO, RUNNING THENCE NORTH 80 RODS; THENCE EAST 48 RODS; THENCE IN A SOUTHWESTERLY DIRECTION TO THE POINT OF BEGINNING;

ALSO: COMMENCING AT THE NORTHEAST CORNER OF SECTION 26, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO AND RUNNING THENCE WEST 156 RODS; THENCE SOUTH 80 RODS; THENCE EAST 72 RODS; THENCE SOUTH 71 RODS; THENCE EAST 84 RODS; THENCE NORTH 151 RODS TO THE PLACE OF BEGINNING.

EXCEPTING THEREFROM:

PART OF THE NORTHEAST QUARTER OF SECTION 26 AND THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE BASELINE AND MERIDIAN, FRANKLIN COUNTY, IDAHO MORE PARTICULARLY DESCRIBED AS:
COMMENCING AT THE EAST QUARTER CORNER OF SECTION 26, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE BASELINE AND MERIDIAN MONUMENTED WITH AN ALUMINUM CAP; THENCE NORTH 00° 08' 59" WEST 268.67 FEET ALONG THE SECTION LINE; THENCE WEST 621.69 FEET TO THE POINT OF BEGINNING LOCATED ON THE SOUTHEASTERLY RIGHT OF WAY LINE OF THE CUB RIVER ROAD MARKED WITH A ½" REBAR, AND RUNNING THENCE NORTH 30° 38' 18" EAST 590.41 FEET ALONG SAID RIGHT OF WAY TO A FENCE CORNER; THENCE ALONG SAID FENCE THE NEXT TWO COURSES, SOUTH 60° 08' 08" EAST 196.47 FEET (198 FEET BY RECORD); THENCE NORTH 30° 38' 59" EAST 437.97 FEET (445.50 FEET BY RECORD) TO A FENCE CORNER; THENCE SOUTH 59° 05' 53" EAST 95.45 FEET TO THE CENTERLINE OF THE CUB RIVER; THENCE ALONG SAID CENTERLINE THE NEXT EIGHT COURSES: SOUTH 17° 53' 54" WEST 30.79 FEET; THENCE SOUTH 26° 33' 10" WEST 149.29 FEET; THENCE SOUTH 06° 07' 38" WEST 42.55 FEET; THENCE SOUTH 13° 14' 18" EAST 219.52 FEET; THENCE SOUTH 43° 58' 03" WEST 181.33 FEET; THENCE SOUTH 77° 09' 21" WEST 50.35 FEET; THENCE SOUTH 62° 25' 50" WEST 58.61 FEET; THENCE SOUTH 42° 05' 05" WEST 222.17 FEET; THENCE LEAVING THE CENTERLINE OF THE CUB RIVER AND FOLLOWING A FENCE THE NEXT TWO COURSES: SOUTH 87° 57' 52" WEST 322.48 FEET; THENCE NORTH 61° 24' 07" WEST 54.50 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM:

PART OF THE NORTHEAST QUARTER OF SECTION 26 AND THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE BASELINE AND MERIDIAN, FRANKLIN COUNTY, IDAHO MORE PARTICULARLY DESCRIBED AS:
COMMENCING AT THE EAST QUARTER CORNER OF SECTION 26, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE BASELINE AND MERIDIAN MONUMENTED WITH AN ALUMINUM CAP; THENCE NORTH 00° 08' 59" WEST 116.17 FEET ALONG THE SECTION LINE; THENCE SOUTH 89° 54' 00" EAST 73.44 FEET TO THE POINT OF BEGINNING LOCATED AT A FENCE INTERSECTION MARKED WITH A ½" REBAR; AND RUNNING THENCE ALONG AN EXISTING FENCE THE NEXT EIGHT COURSES: THENCE NORTH 32° 27' 42" EAST 213.75 FEET; THENCE NORTH 52° 05' 22" EAST 204.97 FEET; THENCE NORTH 31° 37' 22" EAST 211.22 FEET; THENCE NORTH 50° 47' 10" EAST 226.56 FEET; THENCE NORTH 56° 05' 15" EAST 189.51 FEET; THENCE NORTH 28° 33' 36" EAST 96.43 FEET; THENCE NORTH 23° 32' 04" EAST 117.48 FEET; THENCE NORTH 13° 44' 41" EAST 258.03 FEET TO A FENCE INTERSECTION; THENCE ALONG A FENCE THE NEXT THREE COURSES, THENCE SOUTH 88° 58' 41" WEST 177.44 FEET; THENCE SOUTH 87° 58' 14" WEST 89.73 FEET; THENCE NORTH 87° 06' 40" WEST 306.46 FEET; THENCE SOUTH 83° 33' 28" WEST 99.65 FEET TO ANOTHER EXISTING FENCE; THENCE ALONG SAID FENCE NORTH 87° 50' 43" WEST 285.32 FEET TO THE SOUTHEASTERLY RIGHT OF WAY LINE OF THE CUB RIVER ROAD MARKED WITH A ½" REBAR; THENCE SOUTH 30° 38' 18" WEST 68.26 FEET ALONG SAID RIGHT OF WAY; THENCE SOUTH 87° 50' 43" EAST 315.12 FEET TO THE CENTERLINE OF THE CUB RIVER; THENCE ALONG SAID CENTERLINE THE NEXT ELEVEN COURSES: SOUTH 39° 59' 19" WEST 109.66 FEET; THENCE SOUTH 17° 53' 54" WEST 179.66 FEET; THENCE SOUTH 26° 33' 10" WEST 149.29 FEET; THENCE SOUTH 06° 07' 38" WEST 42.55 FEET; THENCE SOUTH 13° 14' 18" EAST 219.52 FEET; THENCE SOUTH 43° 58' 03" WEST 181.33 FEET; THENCE SOUTH 77° 09' 21" WEST 50.35 FEET; THENCE SOUTH 62° 25' 50" WEST 58.61 FEET; THENCE SOUTH 42° 05' 05" WEST 236.02 FEET; THENCE SOUTH 26° 45' 10" WEST 38.59 FEET; THENCE SOUTH 09° 42' 35" WEST 93.97 FEET; THENCE LEAVING THE CENTERLINE OF THE CUB RIVER SOUTH 89° 54' 00" EAST 294.47 FEET ALONG A FENCE LINE TO POINT OF BEGINNING.

ALSO INCLUDING: THE SOUTHEAST QUARTER OF SECTION 23, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT OF LAND:

COMMENCING AT A POINT 9 RODS NORTH AND 780 FEET WEST FROM THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 26, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO AND RUNNING THENCE IN A NORTHEASTERLY DIRECTION 9 RODS AND 4 FEET; THENCE EAST 21½ RODS; THENCE SOUTHWESTERLY ALONG A COUNTY ROAD 9 RODS AND 4 FEET; THENCE WEST 21 RODS TO THE PLACE OF BEGINNING.

THE CORRECTIONS CORRECT THE LEGAL DESCRIPTION IN WARRANTY DEED RECORDED NOVEMBER 1, 1990 UNDER INSTRUMENT NO. 182805 IN THE RECORDS OF FRANKLIN COUNTY.

ALSO EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT OF LAND:

COMMENCING 29 FEET WEST AND 156 FEET SOUTHWEST ALONG THE SOUTH SIDE OF COUNTY ROAD FROM THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF

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SECTION 26, TOWNSHIP 15 SOUTH, RANGE 40 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO AND RUNNING THENCE SOUTHEAST 12 RODS, THENCE SOUTHWEST 27 RODS; THENCE NORTHWEST 12 RODS TO THE COUNTY ROAD; THENCE NORTHEAST ALONG THE SOUTH SIDE OF THE COUNTY ROAD 27 RODS TO THE PLACE OF BEGINNING.

ALSO EXCEPTING THEREFROM LAND THAT HAS BEEN DEEDED TO FRANKLIN COUNTY FOR ROAD PURPOSES.

SUBJECT TO BOUNDARY LINE AGREEMENT RECORDED MAY 27, 1999 UNDER INSTRUMENT NO. 206434.

to the county road thence Northeast along the South side of the County road 27 rods to the place of beginning. Also 1/3 of two cubic feet per second of time of the waters of Cub River as per decree also all culinary water.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to said property, as well in law as in equity, of the said parties of the first part.

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

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Leslie G. Gailey (SEAL)

Lale Gailey (SEAL)

STATE OF IDAHO,

County of Franklin--ss.

On this 22nd day of November in the year 1952, before me J. N. Larsen a Notary Public in and for said State, personally appeared Leslie G. Gailey and his wife Lale Gailey known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

(Seal)

J. N. Larsen
Notary Public, Residing at Preston, Idaho.

STATE OF IDAHO,

County of Franklin--ss.

I hereby certify that this instrument was filed for record at the request of J. N. Larsen Co. at 12:10 P. M., August 25, 1958.

Fee: \$2.00

C. L. Swenson: Ex-Officio Recorder

By Deane Long Deputy

-- Compared --

Inst. No. 102745

WARRANTY DEED

THIS INDENTURE, made this 9th day of December in the year of our Lord one thousand nine hundred and Fifty-two between P. D. Griffith, a widower of Preston County of Franklin State of Idaho the party of the first part, and Kwen Griffith also known as Kwen D. Griffith of Preston County of Franklin State of Idaho the party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of One Dollar and other valuable consideration lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate, situated in the County of Franklin, State of Idaho, to-wit:

Commencing at the Northeast corner of Section 26, Township 15 South, Range 40 East of Boise Meridian, thence running West 156 rods; thence South 80 rods; thence East 72 rods; thence South 71 rods; thence East 84 rods; thence North 151 rods to the place of beginning.

Also the Southeast quarter of Section 23, Township 15 South, Range 40 East of Boise Meridian, containing 160 acres.

Also, beginning at the Southwest corner of the Southwest quarter of the Northwest quarter of Section 25, Township 15 South, Range 40 East of Boise Meridian; running thence North 80 rods; thence East 48 rods; thence in a Southwesterly direction to the point of beginning containing 12 acres, more or less.

Excepting therefrom land that has been deeded to Franklin County for road purposes.

Also excepting therefrom the following described tract of land:

Commencing at a point 9 rods North and 780 feet West from the Southeast corner of the Northeast quarter of Section 26, Township 15 South, Range 40 East of Boise Meridian, and running thence in a Northeasterly direction 9 rods and 4 feet; thence West 21½ rods; thence Southwesterly along the county road 9 rods and 4 feet; thence East 21 rods to the place of beginning.

Also, excepting therefrom the following described tract of land:

Commencing 29 feet West and 156 feet Southwest along the South side of the County road from the Northeast corner of the Southeast quarter of the Northeast quarter of Section 26, Township 15 South, Range 40 East Boise Meridian, running thence Southeast 12 rods; thence Southwest 27 rods; thence Northwest 12 rods to the

Exhibit D

Exhibit E

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county road thence Northeast along the South side of the county road 27 rods to the place of beginning. Also 1/3 of two cubic feet per second of time of the Waters of Cub River as per decree also all culinary water.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to said property, as well in law as in equity, of the said party of the first part.

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

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

SIGNED, SEALED AND DELIVERED IN PRESENCE OF
STATE OF IDAHO,
County of Franklin--ss.

P. D. Griffeth (SEAL)

On this 9th day of December in the year 1952, before me J. N. Larsen a Notary Public in and for said State, personally appeared P. D. Griffeth, a widower known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

J. N. Larsen
Notary Public, Residing at Preston, Idaho.

(Seal)
STATE OF IDAHO,
County of Franklin--ss.

I hereby certify that this instrument was filed for record at the request of J. N. Larsen Co. at 12:15 P. M., August 25, 1958.

Fee: \$2.00

C. L. Swenson: Ex-Officio Recorder
By L. R. Long Deputy

- - Compared - -

Inst. No. 102748

WARRANTY DEED

THIS INDENTURE, made this 13th day of February in the year of our Lord one thousand nine hundred and Fifty-three between William Stanley Winn and his wife Flora T. Winn of Preston County of Franklin State of Idaho the parties of the first part, and Kenneth Johnson and his wife Eva Johnson, joint tenants by entirety with full rights vested in the survivor and not as tenants in common of Preston County of Franklin State of Idaho the parties of the second part.

WITNESSETH, That the said part of the first part, for and in consideration of the sum of One Dollar lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all the following described real estate, situated in the County of Franklin, State of Idaho, to-wit:

Commencing at a point 118 rods East and 29 rods South from the Northwest Corner of Section 26 Township 15 South, Range 39 East of the Boise Meridian and running thence East 6 rods; thence South 80 feet; thence West 36 feet; thence North 47 feet; thence west 63 feet; thence North 33 feet to the place of beginning.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to said property, as well in law as in equity, of the said parties of the first part.

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

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF
STATE OF IDAHO,
County of Franklin--ss.

William Stanley Winn (SEAL)
Flora T. Winn (SEAL)

Exhibit E

or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to said property, as well in law as in equity, of the said parties of the first part.

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

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

(\$14.30 U. S. I. R. Stamps, Duly Affixed and Cancelled)

PRESENCE OF

Lorenzo M. Wright

(SEAL)

Sylvia Wright

(SEAL)

STATE OF IDAHO,

County of Franklin--ss.

On this 29th day of September in the year 1950 before me J. N. Larsen a Notary Public in and for said State, personally appeared Lorenzo M. Wright and his wife, Sylvia Wright known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

(Seal)

J. N. Larsen

Notary Public, Residing at Preston, Idaho.

STATE OF IDAHO,

County of Franklin--ss.

I hereby certify that this instrument was filed for record at the request of J. N. Larsen Co. at 12:05 P. M., August 25, 1958.

Fee: \$2.00

C. L. Swenson: Ex-Officio Recorder

By Le Roy Long Deputy

-- Compared --

Inst. No. 102744

WARRANTY DEED

THIS INDENTURE, made this 22nd day of November in the year of our Lord one thousand nine hundred and Fifty-two between Leslie G. Gailley and his wife Iale Gailley of Preston County of Franklin State of Idaho the parties of the first part, and P. D. Griffith of Preston County of Franklin State of Idaho the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of One Dollar and other valuable considerations lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted; bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate, situated in the County of Franklin, State of Idaho; to-wit:

An undivided one third interest in and to the following described land:

Commencing at the Northeast corner of Section 26, Township 15 South, Range 40 East of the Boise Meridian, thence running West 156 rods; thence South 80 rods; thence East 72 rods; thence South 71 rods; thence East 84 rods; thence North 151 rods to the place of beginning.

Also the Southeast quarter of Section 23, Township 15 South, Range 40 East of the Boise Meridian, containing 160 acres.

Also, beginning at the Southwest corner of the Southwest quarter of the Northwest quarter of Section 25, in Township 15 South, Range 40 East of the Boise Meridian; and running thence North 80 rods; thence East 48 rods; thence in a Southwesterly direction to the point of beginning containing 12 acres more or less.

Excepting therefrom land that has been deeded to Franklin County for road purposes.

Also excepting therefrom the following described tract of land:

Commencing at a point 9 rods North and 780 feet West from the Southeast corner of the Northeast quarter of Section 26, Township 15 South, Range 40 East of the Boise Meridian, and running thence in a Northeasterly direction 9 rods and 4 feet; thence West 21½ rods; thence Southwesterly along the county road 9 rods and 4 feet; thence East 21 rods to the place of beginning.

Also, excepting therefrom the following described tract of land:

Commencing 29 feet West and 156 feet Southwest along the South side of the county road from the Northeast corner of the Southeast quarter of the Northeast quarter of Section 26, Township 15 South, Range 40 East of the Boise Meridian, and running thence Southeast 12 rods; thence Southwest 27 rods; thence Northwest 12 rods

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Exhibit C

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Exhibit D

[Handwritten signature]

said parties of the first part.

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

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

C. L. Swenson (SEAL)

Janetta Swenson (SEAL)

STATE OF IDAHO,

County of Franklin--ss.

On this 25th day of August in the year 1958, before me Ted Larsen a Notary Public in and for said State, personally appeared C. L. Swenson and wife Janetta Swenson known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

(Seal)

Ted Larsen
Notary Public, Residing at Preston, Idaho

STATE OF IDAHO,

County of Franklin--ss.

I hereby certify that this instrument was filed for record at the request of Ted Larsen at 10:40 A. M., August 25, 1958.

Fee: \$1.50

C. L. Swenson: Ex-Officio Recorder

By LaRue Long Deputy

-- Compared --

Inst. No. 102743

WARRANTY DEED

THIS INDENTURE, made this 29th day of September in the year of our Lord one thousand nine hundred and Fifty between Lorenzo M. Wright and his wife, Sylvia Wright of Preston County of Franklin State of Idaho the parties of the first part, and P. D. Griffith, Kwen Griffith and Leslie G. Gailey of Preston County of Franklin State of Idaho the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Thirteen Thousand and no/100 Dollars lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all the following described real estate, situated in the County of Franklin, State of Idaho, to-wit:

Commencing at the Northeast corner of Section 26, Township 15 South, Range 40 East of the Boise Meridian, thence running West 156 rods; thence South 80 rods; thence East 72 rods; thence South 71 rods; thence East 84 rods; thence North 151 rods to the place of beginning.

Also the Southeast quarter of Section 23, Township 15 South, Range 40 East of the Boise Meridian, containing 160 acres.

Also, beginning at the Southwest corner of the Southwest quarter of the Northwest quarter of Section 25, in Township 15 South, Range 40 East of the Boise Meridian; and running thence North 80 rods; thence East 48 rods; thence in a Southwesterly direction to the point of beginning containing 12 acres more or less.

Excepting therefrom land that has been deeded to Franklin County for road purposes.

Also excepting therefrom the following described tract of land:

Commencing at a point 9 rods North and 780 feet West from the Southeast corner of the Northeast quarter of Section 26, Township 15 South, Range 40 East of the Boise Meridian, and running thence in a Northeasterly direction 9 rods and 4 feet; thence West 21½ rods; thence Southwesterly along the county road 9 rods and 4 feet; thence East 21 rods to the place of beginning.

Also, excepting therefrom the following described tract of land:

Commencing 29 feet West and 156 feet Southwest along the South side of the county road from the Northeast corner of the Southeast quarter of the Northeast quarter of Section 26, Township 15 South, Range 40 East of the Boise Meridian, and running thence Southeast 12 rods; thence Southwest 27 rods; thence Northwest 12 rods to the county road thence Northeast along the South side of the county road 27 rods to the place of beginning. Also 1/3 of two cubic feet per second of time of the waters of Cub River as per decree also all culinary water.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging

Exhibit C

heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IT WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in
the presence of

Ethlyn Thurston (SEAL)

Stephen Thurston Jr. (SEAL)

Jos W. Peterson

STATE OF UTAH

COUNTY OF KANE--SS

On this 5 day of February in the year 1924, before me Jos. W. Peterson a notary public in and for said County and State personally appeared Ethlyn Thurston and Stephen Thurston Jr. known to me to be the persons whose names are subscribed to the within and foregoing instrument, and acknowledged to me that they executed the same.

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

My commission expires February 9, 1924. (SEAL)

Jos. W. Peterson, Notary Public
Residing at Smithfield, Utah

STATE OF IDAHO

COUNTY OF FRANKLIN--SS

I hereby certify that this instrument was filed for record at the request of Jos. W. Peterson, at 9-30 A.M. February 16th, 1924.

Fees. \$1.20

Compared.

John A. R. R. R.
Ex-Officio Recorder.

INST. NO. 21634

WARRANTY DEED

THIS INSTRUMENT, made the Eleventh day of July, in the year of our Lord one thousand nine hundred and Twenty-three between Alvin J. Sharp and his wife, Lorna Sharp, of Mapleton of the County of Franklin and the State of Idaho, the parties of the first part, and Lorenzo M. Wright, of Riverdale of the County of Franklin and the State of Idaho, the party of the second part.

WITNESSETH: That the said parties of the first part for and in consideration of the sum of \$3,500.00 Thirty-five Hundred and no/100 Dollars lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents grant, sell, bargain, convey, and confirm unto the said party of the second part, and to his heirs and assigns forever all that certain lot, piece or parcel of land situate, lying and being in the County of Franklin and state of Idaho, and bounded and described as follows, to-wit:

Commencing at the Northeast corner of Section Twenty-six (26), Township Fifteen (15) South, Range Forty (40) East of the Boise Meridian, Idaho, and running thence West One Hundred fifty-six (156) rods; thence South Eighty (80) rods; thence East Seventy-two (72) rods; thence South Seventy-one (71) rods; thence East Eighty-four (84) rods; thence North One Hundred fifty-one (151) rods, to the place of beginning, containing 115.25 acres.

Together with the water thereunto decreed, less one-third of one second foot of the decreed water right belonging thereto of the date of priority of 1879, heretofore deeded to the City of Preston, Idaho, which is reserved from this grant.

Also reserving a right of way one rod in width from the N. E. corner running Southwesterly to the Whitney Ditch, with the right of the grantee herein and his heirs to cross said right of way at any point desired, and to maintain the necessary gates so to do.

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Exhibit B

(\$3.50 U. S. L. R. Stamps attached and duly cancelled.)

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and the rents, issues and profits thereof, and together with all ditch and water rights of every nature, however evidenced, used with said land or belonging to same.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereto incident, unto the said party of the second part, and to his heirs and assigns forever, and the said parties of the first part and their heirs, the said premises in a quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IT WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in
the presence of

E.R. Nielsen

Alvin J. Sharp (SEAL)

Lorna Sharp (SEAL)

STATE OF IDAHO

COUNTY OF FRANKLIN--SS

On this Eleventh day of July, in the year 1923, before me E.R. Nielsen, a notary public in and for said County and State personally appeared Alvin J. Sharp and his wife, Lorna Sharp known to me to be the persons whose names are subscribed to the within and foregoing instrument, and acknowledged to me that they executed the same.

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

My commission expires September 29th, 1923. (SEAL)

E.R. Nielsen
Notary Public
Address Preston, Idaho.

STATE OF IDAHO

COUNTY OF FRANKLIN--SS

I hereby certify that this instrument was filed for record at the request of J. N. Larsen Co. at 2-30 P.M. February 16th, 1924.

Fees. \$1.40

Compared:

John A. Alfred
Ex-Officio Recorder.

INST. NO. 21635

QUIT CLAIM DEED

This Indenture, made this 16th day of August, in the year, A.D. one thousand nine hundred twenty-three, between Caroline J. Alfred, a widow of the County of Franklin, State of Idaho, party of the first part, and Lorenzo M. Wright of the County of Franklin, State of Idaho, party of the second part,

WITNESSETH; That the said party of the first part, for and in consideration of the sum of One Dollar and other good and valuable considerations lawful money of the United States of America, to her in hand paid, by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents demise, release, and forever quitclaim unto the said party of the second part, and to his heirs and assigns forever, all that certain lot, piece, or parcel of land situate, lying and being in Franklin County, State of Idaho, and bounded and particularly described as follows, to-wit:

Commencing at a point 9 rods north of the Southeast corner of the Northeast quarter of Section 26, Township 15 South, Range 40 East of the Boise Meridian, thence running North 151 rods; thence West 156 rods; thence South 80 rods; thence East 72 rods;

Exhibit B

* Missing Pages.

services, after allowing all just credits and offsets, the sum of \$51.50; that no part thereof has been paid, and that there is now due and unpaid thereon the sum of \$51.50; in which amount he claims a lien upon said crop.

Carver & Wilson
Atty's for Claimant

STATE OF IDAHO

County of Franklin--SS

Eber M. Wilson, being first duly sworn on oath deposes and says that he is the attorney for Marvin Rollingsworth, the claimant in the foregoing claim, and that as such attorney he makes this verification for and on behalf of his client, that he has read the foregoing claim, that he knows the contents thereof and believes the same to be true.

Eber M. Wilson

Subscribed and sworn to before me this 25th day of September, 1923.

(SEAL)

J. A. Carver
Notary Public

STATE OF IDAHO

COUNTY OF FRANKLIN--SS

I hereby certify that this instrument was filed for record at the request of Carver & Wilson, at 11-40 A.M. September 25th, 1923.

Fees. \$0.80

Compared

John A. Roper
Ex-Officio Recorder.

INST. NO. 20821

County of Franklin

State of Idaho--SS

I, J. N. Larsen, the undersigned, being first duly sworn, on oath deposes and says I am personally acquainted with Marie C. Carlson, who appears as Grantee in a certain warranty deed, recorded in the office of the Recorder of Franklin County, Idaho, in Book 17 of Deeds, at page 599, and do Certify that she is one and the same person as Marie N. Carlson, who appears as Grantor in a certain warranty deed which is of record in the said Recorder's office, in Book 16 of Mortgages, at page 526.

J. N. Larsen

Subscribed and sworn to before me this 21 day of August, 1923, in the County of Franklin state of Idaho.

(SEAL)

J. S. Larsen
Notary Public
Residing at Preston, Idaho.

STATE OF IDAHO

COUNTY OF FRANKLIN--SS

I hereby certify that this instrument was filed for record at the request of J. N. Larsen Co. at 4-10 P.M. September 25th, 1923.

Fees. \$0.40

Compared

John A. Roper
Ex-Officio Recorder.

INST. NO. 20832

STIPULATION AND AGREEMENT.

WHEREAS, Alvin J. Sharp, Lorna Sharp, Lorenzo M. Wright and Brigham M. Burbank, residents of Franklin County, Idaho, for good and valuable considerations, each to the other paid, hereby agree and stipulate absolutely as follows:

That as to that certain water award as designated in the decree of January 26, 1906, rendered by Alfred Budge, Judge of the District Court of the Fifth Judicial

Exhibit H

26

water award

District, in and for Oneida County, State of Idaho, in the case entitled The Cub River Irrigation Company vs. The Cub River Middle Ditch Company, by which there was awarded to certain lands located in the East half of Section 26, Township 15 South, Range 40 East of the Boise Meridian, one and one-third cubic feet per second of time of the waters of the Cub River, dating from the year 1882;

That there is belonging with, and appurtenant and attaching to that certain tract of approximately 115 acres located in the Northeast quarter of the said Section 26, owned by Alvin J. Sharp, Lorna Sharp, and Lorenzo M. Wright, a divided one-half of the water covered by the said award, said divided one-half interest consisting of two thirds of one cubic foot per second of time of the waters of the Cub River dating from the year 1882;

That there is belonging with and appurtenant and attaching to the tract of approximately 130 acres of land located in the east half of the said Section 26, and said land owned by Brigham M. Burbank, a divided one-half of the water covered by the said award, said divided one-half consisting of two-thirds of a cubic foot of water per second of time, of the waters of the Cub River, dating from the year 1882;

That the division of the said water as herein stipulated by the parties hereto, is in exact accordance with the actual use of the said water on the lands referred to during years past, and at the present time;

That this stipulation and agreement shall serve as a notice to all parties in interest, and to follow in interest hereafter as to the proportion of the water covered by the above referred to award, actually appurtenant to the respective tracts of land referred to.

Alvin J. Sharp

Lorna Sharp

Lorenzo M. Wright

Brigham M. Burbank

STATE OF IDAHO

COUNTY OF FRANKLIN--SS

On this 22nd day of September in the year 1923 before me J. S. Larsen, a Notary Public in and for said County and State, personally appeared Alvin J. Sharp, Lorna Sharp, Lorenzo M. Wright and Brigham M. Burbank known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

My commission expires Aug. 5, 1925. (SEAL)

J. S. Larsen
Notary Public
Address Preston, Idaho.

STATE OF IDAHO

COUNTY OF FRANKLIN--SS

I hereby certify that this instrument was filed for record at the request of J. N. Larsen Co. at 2-20 P.M. September 27th, 1923.

Fees. \$1.20

Compared.

John A. Koford
Ex-Officio Recorder.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718
Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

September 02, 2021

DEBRA HULL
6887 E CUB RIVER RD
PRESTON ID 83263-5709

Re: Change in Water Right Ownership: 13-29 (Split into 13-29 and 13-8083)

Dear Water Right Holder(s):

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

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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: WESTERN AG CREDIT FLCA
WATER DISTRICT 13A

RECEIVED
JAN 08 2021

CLERK OF DISTRICT COURTS
LEHIGH REGION

We called on January 5, 2021
on instructions for resubmitting
a Notice of Change in Water
Rights ownership

Water right is #13--9
in the names of Caroline
Atwood and Bink Burbank
on Township 15 Range 40 Section 26

Transferred to James Hunt
Debra Hunt
6887 E Cutler Road
Preston Idaho 83263
208-852-2760

Thank You.