

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 82991**RECEIVED**

JAN 11 2019

Department of Water Resources
Eastern Region

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at www.idwr.idaho.gov.

Name of Applicant(s) Dwayne and Marie Seeley

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☐ * Completed Application for Transfer of Water Right form, Part 1.
- ☐ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☐ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☐ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☐ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☐ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☐ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☐ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☐ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).**
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☐ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☐ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☐ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ ☐ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☐ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☐ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☐ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☐ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- ☐ ☐ #10 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

RECEIVED

JAN 11 2019

Department of Water Resources
Eastern Region

Name of Applicant(s) Dwayne and Marie Seeley Phone 208-356-3284

Mailing address 33 S 5th W Rexburg, ID 83440 Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Donald Day Phone 208-313-0477

Mailing address 975 S 5500 W Rexburg, ID 83440 Email lazykd2@juno.com

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Dwayne Seeley
Signature of Applicant or Authorized Representative

DWAYNE SEELEY
Print Name and Title if applicable

11/27/2018
Date

Marie Seeley
Signature of Applicant or Authorized Representative

MARIE SEELEY
Print Name and Title if applicable

11/27/2018
Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.

THIS GROUND HAS BEEN FLOOD IRRIGATED FOR YEARS. WE WANT THE WATER SO WE CAN CONTINUE TO FLOOD IRRIGATE IN THE FUTURE AS HAS BEEN DONE IN THE PAST.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	21-33C	.24	IRRIGATION	04/01 to 10/31	Fall River / Henrys Fork
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights .24 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed .24 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
8N	41E	13										0.6	2.3	0.1					3.0
Total Acres (for irrigation use)																			3.0

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Water being delivered through the Curr Ditch

- b. Who owns the property at the point(s) of diversion? EDGAR LASSON
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

Curr Ditch Right of Way

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank? If yes, ☐ complete Attachment WSB.
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

NONE

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

NONE

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

2/1/2019

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILCOX BROTHERS LLC 1110 GOLDEN BEAUTY DR REXBURG, ID 83440 (208) 356-7563

Status: Active

Tributary
HENRYS FORK

<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
04/01	10/31	0.240 CFS
Total Diversion		0.240 CFS

FALL RIVER L5(SWNWSW) Sec. 20, Twp 08N, Rge 42E, FREMONT County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
08N	41E	13											39.0 L11	1.8 L10					40.8
08N	41E	14													15.0 L2		16.0 L3	39.0	70.0
08N	41E	23	40.0	29.0 L1	5.1	5.3													79.4
08N	41E	24					2.0	39.0											41.0

1.	C18	This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2.	E56	The rights listed below are limited to the irrigation of a combined total of 231.2 acres in a single irrigation season. Combined Right Nos.:21-10587, 21-10588, 21-33C

Decreed Date: 2/19/2009
Civil Case Number: 39576
Judicial District: FIFTH

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/1/2019

State or Federal: S
Water District Number: 01
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		231.2

21-10588 V1,21-10587 ,21-33C

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		231.2

21-10587 ,21-33C ,21-10588

SubCase:

SubCaseNumber: 21-33C

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date:

Attorney Assigned:

Adjudication Agent:

Basis of Claim: Decreed

Date Filed:

Objection Status:

Water Supply Bank:

N/A

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ www.idwr.idaho.gov, Water Right Transfers, Step 1. Insert Part 2A reports into the application following Part 1.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☐ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ www.idwr.idaho.gov, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number: 21-33C

1. amount .24 (cfs/ac-ft) for Irrigation purposes from 04/01 to 10/31
 amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
 amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
 amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
 amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
 amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
 amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
 amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

[illegible]

2/1/2019

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILCOX BROTHERS LLC 1110 GOLDEN BEAUTY DR REXBURG, ID 83440 (208) 356-7563

Status: Active

Tributary
HENRYS FORK

<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
04/01	10/31	4.800 CFS
<u>Total Diversion</u>		4.800 CFS

FALL RIVER L5(SWNWSW) Sec. 20, Twp 08N, Rge 42E, FREMONT County

[illegible]

POU Total Acres: 231.2

1.	K06	This right is limited to the irrigation of 146 acres within the place of use described above in a single irrigation season.
2.	E56	The rights listed below are limited to the irrigation of a combined total of 231.2 acres in a single irrigation season. Combined Right Nos.:21-10587, 21-10588, 21-33C
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.

8299 1

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/1/2019

Decreed Date: 2/19/2009
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 01
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		231.2

21-10588 V1,21-10587 ,21-33C

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		231.2

21-10587 ,21-33C ,21-10588

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		231.2

21-10588 V1,21-10587

SubCase:

SubCaseNumber: 21-10587
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed:
Objection Status:

Water Supply Bank:

N/A

2/1/2019

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILCOX BROTHERS LLC 1110 GOLDEN BEAUTY DR REXBURG, ID 83440 (208) 356-7563

Status: Active

Tributary
HENRYS FORK

<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
04/01	10/31	6.400 CFS
Total Diversion		6.400 CFS

Volume

FALL RIVER L5(SWNWSW) Sec. 20, Twp 08N, Rge 42E, FREMONT County

IRRIGATION within FREMONT County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
08N	41E	13											39.0 L11	1.8 L10					40.8
08N	41E	14													15.0 L2		16.0 L3	39.0	70.0
08N	41E	23	40.0	29.0 L1	5.1	5.3													79.4
08N	41E	24					2.0	39.0											41.0

POU Total Acres: 231.2

1.	E56	The rights listed below are limited to the irrigation of a combined total of 231.2 acres in a single irrigation season. Combined Right Nos.:21-10587, 21-10588, 21-33C
2.	K06	This right is limited to the irrigation of 108 acres within the place of use described above in a single irrigation season.
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.

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IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/1/2019

Decreed Date: 2/19/2009
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 01
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
21-10587 ,21-33C ,21-10588		231.2

SubCase:

SubCaseNumber: 21-10588
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed:
Objection Status:

Water Supply Bank:

N/A

Proposed Place of Use for Water Right 21-33C Transfer



82991

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legend

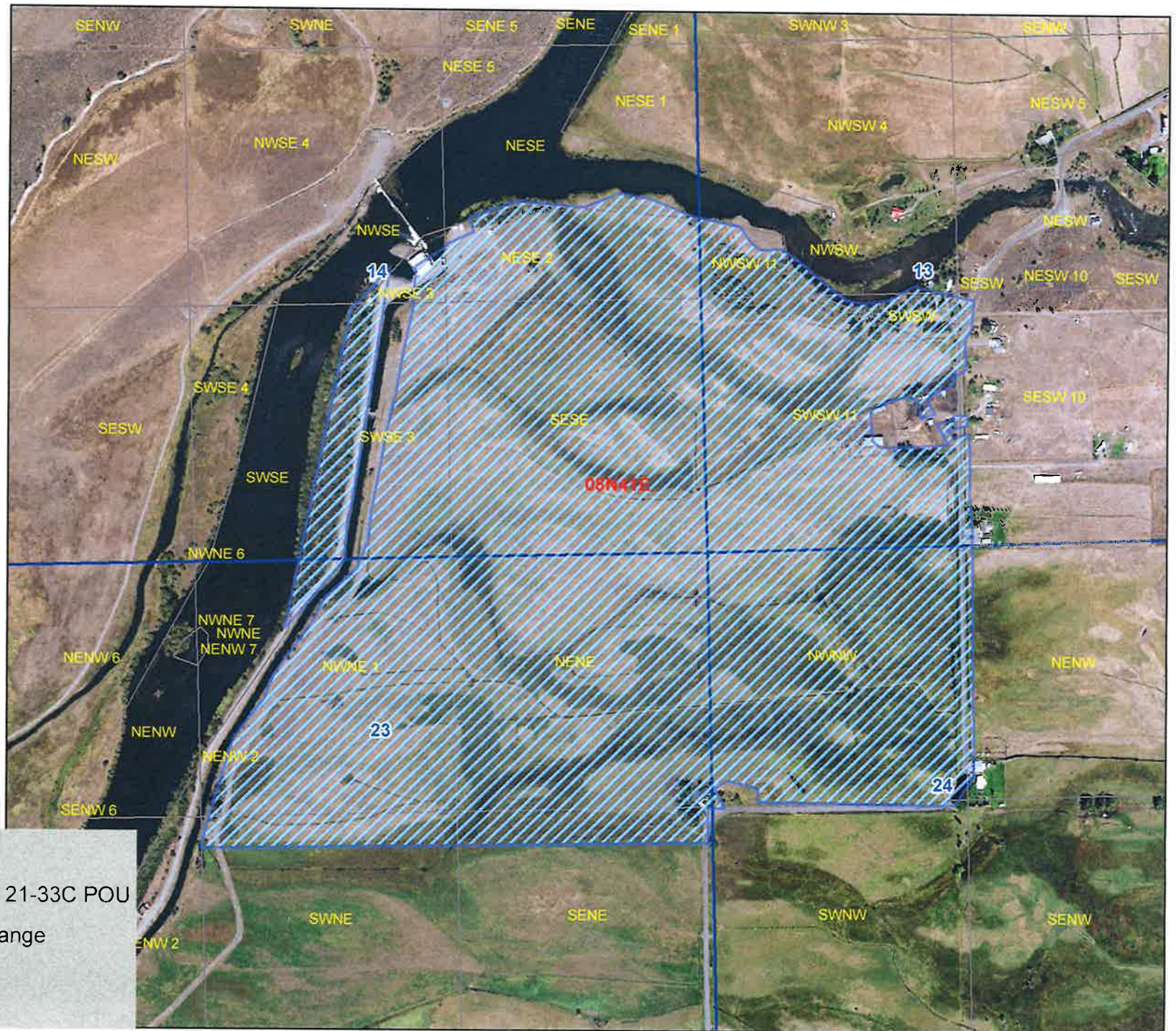
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-  Proposed_POU
 Township/Range
 Sections
 00

USDA FSA ISU GIS TRcC

Water Right 21-33C, 21-10587, 21-10588 and 21-4063 POU

82991



Legend

-  Water Right 21-33C POU
-  Township/Range
-  Sections
-  QQ

Resolution

June 22, 2018

To whom it may concern;

Whereas;

Upon purchase of the property in Chester, Freemont County, Idaho Wilcox Brothers acquired all the water rights form the Blanchard family.

And Whereas;

Dwayne Seeley and his wife one of the previous owners, and still owning a small parcel (6 acres) of property desires to have deeded to them the proper amount or water needed from the Curr Ditch. This was an oversight in the transaction that was overlooked.

And Whereas;

The Curr Ditch is not incorporated at this time to properly take care of this detail.

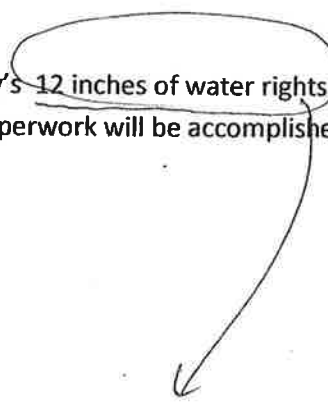
Therefore Be it resolved that;

Wilcox Brothers LLC hereby delivers to the Seeley's 12 inches of water rights in the Curr Ditch and upon organizing the Ditch shall ensure that all legal paperwork will be accomplished to that end.



Terry Wilcox

Member

- 
- ① Check exact amount of water on deed.
 - ② Get that exact amount returned.
 - ③ Paperwork.
 - ④ Notarized -
 - ⑤ Watermaster can correct this.

WARRANTY DEED
P.O. BOX 761
REXBURG, ID 83440

WARRANTY DEED

Order No.:3040221818-L

FOR VALUE RECEIVED

Colleen Blanchard, an undivided 50% interest, Marie Seeley, an undivided 25% interest, and Colleen Harnden, an undivided 25% interest

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Wilcox Brothers, L.L.C., and Floyd Wilcox & Sons Inc.

whose current address is

30 Golden Beauty Drive, Rexburg, ID 83440

the grantee(s), the following described premises, in Fremont County, Idaho, TO WIT:

Lot 11 of Section 13; Lots two and three and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14; the North 88 rods of the NE $\frac{1}{4}$ of Section 23, and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24, all in Township 8 North, Range 41 East, Boise Meridian, Fremont County, Idaho.

Less: Beginning at a point that is North 00°00'23" East along the section line 1212.59 feet from the East $\frac{1}{4}$ corner of Section 23, Township 8 North, Range 41 East of the Boise Meridian, and running thence North 89°59'37" West 25.41 feet; thence North 49°06'05" West 132.23 feet; thence North 01°42'00" West 155.80 feet; thence North 88°48'19" East 130.03 feet to the East line of said Section 23; thence North 88°48'19" East into Section 24 a distance of 427.52 feet; thence South 146.73 feet, more or less to the South line of the Northwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 24; thence North 89°50'08" West along said South line of the Northwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ a distance of 427.45 feet to the West line of said Section 24; thence South 00°00'23" West along the Section line 108.43 feet more or less to the point of beginning.

Also less the following: A fraction of Section 13, Township 8 North, Range 41 East, Boise Meridian, Fremont County, Idaho, on the South side of Fall River. Beginning at a point 1289.85 feet West and 1130.00 feet North 0°18'06" East of the South quarter corner of Section 13, Township 8 North, Range 41 East, Boise Meridian, Fremont County, Idaho (said point of beginning is a half-inch steel rod on the west side of a county road) and running thence West 470.00 feet; thence North 130.00 feet to the South bank of Fall River; thence more or less along the said South bank North 60°14'55" East 547.85 feet; thence South 1°32'00" West 210.70 feet along an existing fence line; thence South 191.24 feet to the point of beginning.

Also included is an access roadway easement 25 feet in width, the centerline of which commences at a point 216 feet South of Fall River and 378 feet North of the Curr Ditch on a surveyed boundary line between Lots 10 and 11 of Section 13, Township 8 North, Range 41 East, Boise Meridian, Fremont County, Idaho and running thence East 250 feet, more or less, to the county roadway. More precisely described as a roadway easement 25 feet in width, the centerline of which is described as beginning at a point 1308.00 feet North 0°18'06" East and 1290.78 feet West of the South quarter corner of Section 13, Township 8 North, Range 41 East, Boise Meridian, Fremont County, Idaho, and running thence South 70°48'00" East 58.5 feet, more or less, to the West right of way line of the county road.

Also less: Beginning at a point on the South boundary line of Section 14 in Township 8 North of Range 41 East of the Boise Meridian, which is 1,769.0 feet due West from the Southeast corner of said Section 14, thence North 9°2' East 1,465.0 feet; thence North 52°2' East 390 feet, thence North 70°26' East 280.0 feet, thence North 82°26' East 85 feet, thence North 3°34' West 64 feet, thence North 84° West 32 feet, thence South 72° West 528.0 feet; thence South 43° West 406 feet the last three courses being on the meander line of the left bank of Henry's Fork River according to the United States Land Office survey thereof, thence South 9°2' West 1,414.0 feet, thence East 151.88 feet to the point of beginning.

Together with the following described water rights:

120 inches of the June 1, 1888
120 inches of the June 1, 1888

120 inches of the June 1, 1892

476957
Microfilm No. 1 Day Oct 20 02
AT 10:13 O'Clock PM
ABBE MACE
FREMONT CO RECORDER
Fee \$ 10.00 Deputy
Recorded at Request of
ALLIANCE TITLE & ESCROW

82991

200 inches of the June 1, 1892

All of the above is decreed water from Fall River Water out of the Curr Ditch.
Also 5 acre feet of the Fremont Madison Irrigation District.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: _____

Colleen Blanchard Sept 20, 2002 Marie Seeley
Colleen Blanchard Marie Seeley

Colleen Harnden

State of Idaho }
County of Fremont } ss. Madison

On this Sept. 20, 2002, before me, a Notary Public in and for said state, personally appeared Colleen Blanchard, Marie Seeley and Colleen Harnden

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that he/she/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.



Maria Gonzales
Notary Public for the State of Idaho
Residing at: Dexbury
Commission Expires: 2/4/08

Microfilm No. 570444
At 7:04 Day Sept 20 18 P M
O'Clock
ASSIE MACE
FREMONT CO RECORDER
Fee \$15-82 Deputy
Recorded at Request of
Dwayne Seeley

QUITCLAIM DEED

FOR VALUE RECEIVED,

Wilcox Brothers, LLC

do(es) hereby convey, release, remise and forever quitclaim unto

Dwayne Seeley and Marie Seeley, husband and wife

whose current address is: 33 S 5th W, Rexburg, ID 83440

the following described premises:

WATER RIGHT NO. 21-33C, Priority Date: 06/01/1891 Basis: Decreed
12 (Twelve) Inches

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns
forever.

Dated: August 23, 2018

Wilcox Brothers, LLC

Terry Wilcox
By:

State of ID } ss.
County of Madison }

On this 23 day of Sept, 2018, before me, Mary E. Loop-Lyman, a Notary Public in
and for the State, personally appeared Terry Wilcox known or identified to me to be
the managers of Wilcox Brothers, LLC an Idaho limited liability company, who subscribed said
limited liability company name to the foregoing instrument, and acknowledged to me that
he/she/they executed the same in said limited liability company's name.

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

Mary E. Loop-Lyman
Notary Public for the State of ID
Residing at: Rexburg, ID
Commission Expires: 08/26/2022

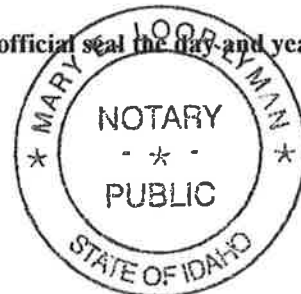


Exhibit 'A'

Beginning at a point 1289.85 feet West and 1130.00 feet North
0°18'06" East of the South quarter corner of Section 13,
Township 8 North, Range 41 East, Boise Meridian, Fremont
County, Idaho (said point of beginning is a half-inch steel
rod on the west side of a county road) and running thence
West 470.00 feet; thence North 130.00 feet to the South bank
of Fall River; thence more or less along the said South bank
North 60°14'55" East 547.85 feet; thence South 1°32'00" West
210.70 feet along an existing fence line; thence South 191.24
feet to the point of beginning. Contains 2.87 acres.

Also Includes herewith -watershares as described: 21-33C 1891 June 1 12"

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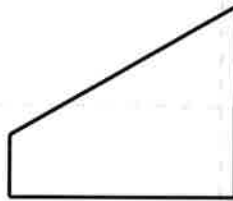
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NW
SW

NE
SW



SW
SW

SE
SW

13

8/24/2018

Scale: 1 inch= 400 feet

File:

Tract 1: 2.8654 Acres (124815 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/753002), Perimeter=1550 ft.

01 /se,sw,13,8n,41e
02 /n90w 1289.85
03 /n00e 1130
04 n90w 470
05 n00e 130
06 n60.1455e 547.85
07 s1.3200w 210.70

08 s00e 191.24

82991