

276920 1-2
Recorded at the request of
Clinton Aston
Time: 2:21P Amount \$ 15⁰⁰

FEB 20 2019

CAMILLE LARSEN, RECORDER
By [Signature] Deputy
Franklin County, Idaho

CORRECTION QUIT CLAIM DEED

THIS DEED IS GIVEN TO CORRECT AND REPLACE A LEGAL DESCRIPTION ON THE QUIT CLAIM DEED, RECORDED AUGUST 3, 2018, IN THE RECORDS OF FRANKLIN COUNTY, IDAHO, AS INSTRUMENT NO. 275021.

STATE OF IDAHO

FRANKLIN COUNTY

KNOW ALL MEN BY THESE PRESENT, For Value Received
Shaun Schvaneveldt
6755 W. 2200 S. Weston, Idaho 83286

Hereinafter called the grantor,

hereby quitclaims to Clinton K. Aston, a "Grantee",
residing at 5842 W. Hwy 36, County of Franklin, City of
Weston, State of FRANKLIN (hereinafter known as
the "Grantee(s)") all the rights, title, interest, and claim in or to the following described
WATER RIGHT, situated in FRANKLIN County, Idaho to-wit:
4 Acres of Ground Water Irrigation Right: Located in the State of Idaho. County of
Franklin Township 16S., Range 38E., Section 8. NW Quarter of the NE Quarter
Idaho Water Right Nos. 13-4120 and 13-2209

To have and to hold, the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, right, title, interest, lien, equity and claim whatsoever for the said first party, either in law or equity, to the only proper use, benefit and behalf of the said second party forever

[Signature]
Grantor's Signature

Shaun Schvaneveldt
Grantor's Name

6755 West 2200 South
Address

83286 Weston Idaho
City, State & Zip

Page 1/2

276920

2-2

(STATE OF IDAHO)

COUNTY OF FRANKLIN)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that _____ whose names are signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand this 18 day of February, 2019.



Sharon Kropp
Notary Public

My Commission Expires: 7-30-24

276921 1-2

Recorded at the request of
Clinton Aston
Time: 2:24 Amount \$ 1500

FEB 20 2019

CAMILLE LARSEN, RECORDER
By [Signature] Deputy
Franklin County, Idaho

CORRECTION QUIT CLAIM DEED

THIS DEED IS GIVEN TO CORRECT AND REPLACE A LEGAL DESCRIPTION ON THE QUIT CLAIM DEED, RECORDED AUGUST 3, 2018, IN THE RECORDS OF FRANKLIN COUNTY, IDAHO, AS INSTRUMENT NO. 275020.

STATE OF IDAHO

FRANKLIN COUNTY

KNOW ALL MEN BY THESE PRESENT, For Value Received

Charlotte Schvaneveldt

6762 W. 2200 S. Weston, Idaho 83286

Hereinafter called the grantor,

hereby quitclaims to Clinton K. Aston, a "Grantee", residing at 5842 W. Hwy 36, County of Franklin, City of Weston, State of FRANKLIN (hereinafter known as the "Grantee(s)") all the rights, title, interest, and claim in or to the following described WATER RIGHT, situated in FRANKLIN County, Idaho to-wit:

16 Acres of Ground Water Irrigation Right: Located in the State of Idaho, County of Franklin Township 16S., Range 38E., Section 5 SE Quarter of SW Quarter and Franklin Township 16S., Range 38E., Section 5 NE Quarter of SW Quarter Idaho Water Right No. 13-4120 and 13-2209. 2 Acres of Ground Water Irrigation Right: Located in the State of Idaho, County of Franklin Township 16S., Range 38E., Section 8 NW Quarter of NE Quarter. Idaho Water Right Nos. 13-4120 and 13-2209.

To have and to hold, the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, right, title, interest, lien, equity and claim whatsoever for the said first party, either in law or equity, to the only proper use, benefit and behalf of the said second party forever

Charlotte Schvaneveldt
Grantor's Signature

Charlotte Schvaneveldt
Grantor's Name

6762 W 2200 S
Address

Weston Id 83286
City, State & Zip

Page 1/2

276921

2-2

(STATE OF IDAHO)

COUNTY OF FRANKLIN)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that _____ whose names are signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, executed the same voluntarily on the day the same bears date.

Given under my hand this 18 day of February, 2019.

Sharon Kropp
Notary Public



My Commission Expires: 7-30-24

CORRECTION QUIT CLAIM DEED

THIS DEED IS GIVEN TO CORRECT AND REPLACE A LEGAL DESCRIPTION ON THE QUIT CLAIM DEED, RECORDED SEPTEMBER 12, 2018, IN THE RECORDS OF FRANKLIN COUNTY, IDAHO, AS INSTRUMENT NO. 275400.

276922 1-2

STATE OF Idaho
Franklin
FRANKLIN COUNTY

Recorded at the request of
Clinton Aston
Time: 2:26P Amount \$ 15⁰⁰

FEB 20 2019

CAMILLE LARSEN, RECORDER
By [Signature] Deputy
Franklin County, Idaho

KNOW ALL MEN BY THESE PRESENT, For Value Received
Dusty and Toinette Roholt, husband and wife
489 E. Center St Smithfield, UT 84335

Hereinafter called the grantor,

hereby quitclaims to Clinton K. Aston, a "Grantee",
residing at 5842 W. Hwy 36, County of Franklin, City of
Weston, State of FRANKLIN (hereinafter known as
the "Grantee(s)") all the rights, title, interest, and claim in or to the following described
WATER RIGHT, situated in FRANKLIN County, Idaho to-wit:
1 Acres of Ground Water Irrigation Right: Located in the State of Idaho, County of Franklin
Township 16S.. Range 38E.. Section 5 SE Quarter of SW Quarter. Idaho Water
Right No.13-4120.

To have and to hold, the same together with all and singular the appurtenances thereunto
belonging or in anywise appertaining, right, title, interest, lien, equity and claim whatsoever
for the said first party, either in law or equity, to the only proper use, benefit and behalf of
the said second party forever.

[Signature]
Grantor's Signature
Toinette Roholt
Grantor's Name
489 E. Center Street
Address
Smithfield Ut 84335
City, State & Zip

[Signature]
Grantor's Signature
Dusty Roholt
Grantor's Name
489 E. Center Street
Address
Smithfield Ut. 84335
City, State & Zip

276922 1-2

STATE OF ~~IDAHO~~ ^{ckm} Utah
COUNTY OF FRANKLIN ^{ckm} Cache)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Dusty and Joinette Rohalt whose names are signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, executed the same voluntarily on the day the same bears date.

Given under my hand this 19 day of February, 2019.

Christina B. Mortensen
Notary Public

My Commission Expires: 11/21/2022



Cefalo, James

From: Rob Harris <rharris@holdenlegal.com>
Sent: Thursday, February 21, 2019 3:07 PM
To: Cefalo, James; Kevin and Linda Olson
Cc: jnfonnes@gmail.com; Shelly Spradlin; ggunnell25@gmail.com
Subject: RE: Application for Transfer 82640 (Aston)
Attachments: Schvaneveldt Deeds Corrected.pdf; 117 Quit Claim Deed Correct.pdf

All:

Attached to this email is a revised Exhibit 117, which is a corrected and recorded deed that corrects the legal description in the deed. Please substitute this version with the version that you previously received.

Also attached are corrected deeds from Charlotte and Shaun Schvaneveldt that are included in the original transfer application, which is an exhibit that IDWR identified for hearing. To avoid duplication, I did not include these deeds as their own exhibits as they are already part of the record. Please substitute these two deeds for the deeds included in the original transfer application.

Thanks,



Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, PLLC
1000 Riverwalk Drive, Suite 200
P.O. Box 50130
Idaho Falls, ID 83405-0130
Phone: (208) 523-0620
Fax: (208) 523-9518
E-Mail: rharris@holdenlegal.com

Confidentiality Notice: The information contained in this electronic e-mail and any accompanying attachments, all of which may be confidential and/or privileged, is intended only for the intended recipient. If you are not the intended recipient, you should not disseminate, distribute or copy this e-mail. Please notify the sender immediately by e-mail if you have received this e-mail by mistake. Delete the original message and all copies from your system. Thank you.

From: Cefalo, James <James.Cefalo@idwr.idaho.gov>
Sent: Friday, February 15, 2019 12:27 PM
To: Kevin and Linda Olson <kevinandlindaolson@gmail.com>
Cc: jnfonnes@gmail.com; Rob Harris <rharris@holdenlegal.com>; Shelly Spradlin <westoncreek@aol.com>; ggunnell25@gmail.com
Subject: RE: Application for Transfer 82640 (Aston)

Olsons,

We will discuss the admissibility of each of the proposed exhibits at the hearing. Please refrain from making arguments for or against proposed exhibits through email. Occasionally, exhibits do not become available until after the disclosure deadline. Any exhibits disclosed after the February 12th deadline will be evaluated on a case by case basis at the hearing.

James Cefalo
Water Resources Program Manager
IDWR Eastern Region
(208) 525-7161

From: Kevin and Linda Olson [<mailto:kevinandlindaolson@gmail.com>]
Sent: Friday, February 15, 2019 11:16 AM
To: Cefalo, James <James.Cefalo@idwr.idaho.gov>
Subject: Re: Application for Transfer 82640 (Aston)

Prior to attending the meeting in November, we too had discovered an error on the description of sections in deeds. We were prepared to bring this to light, but our recollection from the meeting is that Rob Harris made a small comment in acknowledging the errors. We feel these corrections should have been made prior to the pre-hearing since he knew they were wrong. Should the correction be allowed since all information was to be submitted by Feb. 12? Thanks for the information.

On Thu, Feb 14, 2019 at 11:35 AM Cefalo, James <James.Cefalo@idwr.idaho.gov> wrote:

Rob,

As I have been preparing for the hearing for Application for Transfer 82640, I noticed a few errors that you should be aware of. The application included two quitclaim deeds from Charlotte Schvaneveldt to Clinton Aston. These deeds refer to the NWNW of Section 5 and the NWNW of Section 8, T16S, R38E. These legal descriptions appear to be in error. The water rights described in the application and in the deeds are not appurtenant to the NWNW of Section 5 or the NWNW of Section 8. The quitclaim deeds from Shaun Schvaneveldt to Clinton Aston contain the same erroneous legal descriptions. Proposed Exhibit 117 (quitclaim deed from Dusty and Toinette Roholt to Clinton Aston) contains a similar error. If you choose to correct these deeds prior to the hearing, please provide a copy of the corrected deeds as soon as possible.

James Cefalo
Water Resources Program Manager
IDWR Eastern Region
(208) 525-7161

275400

QUIT CLAIM DEED

STATE OF IDAHO

FRANKLIN COUNTYRecorded at the request of
Clint Aston
Time 4:35 Amount \$ 15.00

SEP 12 2018

SHAUNA L. GEDDES, RECORDER
By C. Carter Deputy
Franklin County, Idaho

KNOW ALL MEN BY THESE PRESENT, For Value Received

Dusty and Toinette Roholt, husband and wife
489 E. Center St Smithfield, UT 84335

Hereinafter called the grantor,

hereby quitclaims to Clinton K. Aston, a "Grantee",
residing at 5842 W. Hwy 36, County of Franklin, City of
Weston, State of FRANKLIN (hereinafter known as
the "Grantee(s)") all the rights, title, interest, and claim in or to the following described
WATER RIGHT, situated in FRANKLIN County, Idaho to-wit:
1 Acres of Ground Water Irrigation Right: Located in the State of Idaho, County of
Franklin Township 16 Range 38 Section 5 NW Quarter of NW Quarter. Idaho Water
Right No. 13-4120, 13-2209

To have and to hold, the same together with all and singular the appurtenances
thereunto belonging or in anywise appertaining, right, title, interest, lien, equity and
claim whatsoever for the said first party, either in law or equity, to the only proper use,
benefit and behalf of the said second party forever.


Grantor's Signature
Toinette Roholt
Grantor's Name
489 E. Center
Address
Smithfield UT 84335
City, State & Zip


Grantor's Signature
Dusty Roholt
Grantor's Name
489 E Center
Address
Smithfield UT 84335
City, State & Zip

275400

^{Utah}
STATE OF ~~IDAHO~~

COUNTY OF ~~FRANKLIN~~ ^{Cache}

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Dusty & Toinette Roholt whose names are signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, executed the same voluntarily on the day the same bears date.

Given under my hand this 30 day of July, 2018.

Christianna B. Mortensen
Notary Public

My Commission Expires: 11/11/2018

