Form 42-248/42-1409(6) Rev. 1/15

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
SEP 21 2018
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, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
11-370	Yes ☑	Yes ☐		Yes ☐	Yes ☐
11-371	Yes ☑	Yes ☐	11-370 (Split into 11-370 and 11-7848)		☐
11-372	Yes ☑	Yes ☐	11-371 (Split into 11-371 and 11-7849)		☐
	Yes ☐	Yes ☐	11-372 (Split into 11-372 and 11-7850)		☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Gordon Hain And Hans Marx
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Frank Martin Krauss
New owner(s) as listed on the conveyance document — Name connector ☐ and ☐ or ☐ and/or

452 Old Oregon Road — Soda Springs — Id. — 83276
Mailing address — City — State — ZIP

208-547-4452 — FMFKRAUSS@GMAIL.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: 9/30/2004.

6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

7. This form must be signed and submitted with the following **REQUIRED** items:
   - ☑ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
   - ☑ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
   - ☑ Filing fee (see instructions for further explanation):
     - ○ $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: Frank M. Krauss — Signature of new owner/claimant — Title, if applicable — Date: 9/16/18

Signature: _____ — Signature of new owner/claimant — Title, if applicable — Date

For IDWR Office Use Only:
Received by SB — Date 9/21/2018 — Receipt No. E044390 — Receipt Amt. $300.
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 _____ — Processed by _____ — Date _____

SUPPORT DATA
IN FILE # 11-370

File #20040510
Tax I.D. #11214 & 11215,

WARRANTY DEED

For Value Received,

GORDON R. HAIN and SALLY J. HAIN,

THE GRANTOR(S),

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

FRANK MARTIN KRAUSS
of 72-2765 PLACE, GLENDALE, State of NEW YORK 11385,

THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in the County of Bear Lake, State of Idaho:

> Lot 14, 15, and 16, Block 2, BAILEY CREEK ACRES SUBDIVISION, according to the official plat thereof, as recorded in the office of the County Recorder of Bear Lake County, Idaho.

To have and to hold the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that they are the owner(s) in fee simple of said premises; that they are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED THIS August 25, 2004.

_____
* Gordon R. Hain
GORDON R. HAIN

_____
* Sally J. Hain
SALLY J. HAIN

STATE OF OREGON, COUNTY OF

On this 30th day of August, 2004, before me a Notary Public in and for the State, personally appeared

GORDON R. HAIN

known to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

OFFICIAL SEAL
CINDY A ERWIN
NOTARY PUBLIC - OREGON
COMMISSION NO. 347731
MY COMMISSION EXPIRES JULY 12, 2005

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

Cindy A. Erwin
Notary Public
Residing at: Pioneer Trust Bank
My Commission Expires: 7-12-05

MAIL TAX NOTICE TO: **FRANK MARTIN KRAUSS**
72-2765 PLACE, GLENDALE, NY. 11385

2004 SEP 15 PM 1 09
DEPUTY
FEE 16.00

BEAR LAKE COUNTY RECORDER
JOAN R. EGGN

180306

189364

STATE OF COLORADO, COUNTY OF
On this 2nd day of September, 2004, before me a Notary Public in and for the State, personally appeared

SALLY J. HAIN,

known to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

Notary Public
Residing at:
My Commission Expires:

AMY McLAREN NOTARY PUBLIC STATE OF COLORADO MY COMMISSION EXPIRES 12/03/2007

File #20040550
Tax I.D. #11213

WARRANTY DEED

For Value Received,

HANS ROBERT MARX aka HANS R. MARX,
of 191 EAST HOOPER AVENUE, SODA SPRINGS, County of CARIBOU, State of ID. 83276,
THE GRANTOR(S),

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

FRANK MARTIN KRAUSS,
of 72-27 65TH PLACE, GLENDALE, State of NY. 11385,
THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in the County of Bear Lake, State of Idaho:

> Lot 13, Block 2, BAILEY CREEK ACRES SUBDIVISION, according to the official plat thereof, as recorded in the office of the County Recorder of Bear Lake County, Idaho, under Recorder's Instrument No. 88232.
>
> EXCEPTING THEREFROM all oil, gas and other mineral rights.

To have and to hold the said premises, with their appurtenances unto the said Grantee(s), his heirs and assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that he is the owner(s) in fee simple of said premises; that they are free from all encumbrances, and that he will warrant and defend the same from all lawful claims whatsoever.

DATED THIS 14 SEPTEMBER 2004.

Hans Robert Marx
HANS ROBERT MARX

Hans R. Marx
aka HANS R. MARX

STATE OF IDAHO, COUNTY OF CARIBOU

On this 27th day of September, 2004, before me a Notary Public in and for the State, personally appeared

HANS ROBERT MARX aka HANS R. MARX

known to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

WILLIAM B. MAUGHAN
Notary Public
State of Idaho

Notary Public
Residing at: Soda Springs, Idaho
My Commission Expires: 6-1-05

2004 SEP 27 pm 2 01
DEPUTY
FEE

BEAR LAKE COUNTY RECORDER
JOAN D. EDGAR

189453

MAIL TAX NOTICE TO: FRANK MARTIN KRAUSS
72-27 65TH PLACE, GLENDALE, NY. 11385

OWNER'S CERTIFICATE

Vard G Harris and Leota M. Harris Husband and wife, do hereby certify that we are the owners of the following described premises and that the following is a correct description of the land included in the Plat of BAILEY CREEK ACRES, a subdivision in Bear Lake County, State of Idaho in the NW¼, Section 5; T.10 S, R.42 E., B.M.;

Beginning at a point on the North line of Section 5, T.10 S., R.42 E., B.M., said point being 1582.3 ft. East of the Northwest Corner of said Section 5; thence S 17°20'W 712.8'; thence S 33°55'W 313.8'; thence S15°22'W 415.9'; thence S 5°00'W 1336.5'; thence N 89°51'E 1622.1'; thence N 0°02'E 2668.2' more or less, to the North line of said Section 5; Thence WEST 997.9' more or less, to the Point of Beginning.

And it is the intention of said owners to include all of the above described premises in said plat and that said premises are to be divided into lots and blocks as shown and that the location and dimensions of said lots are as shown on said plat, and that donation of streets shown on said plat is hereby made to the public. The easements indicated on said plat are not dedicated to the public, but the right to use said easements is hereby perpetually reserved for public utilities and for any other uses as designated hereon and no other structures other than for such utility purposes are to be erected within the lines of said easements.

In witness Whereof we have hereunto set our hands and seals this 12 day of July 1966.

S/ Vard G. Harris

S/ Leota M. Harris

STATE OF IDAHO

County of Caribou

On the 12th day of July 1966, before me, a Notary Public in and for the State of Idaho, personally appeared those named in the above certificate and acknowledged to me that they executed the same. In witness whereof I have hereunto set my hand and affixed my official seal this 12th day of July 1966.

S/Marlow L. Skinner

Notary Public, Residing at Soda Springs, Idaho

ENGINEER'S CERTIFICATE

I, Gary L Stoor, a Registered Professional Engineer of the State of Idaho holding License No. 1252, do hereby certify that a survey was made under my direction of the premises described in the owners certificate appearing on this plat, that the plat of said premises upon which this certificate appears was prepared by me and that said plat shows all of the premises as described in the owners certificate, said lands being known as BAILEY CREEK ACRES, that the plat correctly represents the Lots, Blocks, and Streets as marked upon the ground and that the pertinent provisions of the statutes of the State of Idaho have been complied with.

I further certify that this is a correct copy of said plat.

Gary L Stoor

REGISTERED PROFESSIONAL ENGINEER 1252 STATE OF IDAHO GARY L. STOOR

STATE OF IDAHO

County of Caribou

On this 22nd day of July 1966, before me, a Notary Public, in and for the State of Idaho, personally appeared Gary L Stoor and acknowledged to me that he executed the above certificate. In witness whereof I have here unto set my hand and affixed my official seal this 22nd day of July 1966.

S/Marlow L Skinner

Notary Public, Residing at Soda Springs, Idaho

SEAL

COUNTY ENGINEER

I, County Engineer of Bear Lake County, Idaho have checked the plat of BAILEY CREEK ACRES and the computations for making said plat and find they comply with the laws relating thereto.

County Engineer



SEAL

LEGEND

Traverse Line
Traverse Corner
Property Line
Easement Line

All Easements are 15' from Traverse Lines and 10' from Lot Lines.
Lot corners are marked with ½" iron pipes.

BEAR LAKE COUNTY COMMISSION

I, I D McClellon, Chairman of the Board of County Commissioners of BEAR LAKE COUNTY, IDAHO do hereby certify that the plat of BAILEY CREEK ACRES subdivision was accepted and approved by resolution of said board this 22nd day of July 1966.

In witness Whereof I have hereunto set my hand and affixed the seal of Bear Lake County, Idaho this 26th day of July 1966.

Attest S/James B. Hulme, Clerk

S/I D McClellon, Chairman

RECORDED

Instrument No. 88232

Time 9:35 AM Date July 26 1966

Plat Book No. ____ Page Filed

Records of Bear Lake County

State of Idaho

Recorder S/James B. Hulme by Ruth Nye, Deputy

Fee $ ____

Requested by Larry B. Josephson

BAILEY CREEK ACRES SUBDIVISION

NW ¼, SECTION 5
T10S, R42E, B.M.
BEAR LAKE COUNTY IDAHO

by Gary L. Stoor; P.E.
Soda Springs, Idaho
June 30, 1966 Traced: G.C.

File #20040510
Tax I.D. #11214 & 11215,

WARRANTY DEED

For Value Received,

GORDON R. HAIN and SALLY J. HAIN,

THE GRANTOR(S),

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

FRANK MARTIN KRAUSS
of 72-2765 PLACE, GLENDALE, State of NEW YORK 11385,

THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in the County of Bear Lake, State of Idaho:

Lot 14, 15, and 16, Block 2, BAILEY CREEK ACRES SUBDIVISION, according to the official plat thereof, as recorded in the office of the County Recorder of Bear Lake County, Idaho.

To have and to hold the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that they are the owner(s) in fee simple of said premises; that they are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED THIS August 25, 2004.

_____

X Gordon R. Hain
GORDON R. HAIN

_____

X Sally J. Hain
SALLY J. HAIN

STATE OF OREGON, COUNTY OF

On this 30th day of **August, 2004,** before me a Notary Public in and for the State, personally appeared

GORDON R. HAIN

known to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

OFFICIAL SEAL
CINDY A ERWIN
NOTARY PUBLIC - OREGON
COMMISSION NO. 347731
MY COMMISSION EXPIRES JULY 12, 2005

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

Cindy A. Erwin
Notary Public
Residing at: Pioneer Trust Bank
My Commission Expires: 7-12-05

MAIL TAX NOTICE TO: **FRANK MARTIN KRAUSS**
72-2765 PLACE, GLENDALE, NY. 11385

DEPUTY
FEE $6.00

139364

189364

STATE OF COLORADO, COUNTY OF

On this 2nd. day of September August, 2004, before me a Notary Public in and for the State, personally appeared

SALLY J. HAIN,

known to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

A McLaren

Notary Public
Residing at:
My Commission Expires:

AMY MCLAREN NOTARY PUBLIC STATE OF COLORADO MY COMMISSION EXPIRES 12/08/2007

Mail Tax Notice to:
Gordon R. Hain
6032 Puma Drive
Loveland, Colorado 80538

INDEXED

WARRANTY DEED

For Value Received **VERA B. CALL, a widow,** the grantor, of Soda Springs, Caribou County, does hereby grant, bargain, sell and convey unto **GORDON R. HAIN AND SALLY J. HAIN, husband and wife,** of Loveland, Larimer County, Colorado, the grantees, the following described premises located in Bear Lake County, Idaho, to-wit:

Lots 14, 15 and 16, Block 2, Bailey Creek Acres Subdivision, according to the official plat thereof, as recorded in the office of the County Recorder of Bear Lake County, Idaho, under recorder's instrument No. 88233.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that she is the owner in fee simple of said premises; that said premises are free from all encumbrances and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: March 16, 1998.

Vera B Call
VERA B. CALL

STATE OF IDAHO)
: ss.
County of Caribou)

On this day of March, 1998, before me the undersigned, a notary public in and for said County and State, personally appeared **VERA B. CALL, a widow,** known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Dona Jean Benson
NOTARY PUBLIC FOR THE STATE OF IDAHO
Residing at: Soda Springs, Idaho
My commission expires: 8/15/2003

'98 MAR 23 AM 11 57
Cindy Dixon
DEPUTY
FEE $3.00

BEAR LAKE COUNTY RECORDER
JOAN P. EBORN

169098

QUIT CLAIM DEED

For Value Received, the sum of Ten Dollars and Other Good and Valuable Consideration,

LAURIE C. HAIN,

THE GRANTOR(S),

do(es) hereby Remise, Release and forever Quit Claim unto

GORDON R. HAIN,
Of 845 McGILCHRIST ST. SE, SALEM, OREGON 97302

THE GRANTEE(S),

the following described premises, in **BEAR LAKE County, Idaho,** to wit:

Lot 14, 15, and 16, Block 2, BAILEY CREEK ACRES SUBDIVISION, according to the official plat thereof, as recorded in the office of the County Recorder of Bear Lake County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee(s), heirs and assigns forever.

DATED this August 24, 2004.

x Laurie C. Hain
LAURIE C. HAIN

STATE OF OREGON, COUNTY OF

On this 30th **day of August, 2004,** before me a Notary Public in and for the State, personally appeared

LAURIE C. HAIN

known to me to be the person(s) whose name is subscribed to the within instrument, and acknowledged to me that they executed the same.

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

OFFICIAL SEAL
CINDY A ERWIN
NOTARY PUBLIC - OREGON
COMMISSION NO. 347731
MY COMMISSION EXPIRES JULY 12, 2005

Cindy A. Erwin
Notary Public
Residing at: Pioneer Trust Bank
My Commission Expires: 7-12-05

Cindy Olsen
DEPUTY

FEE 43.00

109363

CLYDE G. NELSON
Attorney at Law
172 South Main Street
P. O. Box 797
Soda Springs, ID. 83276
Phone: (208) 547-2135

Attorney for: Petitioner

INDEXED

'98 MAR 13 PM 2 43
DEPUTY
FEE

BEAR LAKE COUNTY RECORDER
JOAN P. EBORN

169042

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CARIBOU

MAGISTRATE'S DIVISION

IN THE MATTER OF THE ESTATE)	
	Case No. SP 97-1259
OF)	
	DECREE VESTING ESTATE IN
DESMOND CALL,)	SURVIVING SPOUSE
Deceased.)	

UPON consideration of the Petition for Summary Administration of Estate in which Surviving Spouse is Sole Beneficiary filed by Vera B. Call, on the 18th day of November, 1997, the Court finds that:

1. The facts set forth in the petition are true.

2. The required notice has been given or waived.

3. The decedent, Desmond Call, died on the 9th day of August, 1997, domiciled in Caribou County.

4. Venue is proper.

5. The decedent and Vera B. Call were duly married on the 6th day of October, 1944, at Soda Springs, Idaho, and remained married until the date of decedent's death.

6. The surviving spouse, Vera B. Call, is the sole heir or devisee of the decedent.

7. The decedent died intestate.

8. The schedule of property attached to this Decree is a full and complete inventory of the property owned by the decedent and properly characterizes the property as community or separate property.

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED as follows:

1. Vera B. Call is the surviving spouse of the decedent and is the sole heir or devisee of the decedent.

2. The property of the decedent described in the schedule attached to this Decree is hereby vested in and distributed to Vera B. Call, free and clear of all right, title, claim or demand of any person or persons claiming or attempting to claim under the estate of the decedent as heir, devisee, or otherwise, except as a proper creditor.

3. The surviving spouse shall assume and be liable for any and all indebtedness that might be a claim against the estate of the decedent.

4. There shall be no administration of the estate of the decedent.

DATED: This 11 day of December, 1997.

MAGISTRATE

STATE OF IDAHO
COUNTY OF CARIBOU } ss.

I HEREBY CERTIFY THAT THE ABOVE AND FOREGOING IS A FULL, TRUE AND CORRECT COPY OF THE ORIGINAL AS THE SAME APPEARS OF RECORD OR ON FILE IN THIS OFFICE.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE OFFICIAL SEAL OF THIS OFFICE AT SODA SPRINGS, IDAHO, THIS 11th DAY OF December, 1997.

Clerk of the District Court

Deputy Clerk

169042

SCHEDULE OF PROPERTY

BEAR LAKE COUNTY, IDAHO:

-Lot 14, Lots 15 and 16, Block 2, Bailey Creek Acres Subdivision, according to the official plat thereof, as recorded in the office of the County Recorder of Bear Lake County, Idaho, under Recorder's Instrument No. 88233.

CARIBOU COUNTY, IDAHO:

-Lot 23 Park View Subdivision, Soda Springs, Idaho, according to the official plat thereof, as recorded in the office of the County Recorder of Caribou County, Idaho, under recorder's instrument No. 114312.

-Beginning at the point where the North line of a lane intersects the East Right of Way line of Idaho State Highway 34, said point being S 88°29' West 1555.8 feet from the East ¼ Corner of Section 14, Township 5 South, Range 43 East of the Boise Meridian; thence North 89°11' East 478.5 feet; thence North 0°49' West 181.5 feet; thence South 89°11' West 478.5 feet, more or less to said right of way line; thence South 0°49' East 181.5 feet more or less to the point of beginning.

-Lot 64, 2nd Addition to Finlayson Subdivision, according to the official plat thereof, as recorded in the office of the County Recorder of Caribou County, Idaho, under recorder's instrument No. 102120.

-A tract of land in Caribou County, Idaho:
Beginning at a point 12 feet East of the Northwest corner of Lot 6, Block 38, City of Soda Springs, Caribou County, Idaho, according to the official plat thereof, as recorded in the office of the County Recorder of Caribou County, Idaho, under recorder's instrument No. 328, and running thence South 165 feet; thence East 50 feet; thence North 165 feet; thence West 50 feet, to the point of beginning.

-Certificate of Deposit, Farm Bureau No. 1871

-Stock, Farm Bureau Certificate No. 5182 (30 shares)

-Certificate of Deposit, First Security Bank Nos.
018-9992679065
018-1552085375
018-9991828158

-Savings Account, First Security Bank, Acct. No. 018-09385-41

169042

-Checking Account, First Security Bank, Acct. No. 018-10103-23

-Savings Account, U. S. Bank, Acct. No. 373-0312455

-Checking Account, U. S. Bank, Acct. No. 373-1819-771

153256

STATE OF IDAHO
County of Bear Lake
Date 10-18-91
Time 11:13 A.M.
Deputy Cindy Lyon
Clerk Joan P. Ebon
Fee $6.00

WARRANTY DEED

THIS INDENTURE, Made this 11th day of October 1991, between **ORTWIN H. WOLTING AND JULIA RUTH WOLTING, husband and wife** of Caldwell, Canyon County, Idaho hereinafter called First Party, and **DESMOND CALL AND VERA B. CALL, husband and wife**, of 3952 Highway 34, Wayan, Caribou County, Idaho 83285 hereinafter called Second Party:

WITNESSETH: That the said First Party, for and in consideration of the sum of **SIX THOUSAND AND NO/ 100 DOLLARS**, lawful money of the United States of America, to said First Party in hand paid by the said Second Party, the receipt of which is hereby acknowledged, does by these presents, Grant, Bargain, Sell and Convey and Confirm unto said Second Party, and to said Second Party's heirs and assigns forever: All that certain lot, piece or parcel of land situate, lying and being in the County of Bear Lake County, State of Idaho, more particularly described as follows, to-wit:

Lot 14, Block 2, Bailey Creek Acres Subdivision, according to the official plat thereof, as recorded in the office of the County Recorder of Bear Lake County, Idaho.

SUBJECT TO: All existing patent reservations, easements, rights of way, protective covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said First Party, and said First Party's heirs, the said premises in the quiet and peaceable possession of said Second Party, said Second Party's heirs and assigns against the said First Party, First Party's heirs and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said First Party has hereunto set their hands and seals, the day and year first above written.

Ortwin H. Wolting
ORTWIN H. WOLTING

Julia Ruth Wolting
JULIA RUTH WOLTING

153256

STATE OF IDAHO)
: ss.
County of Canyon)

On this 15th day of October, 1991, before me the undersigned, a Notary Public in and for said County and State, personally appeared **ORTWIN H. WOLTING AND JULIA RUTH WOLTING, husband and wife** 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.

Esther H. Stoddard
NOTARY PUBLIC for the State of Idaho
Residing at: Caldwell, Idaho
Commission expires: 7-25-93

0134540

WARRANTY DEED

THIS INDENTURE, Made this 27th day of May, 1992, between **FRED M. BURNS AND SHARON M. BURNS, husband and wife** of Boise, Ada County, Idaho hereinafter called First Party, and **DESMOND CALL AND VERA B. CALL, husband and wife** of 3952 Highway 34, Wayan, Caribou County, Idaho 83285 hereinafter called Second Party:

WITNESSETH: That the said First Party, for and in consideration of the sum of **TEN THOUSAND DOLLARS**, lawful money of the United States of America, to said First Party in hand paid by the said Second Party, the receipt of which is hereby acknowledged, does by these presents, Grant, Bargain, Sell and Convey and Confirm unto said Second Party, and to said Second Party's heirs and assigns forever: All that certain lot, piece or parcel of land situate, lying and being in the County of Bear Lake, State of Idaho, more particularly described as follows, to-wit:

Bear Lake County, Idaho:

Lots 15 and 16, Block 2, Bailey Creek Acres Subdivision, according to the official plat thereof, as recorded in the office of the County Recorder of Bear Lake County, Idaho, under Recorder's instrument No. 88233.

TOGETHER with all water rights appurtenant hereto.

SUBJECT to all easements, rights of way, and public roads or highways adjoining or crossing said property, and further subject to retention or reservation of mineral, oil and gas rights by prior owners of said real property or by the United States of America or the State of Idaho.

TOGETHER with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said First Party, and said First Party's heirs, the said premises in the quiet and peaceable possession of said Second Party, said Second Party's heirs and assigns against the said First Party, First Party's heirs and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said First Party has hereunto set their hands and seals, the day and year first above written.

Fred M. Burns
FRED M. BURNS

Sharon M Burns
SHARON M. BURNS

STATE OF IDAHO)
: ss.
County of Ada)

On this 8th day of June, 1992, before me the undersigned, a Notary Public in and for said County and State, personally appeared **FRED M. BURNS AND SHARON M. BURNS, husband and wife** 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.



Tami Humiston
NOTARY PUBLIC for the State of Idaho
Residing at: Boise
Commission expires: 1995

'92 JUN 11 AM 8 59
Colleen Pedersen $6.00
DEPUTY
FEE

BEAR LAKE COUNTY RECORDER
JOAN P. EBORN

154540

113189

Warranty Deed

THIS INDENTURE, *Made this* 19th *day of* September *in the year of our Lord One Thousand Nine Hundred and* Seventy-seven, *between* Ortwin H. Wolting and Julia Ruth Wolting, husband and wife *of* Soda Springs, *County of* Caribou, *State of* Idaho *the part* ies *of the first part, and* Fred M. Burns and Sharon M. Burns, husband and wife, *of* Soda Springs, *County of* Caribou, *State of* Idaho 83276 *the part* ies *of the second part:*

WITNESSETH: *That the said part* ies *of the first part, for and in consideration of the sum of* FIFTEEN THOUSAND AND NO/100- DOLLARS, *lawful money of the United States of America, to* them *in hand paid by the said part* ies *of the second part, the receipt whereof is hereby acknowledged*, do *by these presents, Grant, Bargain, Sell and Convey and Confirm unto said part* ies *of the second part, and to* their heirs *and assigns forever: All that certain lot piece or parcel of land situate, lying and being in the County of* Bear Lake *State of Idaho, bounded and more particularly described as follows, to-wit:*

Lots 15 and 16, Block 2, Bailey Creek Acres Subdivision, according to the official plat thereof, as recorded in the office of the County Recorder of Bear Lake County, Idaho, under recorder's instrument No. 88233.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

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

IN WITNESS WHEREOF, *The said part* ies *of the first part have hereunto set* their *hand* s *and seal* s *the day and year first above written.*

Signed, Sealed and Delivered in the Presence of

Ortwin H. Wolting

Julia Ruth [illegible]

STATE OF IDAHO,
County of Caribou. } ss.

On this 19th day of September in the year 19 77, before me the undersigned a Notary Public in and for said County and State, personally appeared Ortwin H. Wolting and Julia Ruth Wolting, husband and wife known to me to be the person s whose name s are subscribed to the within instrument, and acknowledged to me that t hey 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.

Leonard O. Kingsford
Notary Public.

Residence and P. O. Address Soda Springs, Idaho.
My commission expires: Lifetime.

WARRANTY DEED

Ortwin H. Wolting and Julia Ruth Wolting, husband and wife,

TO

Fred M. Burns and Sharon M. Burns, husband and wife.

Dated September 19, 1977

STATE OF IDAHO, } ss.
County of Bear Lake }

I hereby certify that this instrument was filed for record at the request of Caribou Title Company at 45 minutes past 3 o'clock P.M., this 21st day of September, A. D. 19 77 in my office and duly recorded in Book the of microfilm records.

Betty Wallentine
Ex-Officio Recorder.
By Deputy.
Fee, $ 2.00

INDEXED

51-229

Comm. Expires 7-20-70

Recorded at the request of Southeast Title & Realty Co.; 9:20 A.M.; October 18th, 1967; Book 51 of Deeds at page 228.

By Ruby D. Crawford Deputy

Amos B. Hulme, Recorder.

Fee:.90¢

No. 90027.✓

WARRANTY DEED

THIS INDENTURE, Made this 13th day of August in the year of our Lord One Thousand Nine Hundred and sixty-six, between CLARK LAND COMPANY, a partnership, of Salt Lake City, County of Salt Lake, State of Utah the parties of the first part, and ORTWIN H. WOLTING and JULIA RUTH WOLTING, husband and wife, of Santa Ana, County of Orange, State of California the parties of the second part:

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of $6,870.00 Sixty Eight Hundred Seventy /- - - -/00/100 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, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said part of the second part, and to their heirs and assigns forever: All the certain lots, pieces or parcels of land situate, lying and being in the County of Bear Lake State of Idaho, bounded and more particularly described as follows, to-wit:

Lots Nos. 17, 18, 19 in Block 1; Lots Nos. 14, 15, 16 in Block 2, all in Bailey Creek Acres Subdivision, according to the official plat thereof, as filed in the office of the County Recorder of Bear Lake County, Idaho.

$7.70 Cancelled Documentary Stamps affixed.

Subject to Restrictive Covenants covering said subdivision, recorded under recorder's instrument No. 88233, records of Bear Lake County, Idaho.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said 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 or 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.

CLARK LAND COMPANY, a partnership (SEAL)

Ellis R. Ivory (SEAL)
PARTNER.

STATE OF IDAHO,)
) ss.
County of Caribou)

On this 18th day of October in the year 1967, before me, Leonard O. Kingsford, a Notary Public in and for said County and State, personally appeared Ellis R. Ivory, known to me to be a partner in Clark Land Company, a partnership, and known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same, as such partner, for and on behalf of said partnership.

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)
My commission expires: August 14, 1969.

Leonard O. Kingsford
Notary Public.
Residence and P. O. Address
Soda Springs, Idaho.

Recorded at the request of Caribou Title Company; 9:30A.M.: October 20th, 1967; Book 51 of Deeds at page 228.
By Ruby B. Langford Deputy
Fee:$1.50

Amos B. Hulme, Recorder

No. 90028.

WARRANTY DEED
(IDAHO)

KNOW ALL MEN BY THESE PRESENTS, That BLN H. BLACKBURN and KLEO BLACKBURN, his wife, of Montpelier, the County of Bear Lake, State of Idaho, parties of the first part, for and in consideration of the sum of THIRTEEN THOUSAND AND 00/100ths--Dollars ($13,000.00), in lawful money of the United States of America, and other valuable consideration, to them in hand [illegible]

File #20040550
Tax I.D. #11213

WARRANTY DEED

For Value Received,

HANS ROBERT MARX aka HANS R. MARX,
of 191 EAST HOOPER AVENUE, SODA SPRINGS, County of CARIBOU, State of ID. 83276,
THE GRANTOR(S),

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

FRANK MARTIN KRAUSS,
of 72-27 65TH PLACE, GLENDALE, State of NY. 11385,
THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in the County of Bear Lake, State of Idaho:

Lot 13, Block 2, BAILEY CREEK ACRES SUBDIVISION, according to the official plat thereof, as recorded in the office of the County Recorder of Bear Lake County, Idaho, under Recorder's Instrument No. 88232.

EXCEPTING THEREFROM all oil, gas and other mineral rights.

To have and to hold the said premises, with their appurtenances unto the said Grantee(s), his heirs and assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that he is the owner(s) in fee simple of said premises; that they are free from all encumbrances, and that he will warrant and defend the same from all lawful claims whatsoever.

DATED THIS 14 SEPTEMBER 2004.

Hans Robert Marx
HANS ROBERT MARX

Hans R. Marx
aka HANS R. MARX

STATE OF IDAHO, COUNTY OF CARIBOU

On this 17th day of **September, 2004,** before me a Notary Public in and for the State, personally appeared

HANS ROBERT MARX aka HANS R. MARX

known to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

WILLIAM B. MAUGHAN
Notary Public
State of Idaho

Notary Public
Residing at: Soda Springs, Idaho
My Commission Expires: 6-1-05

Sep 27 pm 2 01
FEE
BEAR LAKE COUNTY RECORDER

189453

MAIL TAX NOTICE TO: FRANK MARTIN KRAUSS
72-27 65TH PLACE, GLENDALE, NY. 11385

INDEXED 177887

BEAR LAKE COUNTY RECORDER
JOAN P. EBORN

2001 MAR 19 PM 1 23
DEPUTY
FEE 18.00

WARRANTY DEED

Paul Oliver Lloyd, residing at 3652 South 2700 East, City of Salt Lake, County of Salt Lake, State of Utah, **Grantor**, does hereby grant, bargain, sell and convey unto Hans Robert Marx, whose address is 191 East Hooper Avenue, City of Soda Springs, County of Caribou, State of Idaho, **Grantee**, the following described premises located in the County of Bear Lake, State of Idaho, and as more fully described:

Beginning at the Northwest Corner of Lot 10, Block 2, and all of Lot 13, Block 2, Bailey Creek Acres Subdivision, in Bear Lake County, Idaho, according to the official plat thereof, as recorded in the office of the County Recorder of Bear Lake County, Idaho, under recorder's instrument No. 88232, and running thence East 588 feet; thence South 247.5 feet; thence West 610.746 feet, more or less, to the Westerly line of Lot 11 of said subdivision; thence North 5° East 248.45 feet, more or less, to the point of beginning.

SUBJECT to all easements, rights of way, and public roads or highways adjoining or crossing said property, and further subject to retention or reservation of mineral, oil and gas rights by prior owners of said real property or by the United States of America or the State of Idaho.

TOGETHER with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said **Grantee**, his heirs and assigns forever. And the said **Grantor** does hereby covenant to and with the said **Grantee** that he is the owner in fee simple of said premises; that they are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

DATED: This 14th day of March, 2001.

PAUL OLIVER LLOYD

Hans Robert Marx

By: HANS ROBERT MARX
Attorney-In-Fact

177887

STATE OF IDAHO)
: ss
County of Caribou)

On this 14th day of March, 2001, before me, the undersigned Notary Public, personally appeared Hans Robert Marx, known or identified to me to be the person whose name is subscribed to the foregoing instrument as Attorney-In-Fact for Paul Oliver Lloyd and acknowledged to me that he executed the same as Attorney-In-Fact on his behalf.

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

Sharon Wells

NOTARY PUBLIC FOR IDAHO
Residing at Soda Springs
My Commission Expires on 01-16-07

(SEAL) SHARON L. WELLS NOTARY PUBLIC STATE OF IDAHO

WARRANTY DEED

For Value Received I. Roy Hunter of 1123 Brice Drive Edgewater, County of Anne Arundel, State of Maryland,

Hereinafter called the grantor, hereby grants, bargains, sells and conveys unto Paul O. Lloyd sis# 527-46-4815 and Hans R. Marx sis# 577-48-0674 of 18851 Pearl St. Orange, County of Orange, State of Calif. 92669, As Tenants by the entireties

Hereinafter called the grantee, the following described premises, in Bear Lake **County, Idaho, to-wit:**

All of Lot 13, Block 2, Bailey Creek Acres Subdivision, as recorded in the records at the Bear Lake County Recorder's Office.

Excepting therefrom all oil, gas and other mineral rights.

Subject to: Protective Covenants for said lot as recorded in the Office of the Bear Lake County Recorder and also subject to general property taxes.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: 6/14/94

I. Roy Hunter

I. Roy Hunter

STATE OF ~~Idaho~~ Maryland, **COUNTY OF** Anne Arundel

On this 14th day of June, 1994, before me, a notary public in and for said State, personally appeared I. Roy Hunter known to me to be the person whose name subscribed to the within instrument, and acknowledged to me that executed the same.

Jeanette M. Beck
Notary Public

Residing at [illegible], Maryland
My Commission Expires January 10, 1998

JEANETTE M. BECK NOTARY PUBLIC STATE OF MARYLAND

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

at minutes past o'clock m., this day of 19 , in my office, and duly recorded in Book of Deeds at page

Ex Officio Recorder

By Deputy.

Fees $

Mail to:

'94 JUN 20 PM 3 50

Cindy Lyon DEPUTY

FEE 13.00

INSTRUMENT NO.

SO 12451

THIS INDENTURE, made this 19th day of June, 19 81, between Ronald K. Echols & Laura D. Echols, husband and wife

of Soda Springs, County of Caribou, State of Idaho, the party of the first part and I. Roy Hunter

of 1123 Brice Drive Edgewater, County of Anne Arundel, State of Maryland, the party of the second part,

WITNESSETH, that the said party of the first part, for and in consideration of the sum of FIVE THOUSAND AND 00/100 ---------- Dollars lawful money of the United States of America to party of the first part in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents, does grant, bargain, sell and convey and confirm unto the said party of the second part, and to party of the second part's heirs and assigns, forever, all the following described real estate situated in Soda Springs, County of Caribou, State of Idaho, to-wit:

All of Lot #13, Block 2, Bailey Creek Acres Subdivision as recorded in the records at the Bear Lake County Recorder's Office.

Excepting therefrom all oil, gas and other mineral rights.

Subject to: Protective Covenants for said lot as recorded in the office of the Bear Lake County Recorder and also subject to general property taxes.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof; and all estate, right, title and interest in and to the 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 party of the second part's heirs and assigns forever. And the said party of the first part, and said party of the first part's heirs shall and will warrant and by these presents forever defend the said premises in the quiet and peaceable possession of the said party of the second part, and party of the second part's heirs and assigns, against the said party of the first part, and party of the first part's heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same.

In construing this deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the said party of the first part hereunto has set his hand.

RONALD K. ECHOLS

LAURA D. ECHOLS

STATE OF IDAHO, County of Caribou } ss.

On this 19th day of June in the year 19 81, before me the undersigned, a Notary Public in and for said State, personally appeared Ronald K. Echols and Laura D. Echols

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)

Notary Public for the State of Idaho
Residing at [illegible] Idaho

WARRANTY DEED

STATE OF IDAHO } ss.

I hereby certify that this instrument was filed for record at the request of Alan B. Harding at 3:50 P.M. on the 1 day of July, 19 81, in my office, and duly recorded in Book [illegible] of Deeds, page [illegible]

Records of Bear Lake County, Idaho

Fee $2.00

Return to: Southeast Title Company

118482

STATE OF IDAHO
County of Bear Lake
Date June 13, 1979
Time 10:35 AM
No. Microfilmed
Clerk Lou Linderson
Jo Barlow, Deputy

WARRANTY DEED

For Value Received

ORTWIN H. WOLTING and JULIA RUTH WOLTING, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

RONALD KEITH ECHOLS and LAURA DIANE ECHOLS, husband and wife

the grantees, the following described premises, to-wit:

All of Lot #13, Block 2, Bailey Creek Acres Subdivision as recorded in the records at the Bear Lake County Recorder's Office.

Excepting therefrom all oil, gas and other mineral rights.

Subject to: Protective Covenants for said lot as recorded in the office of the Bear Lake County Recorder and also subject to general property taxes.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all incumbrances

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

Dated: June 1, 1979

Ortwin H. Wolting
ORTWIN H. WOLTING

Julia Ruth Wolting
JULIA RUTH WOLTING

STATE OF IDAHO, COUNTY OF CARIBOU
On this 1st day of June, in the year of 79
before me, a notary public in and for said State, personally
appeared Ortwin H. Wolting and Julia Ruth Wolting, husband and wife

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they

Kathleen J. Lowe

STATE OF IDAHO, COUNTY OF
I hereby certify that the within instrument was recorded for record at the request of Southeast Title
2:35 o'clock PM
79
Fee $

INSTRUMENT NO.

711—CORPORATION WARRANTY DEED 974476 Printed and for sale by Syms-York Company, Boise

THIS INDENTURE, Made this fifteenth day of December, in the year of our Lord one thousand nine hundred and seventy-one between

TERRACOR

a corporation duly organized and existing under the laws of the State of Utah and having its principal office in Idaho at Soda Springs in the County of Caribou, party of the first part, and

ORTWIN H. WOLTING and JULIA RUTH WOLTING, husband and wife, of Santa Ana, County of Orange, State of California parties of the second part,

WITNESSETH, That the said party of the first part, having been hereunto duly authorized by resolution of its Board of Directors, for and in consideration of the sum of Ten ($10.00) Dollars and other good and valuable consideration----------DOLLARS, lawful money of the United States of America, to it in hand paid by the said parties 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 parties of the second part, and to their heirs and assigns forever, all the following described real estate situated in Bailey Creek Acres, County of Bear Lake State of Idaho, to-wit:

All of Lot #13, Block 2, Bailey Creek Acres Subdivision as recorded in the records at the Bear Lake County Recorder's Office.

Excepting therefrom all oil, gas and other mineral rights.

Subject to: Protective Covenants for said lot as recorded in the office of the Bear Lake County Recorder and also subject to general property taxes.

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 party of the first part has caused its corporate name to be hereunto subscribed by its Senior Vice President and its corporate seal to be affixed by its Secretary in pursuance to said resolution the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

TERRACOR, a Utah Corporation

By H. Roger Boyer

Its Senior Vice President.

Attest Kent B Linebaugh

Its Secretary.

STATE OF ~~IDAHO~~ UTAH } ss.

COUNTY OF Salt Lake

On this 15th day of December in the year 19 71, before me GEORGE IVORY, a Notary Public in and for the said State, personally appeared H. Roger Boyer and Kent B Linebaugh known to me to be the Senior Vice President & Secretary of the corporation that executed this instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.

George Ivory

Notary Public for the State of ~~IDAHO~~, Utah
Residing at ~~BOISE~~ Salt Lake City, Utah

Recorded at Request of TERRACOR, 529 E. S. Temple, Salt Lake City, Utah 84103

at 9:30 A.M. Fee Paid $1.00 Kenneth M. Fowler

by Lythe Ellis Deputy Dep. Book Miscellaneous Page 68992 Ref.:

Mail tax notice to TERRACOR Address 529 East South Temple
Salt Lake City, Utah 84103

WARRANTY DEED

CLARK LAND COMPANY, a Partnership, grantor,
of Salt Lake City, County of Salt Lake, State of Utah, hereby
CONVEYS and WARRANTS to TERRACOR, a Utah Corporation,

grantee,
of Salt Lake City, Salt Lake County, State of Utah, for the sum of
TEN AND NO/100----------($10.00)----------DOLLARS,
and other good and valuable consideration,
the following described tract of land in CARIBOU AND BEAR LAKE COUNTIES
State of IDAHO:

CARIBOU COUNTY: The South Half of the Southwest Quarter of Section 32, and the Southeast Quarter of the Southeast Quarter of Section 31, Township 9 South, Range 42 East, B.M. TOGETHER with all water rights appendant and appurtenant thereto or used thereon.

BEAR LAKE COUNTY: The East Half of Section 6, the Northwest Quarter of Section 5, the West Half of Southwest Quarter of Section 5, and the Northwest Quarter of the Northwest Quarter of Section 8, Township 10 South, Range 42 East, B.M. TOGETHER with all water rights appendant or appurtenant thereto or used thereon from Bailey Creek, which water rights are Junior and subject to prior water rights in Bailey Creek.

WITNESS, the hand of said grantor, this 15TH day of MAY, A. D. 19 70.

Signed in the Presence of

CLARK LAND COMPANY

By: Ellis R. Ivory
ELLIS R. IVORY, Partner

STATE OF UTAH,
County of SALT LAKE } ss.

On the 15TH day of MAY, A. D. 19 70, personally appeared before me ELLIS R. IVORY, Partner of CLARK LAND COMPANY, a Partnership, the signer of the within instrument, who duly acknowledged to me that it executed the same.

NOTARY PUBLIC
COMMISSION EXPIRES
NOV. 24, 1973
SALT LAKE CITY, UTAH

Jeanne Clapperton
Notary Public

My commission expires 11-24-73 Residing in Salt Lake City, Utah

BLANK #101—WARRANTY DEED— © OEM PTG. CO. — 3315 SO. 2600 EAST — SALT LAKE CITY

No. 94601

State of Idaho)
County of Bear Lake) ss

I hereby certify that this instrument was filed for record at the request of Terracor at 2:22 minutes past 2 o'clock P.M. this 22 day of June 1970, in my office, and duly recorded in Microfilm Records of said County.

Amos B. Hurbanek
Ex-Officio Recorder

Fee 1.00

Jerri Jensen
Deputy

Recorded at Request of Caribou Title Company

at 1:20 P.M. Fee Paid $ 1.00 . June 24, 1970 , in Microfilm records. 69020

by Lyle Estes [redacted]

Mail tax notice to Address

WARRANTY DEED

VARD G. HARRIS and LEOTA M. HARRIS, husband and wife, of Grace, Idaho , County of Caribou [redacted] State of Idaho [redacted], hereby grantors CONVEY and WARRANT to CLARK LAND COMPANY, a partnership

of Salt Lake City, Salt Lake County, State of Utah grantee for the sum of TEN AND NO/100 ----------($10.00)---------- DOLLARS,

the following described tract of land in Caribou and Bear Lake Counties [redacted], State of [redacted] Idaho

CARIBOU COUNTY: The South Half of the Southwest Quarter of Section 32, and the Southeast Quarter of the Southeast Quarter of Section 31, Township 9 South, Range 42 East, B. M. TOGETHER with all water rights appendant and appurtenant thereto or used thereon.

BEAR LAKE COUNTY: The East Half of Section 6, the Northwest Quarter of Section 5, the West Half of Southwest Quarter of Section 5, and the Northwest Quarter of the Northwest Quarter of Section 8, Township 10 South, Range 42 East, B. M. TOGETHER with all water rights appendant or appurtenant thereto or used thereon from Bailey Creek, which water rights are Junior and subject to prior water rights in Bailey Creek.

WITNESS, the hands of said grantors , this 22nd day of June , A. D. 1970.

Signed in the Presence of

VARD G. HARRIS

Vard G. Harris

Leota M. Harris

LEOTA M. HARRIS

STATE OF [redacted] IDAHO

County of Caribou } ss.

On the 22nd day of June , A. D. 1970 personally appeared before me [redacted] Vard G. Harris and Leota M. Harris, husband and wife, the signers of the within instrument, who duly acknowledged to me that they executed the same.

NOTARY PUBLIC

Leonard O. Kingsford

Notary Public.

My commission expires August 14, 1973 Residing in Soda Springs, Idaho

BLANK #101—WARRANTY DEED— © GEM PTG. CO. — 9215 SO. 2600 EAST — SALT LAKE CITY

No. 94611

State of Idaho)
ss
County of Bear Lake)

I hereby certify that this instrument was filed for record at the request of Cache Bear Title at 25 minutes past 3 o'clock P.M., this 24 day of June 1920., In my office, and duly recorded in Microfilm Records of said County.

Amos B. Hulme
Ex-Officio Recorder

Fee 1.00

Tessie Rowser
Deputy

By _____ Deputy
Fee:$3.00

No. 98098 WARRANTY DEED 50159

THIS INDENTURE, made this 12th day of May in the year of our Lord One Thousand Nine Hundred and Sixty-four, between Dean Panter and Marjorie Panter, husband and wife, of Thatcher, County of Franklin, State of Idaho, the parties of the first part, and Vard G. Harris and Leota Harris, husband and wife, of Grace, County of Caribou, 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 ONE AND NO/100-DOLLARS (~~$1.00~~), 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, do by these presents, grant, bargain, sell and convey and confirm unto said parties of the second part, and to their heirs and assigns forever: All that certain lot piece or parcel of land situate, lying and being in the County of Bear Lake State of Idaho, bounded and more particularly described as follows, to-wit:

Township 10 South, Range 42 East of the Boise Meridian:

Section 5: Lots 3 and 4, S½NW¼, W½SW¼.
Section 6: S½SE¼.
Section 8: NW¼NW¼.

This deed is made for the purpose of partitioning land heretofore held as tenants in common. No cash consideration is involved and no revenue stamps are required.

TOGETHER WITH all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said parties of the second part, and to their heirs and assigns forever. And the said parties of the first part, for 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 or 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.

Dean Panter (L.S.)

Marjorie Panter (L.S.)

STATE OF IDAHO)
)ss.
County of Caribou)

On this 12th day of May in the year 1964, before me the undersigned a Notary Public in and for said County and State, personally appeared Dean Panter and Marjorie Panter,

50/59

names are subscribed to the with-

that they executed the same.

hereunto set my hand and affixed my official seal, the

written.

Leonard O. Kingsford
Notary Public
Residence and P. O. Address: Soda Springs, Idaho

My Commission expires: August 14, 1965.

Recorded at the request of Caribou Title Company; 9:00 A.M.; May 27, 1964; Book 73 of Deeds at page 59.

By Ruth Nye Deputy

Fee: $1.50

Amos B. Hulme, Recorder.

No. 85099

WARRANTY DEED

THIS INDENTURE, made this 25th day of May in the year of our Lord One Thousand Nine Hundred and sixty-four, between Vard G. Harris and Leota Harris, husband and wife, of Grace, County of Caribou, State of Idaho, the parties of the first part, and Dean Panter and Marjorie Panter, husband and wife, of Thatcher, 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 ONE AND NO/100-DOLLARS (~~$1.00~~), 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, do by these presents, grant, bargain, sell and convey and confirm unto said parties of the second part, and to their heirs and assigns forever, all that certain lot, piece or parcel of land situate, lying and being in the County of Caribou, State of Idaho, bounded and more particularly described as follows, to-wit:

Township 10 South, Range 42 East of the Boise Meridian:

Section 5: Lot 2, SW¼NE¼, E½SW¼, [illegible], and
beginning at the [illegible]
Township 10 South, Range [illegible],
[illegible], and [illegible]:

thence [illegible]
County Road [illegible];

[illegible]
right-of-way [illegible]

Page 0[illegible]
By Ruby Barton Deputy
Fee:$1.50

Sam V. Tunks, Recorder.

No. 63171. WARRANTY DEED

42/35
350

THIS INDENTURE, Made this Eighth (8th) day of November in the year of our Lord One Thousand Nine Hundred and forty-nine, between John Warren Higley (sometimes known as J. Warren Higley, sometimes as Warren Higley) and Martha L. Higley, his wife of SODA SPRINGS, County of CARIBOU, State of IDAHO the parties of the first part, and Vard G. Harris and Leota Harris, his wife; and Dean Panter and Marjorie Panter, his wife of GRACE, County of CARIBOU, 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 Six thousand and No/100ths - 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, TOGETHER WITH OTHER GOOD AND VALUABLE CONSIDERATIONS, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said parties of the second part, and to their heirs and assigns forever: All those certain lots, pieces or parcels of land situate, lying and being in the County of Bear Lake, State of Idaho, bounded and more particularly described as follows, to-wit:

Beginning at the Northwest Corner of Lot 1, Section 5, Township 10 South, Range 42 East, Boise Meridian, run thence East 40 rods, more or less, to west line of County Road right-of-way; thence in a southeasterly direction following said right-of-way 160 rods; more or less, to quarter section line; thence West on said line 50 rods, more or less, to Southwest corner of Southeast Quarter of Northeast Quarter of said Section 5, thence North 160 rods, to place of beginning, containing 40 acres, be there more or less.

ALSO, Lots Two, Three, and Four; the S½ of the NW¼; the SW¼ of the NE¼; the SW¼; the N½ of the SE¼; the SW¼ of the SE¼ of Section Five; the S½ of the SE¼ of Section Six; the W½ of the NW¼ and the NW¼ of the NE¼ of Section 8; all in Township 10 South, Range 42 East of the Boise Meridian, in Bear Lake County, Idaho, together with any and all water and water rights of every nature and kind, however evidenced, used on said premises or belonging to or appertaining to the same or used in connection therewith; Subject to Patent Reservations and to all visible and/or recorded rights of way or easements and to mineral, gas or oil grants heretofore executed upon any portion of said premises;

Subject to taxes for the year 1950 and subsequent years.

$20.90 Cancelled Documentary Stamps affixed.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said 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 or 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

John Warren Higley (Seal)

Martha L. Higley (SEAL)

State of Idaho, } ss.
County of [illegible] }

On this 14th day of November in the year 1949, before me, S. E. Matthews a Notary Public in and for said County and State, personally appeared John Warren Higley (sometimes known as J. Warren Higley and sometimes known as Warren Higley) and Martha L. Higley, his wife, 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.

S. E. Matthews
Notary Public

(SEAL)
My Com. Expires: July 28th, 1952.
Residence Soda Springs, Idaho.

Recorded at the request of S. E. Matthews; 10:40 A.M.; Nov. 19, 1949; Book 42 of Deeds at page 350.
By Ruby Bretton Deputy
Fee: $1.50
Sam V. Funks, Recorder.

No. 63208.

WARRANTY DEED

THIS INDENTURE, made this 10th day of November in the year of our Lord, One Thousand Nine Hundred and Forty-nine, between VIOLA F. ERICKSON and ARNOLD L. ERICKSON, her husband, of Ogden, County of Weber, State of Utah the parties of the first part, and LAMAR POPE and FERN POPE, husband and wife, of Fish Haven, County of Bear Lake, 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 THREE 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 do by these presents, grant, bargain, sell and convey unto the said parties of the second part, and to their heirs and assigns forever: All those certain pieces or parcels of land situate, lying and being in Bear Lake County, State of Idaho, bounded and more particularly described as follows, to-wit:

Commencing at a point 18.00 chains [illegible]

This Indenture, Made the 9th day of June, in the year of our Lord, One Thousand Nine Hundred and forty-two between Ira Higley, John Warren Higley, County of Bear Lake, State of Idaho, party of the first part, and [illegible] County of Bear Lake, 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 Twenty-five Hundred and no/100 DOLLARS 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, sold, aliened, remised, released, conveyed and confirmed, and by these presents does GRANT, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY, and CONFIRM unto the said party of the second part, and to his heirs and assigns forever, all that certain piece or parcel of land, situated in the County of Bear Lake, State of Idaho, and known and described as follows, to-wit:

An undivided one half interest in:

Lots 2, 3, and 4, and $S\frac{1}{2}NW\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$, $SE\frac{1}{4}SW\frac{1}{4}$, $N\frac{1}{2}SE\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}$, $SW\frac{1}{4}NE\frac{1}{4}$ all in Section 5, Tp. 10, South, Range 42 East Boise Meridian in Bear Lake County, Idaho, being all of the grantor's interest in and to said property.

The above is the separate property of the grantor having been acquired by him before his marriage to his present wife.

$2.75 in cancelled Documentary Stamps affixed.

Together with all and singular the tenements, hereditaments and appurtenances thereto, belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also all the estate right, title, interest, property possession, claim and demand whatsoever, as well in laws as in equity of the said part of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the said part of the second part, and to heirs and assigns forever, and said part of the first part, and heirs, the said premises, in the quiet and peaceable possession of the said part of the second part, heirs and against any and all persons whomsoever, and assigns against the said part of the first part, and will warrant and by these presents forever defend.

hand and seal

$2.75 in cancelled Documentary Stamps affixed.

36/565

Together with all and singular the tenements, hereditaments and appurtenances thereto, belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also all the estate right, title, interest, property possession, claim and demand whatsoever, as well in law as in equity of the said part y of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the said part y of the second part, his heirs and assigns forever, and said party of the first part, and his heirs, shall warrant, in the quiet and peaceable possession of the said part y of the second part, his heirs and assigns forever, the said part y of the first part, and his heirs and against any and all persons whosoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

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

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Chas E. Harris — Harvey W. Higley (SEAL)

(SEAL)

STATE OF IDAHO, } ss.
COUNTY OF BEAR LAKE }

UNITED STATES OF AMERICA

On this 9th day of June in the year of our Lord one thousand nine hundred and 42 before Chas E. Harris, A Notary Public within and for said County and State personally appeared Harvey W. Higley personally known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that he executed the same.

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

(SEAL)

Chas E. Harris
Notary Public
Res: Montpelier, Idaho

Recorded at request of John Warren Higley
at 1:20 o'clock P. M., this 22 day of June, A. D. 1942

Fee, $ 1.00

County Recorder.

, Deputy.

day of August, in the year of our Lord,

County of Bear Lake, State of Idaho, part y of the first part, and

County of Bear Lake, State of Idaho,

said party of the first part, for and in consideration of the sum of

DOLLARS

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, ha s granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents do grant, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY, and CONFIRM unto the said party of the heirs and assigns forever, all that certain piece or parcel of land, situated in the County of State of Idaho, and known and described as follows, to-wit:

An undivided one-half interest in and to;
$S\frac{1}{2}$ $NW\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$, $SE\frac{1}{4}SW\frac{1}{4}$, $SW\frac{1}{4}NE\frac{1}{4}$, $N\frac{1}{2}SE\frac{1}{4}$, $SW\frac{1}{4}$
$S\frac{1}{2}$ all in section five (5) Township Ten (10) S. R. 42 E.B.M.
and containing 480 acres more or less.

Together with any and all water and water rights, used upon or in connection with said lands.

Said property is the separate property of grantor having been acquired and owned by said grantor before his present marriage.

$1.10 cancelled Documentary stamps affixed.

Together with all and singular the tenements, hereditaments and appurtenances thereto, belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also all the estate right, title, interest, property possession, claim and demand whatsoever, as well in laws as in equity of the said part y of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the said part y of the second part, and to his heirs and assigns forever, and said part y of the first part, and his heirs, the said premises, in the quiet and peaceable possession of the said part y of the second part, his heirs and assigns against the said part y of the first part, and his heirs and against any and all persons whosoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said part y of the first part ha hereunto set his hand and seal

Said property is the separate property of grantor having been acquired and owned by said grantor before his present marriage.

$1.10 cancelled Documentary stamps affixed.

36/253

Together with all and singular the tenements, hereditaments and appurtenances thereto, belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also all the estate right, title, interest, property possession, claim and demand whatsoever, as well in laws as in equity of the said part Y of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the said part y of the second part, and to his heirs and assigns forever, and said part y of the first part, and his heirs, the said premises, in the quiet and peaceable possession of the said part y of the second part, his heirs and assigns against the said part Y of the first part, and his heirs and against any and all persons whosoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

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

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

HARVEY W. HIGLEY (SEAL)

(SEAL)

STATE OF IDAHO, } ss.
COUNTY OF BEAR LAKE }

UNITED STATES OF AMERICA

On this 3rd day of August in the year of our Lord one thousand nine hundred and 40 before me, Chas. E. Harris, a Notary Public within and for said County and State personally appeared Harvey W. Higley personally known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that he executed the same.

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

(Seal)

CHAS. E. HARRIS
Notary Public for Idaho
Res. Montpelier, Idaho

Recorded at request of Chas. E. Harris
at 11:35 o'clock A M., this 6th day of August, A. D. 1940.

Fee, $1.00

Sam V. Tunks
County Recorder.

[illegible], Deputy.

35152

day of October in the year of our Lord one

Harvey W. Higley, unmarried

County of Bear Lake, State of Idaho, part y of the first part, and

County of Bear Lake

of the second part:

Witnesseth, That the said part y of the first part, for and in consideration of the sum of

Dollars,

lawful money of the United States of America, to him in hand paid by the said part y of the second part, the receipt whereof is hereby acknowledged, ha granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents do GRANT, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY and CONFIRM, unto the said part y of the second part, and to his heirs and assigns forever, all that certain piece or parcel of land, situated in the County of Bear Lake, State of Idaho, and known and described as follows, to-wit:

An undivided one-half interest in and to the following described lands, with the appurtenances:

Lots 2, 3, and 4, and S½NW¼, N½SW¼, SE¼SW¼, N½SE¼ NE¼SE¼, SW¼NW¼, all in Section 5, Tp. 10 South, range 42 East Boise Meridian,

The said property is the separate and sole property of the said grantor herein.

50¢ Stamps attached to orig.
Nov 16-'26.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereto belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also all the estate, right, title, interest, property, possession, claim and demand whatsoever, as well in law as in equity, of the said part y of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD. All and singular, the said premises, together with the appurtenances, unto the said part y of the second part, and to his heirs and assigns, forever, and the said part y of the first part, and his heirs, said premises in the quiet and peaceable possession of the said part y of the second part, and his heirs, the said part y of the first part, and his heirs, and against any and all persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

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

Signed, sealed and delivered in the presence of

50¢ Stamps attached to orig. rec'd 10-16-'36.

33/552

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereto belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also all the estate, right, title, interest, property, possessions, claim and demand whatsoever, as well in law as in equity, of the said part y of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances, unto the said part y of the second part, and to his heirs and assigns, forever, and the said part y of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said part y of the second part, his heirs and assigns, against the said part y of the first part, and his heirs, and against any and all 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 ha s hereunto set his hand and seal, the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Harvey W. Higley (SEAL.)

(SEAL.)

STATE OF IDAHO, } ss.
COUNTY OF BEAR LAKE, }

UNITED STATES OF AMERICA

On this 8 day of October, in the year of our Lord one thousand nine hundred and thirty-five, before me a notary public within and for said County and State, personally appeared Harvey W. Higley, personally known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that he executed the same.

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

(SEAL)

Chas. E. Harris
Notary Public for Idaho
Res. Montpelier, Idaho

Recorded at request of Chas. E. Harris
at 11:30 o'clock A M., this 9th day of October, A. D. 1935

Fee, $1.00

Sam V. Tunks
County Recorder.

Deputy.

part and to its successors and assigns forever, and the said parties of the first part for their heirs, the said premises in the quiet and peaceful possession of the said party of the second part, its successors 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.

This deeddis executed and taken as provided by Sections 341 and 2972, C. S. of Idaho.

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

Witness: Earl Shepherd — Jonathan R. Pugmire (SEAL)

Ellen Budge Pugmire (SEAL)

STATE OF IDAHO,)
) ss.
County of Bear Lake)

On this 9th day of September, in the year One Thousand Nine Hundred and Thirty-five (1935), Earl Shepherd, a Notary Public in and for said County and State, personally appeared Jonathan R. Pugmire and Ellen Budge Pugmire, his wife 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)

Earl Shepherd
Notary Public for Idaho,
Residing at Paris, Idaho

My commission expires Oct. 13, 1938.

Recorded at the request of W. Smith Hoge at 11:20 o'clock A. M. October 15th, 1935.

By [signature] Deputy — Sam V. Tunks, Recorder

Fee $1.00

In the Matter of the Estate of Mariam A. Higley, deceased.

IN THE PROBATE COURT OF BEAR LAKE COUNTY, STATE OF IDAHO

IN THE MATTER OF THE ESTATE OF MARIAM A. HIGLEY, deceased.) DECREE OF DISTRIBUTION OF COMMUNITY INTEREST.

On the petition of Harvey W. Higley, surviving husband of Mariam A. Higley, deceased, praying for an order of this Court for a decree of distribution of the community interest of said Mariam A. Higley, deceased, in and to the hereinafter described property, coming on for hearing this day to be heard, and oral and documentary evidence being presented to the Court in support of said petition, and the Court being fully advised in the premises, finds:

1. That said Mariam A. Higley died at Soda Springs, Idaho, on the 5th day of August 1935, at the age of 67 years.

2. That she left surviving her as her heirs at law, the following: Harvey W. Higley, husband; Anna Laura Lasenby, daughter, Rosa West, daughter; Bertha May Gummersall, daughter, Edith Lucrenna Hartley, daughter; John Warren Higley, son, all over 21 year of age.

[illegible], as to her community interest, [illegible] and heirs mentioned in said will [illegible] and have submitted to the Court [illegible] of the property mentioned in [illegible] that the said Will may be destroyed, [illegible] devised by said Will, be decreed [illegible] A. Higley, deceased, in the [illegible] never made any Will as to her [illegible] property, the said property being [illegible], deceased, and the said Harvey W. [illegible] property having been acquired since their marriage, and [illegible] force and effect.

[illegible] legal notice as provided by law, has been duly given, and no objections have been filed by any person as to why the prayer of the petitioner should not be granted and a decree of distribution made according to said petition.

That there are no inheritance taxes due the State of Idaho from said estate, the value of which is less than $1,000.00. And there are no debts due and unpaid against the said estate for which the said Mariom A. Higley would be liable.

That all of the herein described property is the community property of the said petitioner, Harvey W. Higley, and the said Mariom A. Higley, deceased, and by reason of the statutes, in such case made and provided, the said Harvey W. Higley is entitled, as the surviving husband of the said community, to a decree of distributing to him the community interest of the said Mariom A. Higley, deceased, in and to the hereinafter described property.

WHEREFORE, it is ORDERED, ADJUDGED AND DECREED that the community interest of the said Mariom A. Higley, deceased, in the hereinafter described property, be and the same is hereby distributed to the said Harvey W. Higley, surviving husband of said community, as his sole and separate property.

The following is a description of the property distributed under this decree to-wit:

Lots 2, 3, and 4, and S½NW¼, N½SW¼, SE¼SW¼, N½SE¼, SW¼SE¼, SW¼NE¼, all in Section 5, Tp. 10 S. R. 42 E. B. M., in Bear Lake County, Idaho.

Also, Lot 6, in Block 9, A. W. Hall's third addition to the town of Lava Hot Springs, Idaho.

Also, Lot 5, Block 9, A. W. Hall's first addition to the town of Lava Hot Springs, Idaho, as platted in the County Recorder's office in Bannock County, Idaho.

65 head of sheep and 7 head of cattle, being her community interest.

Together with all water and water rights used upon or in connection with the above described lands, and allother appurtenances thereto.

Done this 18th day of October, 1935. Don C. Haddock, Probate Judge

STATE OF IDAHO
COUNTY OF BEAR LAKE I, Don C. Haddock, Clerk of the Probate Court of the State of Idaho in and for Bear Lake County, do hereby certify that the within and foregoing is a full and true copy of the original Decree of Distribution of the community interest in the matter of the estate of Mariom A. Higley, deceased duly filed in my office 17th day of October, 1935.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of said Court at Paris, Idaho, this 17th day of October, 1935.

(SEAL)

Don C. Haddock, Clerk

Recorded at the request of Chas. E. Harris at 10:45 o'clock A. M. October 18th, 1935.
Fee $1.60

By [illegible] Deputy Sam V. Tunks, Recorder

No. 41145 IN THE PROBATE COURT OF BEAR LAKE COUNTY, STATE OF IDAHO

IN THE MATTER OF THE ESTATE)

BLACKFOOT 04839. 4—1028-E.

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at BLACKFOOT, IDAHO;

has been deposited in the General Land Office, whereby it appears that full payment has been made by the claimant

HARVEY W. NIGLEY

according to the provisions of the Act of Congress of April 24, 1820, entitled "An Act making further provision for the sale of the Public Lands" and the acts supplemental thereto, for the LOT FOUR AND THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION FIVE IN TOWNSHIP TEN SOUTH OF RANGE FORTY-TWO EAST OF THE BOISE MERIDIAN, IDAHO, CONTAINING EIGHTY-TWO AND TWO-HUNDREDTHS ACRES,

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said claimant and to the heirs of the said claimant the Tract above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, WILLIAM H. TAFT

President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the EIGHTEENTH

(SEAL) day of MAY in the year of our Lord one thousand

nine hundred and ELEVEN and of the Independence of the

United States the one hundred and THIRTY-FIFTH.

By the President: Wm H. Taft

By M. P. LeRoy Secretary,

A. W. Campbell.

Recorder of the General Land Office.

RECORD OF PATENTS: Patent Number 199524

6—8171

Homestead Certificate No. 4367. 47115 A. Application 5761

THE UNITED STATES OF AMERICA



To all to whom these Presents shall come, GREETING:

Whereas, There has been deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at Blackfoot, Idaho, whereby it appears that, pursuant to the Act of Congress approved 20th May, 1862, "To secure Homesteads to actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Harvey W. Higley has been established and duly consummated, in conformity to law, for the Lot numbered three, the South East quarter of the North West quarter and the North half of the South West quarter of section five in Township ten South of Range forty-two East of Boise Meridian in Idaho, containing one hundred and sixty-one acres and eighty-hundredths of an acre.

according to the official plat of the survey of said land, returned to the General Land Office by the Surveyor General.

Now Know ye that there is, therefore, granted by the United States unto the said Harvey W. Higley the tract of land above described: To have and to hold the said tract of land, with the appurtenances thereof, unto the said Harvey W. Higley and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law, and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

In testimony whereof, I, Theodore Roosevelt, PRESIDENT OF THE UNITED STATES OF AMERICA, have caused these letters to be made patent, and the seal of the General Land Office to be hereunto affixed.

Given under my hand at the city of Washington, the first day of December, in the year of our Lord one thousand nine hundred and four, and of the Independence of the United States the one hundred and twenty-ninth

By the President:

T. Roosevelt

By J. M. McKean, Secretary.

C. H. Brush, Recorder of the General Land Office.

State of Idaho
DEPARTMENT OF WATER RESOURCES
Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718
Phone: (208) 525-7161 • Fax: (208) 525-7177
Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

January 18, 2019

Frank Krauss
452 Old Oregon Rd
Soda Springs ID 83276

RE: Change of Ownership for Water Rights 11-370 (Split into 11-370 and 11-7848), 11-371 (Split into 11-371 and 11-7849) and 11-372 (Split into 11-372 and 11-7850)

Dear Water Right Holder:

The department acknowledges receipt of correspondence changing ownership and splitting the above referenced water right. The department has modified its records to reflect the changes and has enclosed computer-generated reports for your records.

Your portion of the water right has a specified point of diversion, nature of use and place of use. If you plan on changing any of these, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. If you do not plan on changing any items on your water right, then no further action is required at this time.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosures

cc: Harvey Higley
Water District 11A