

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
OCT 24 2017
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?
13-623D	Yes ☐	Yes ☐		Yes ☐	Yes ☐
13-625D	Yes ☐	Yes ☐		Yes ☐	Yes ☐
13-628D	Yes ☐	Yes ☐		Yes ☐	Yes ☐
13-629D	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Lee C. Miller and Minnie Miller
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): W. E. Ranch, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 908 South Francis Circle Kansville UT 84037
Mailing address City State ZIP
- 1-801-440-6204
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: October 1, 2012
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 13-623D

8. Signature: Robert L. Harris Robert L. Harris, attorney October 20, 2017
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SC Date 10/24/17 Receipt No. ED43503 Receipt Amt. 100.00
 Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
 Name on W-9 _____ Approved by JC Processed by JB Date 11/1/2017

Exhibit A.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE	DATE OF PRIORITY
254. <i>J. Bartlome:</i> 1882—December 8	0.5 c.f.s.	To be diverted from said creek in the Southwest quarter of the Southeast quarter of Section 17, Township 11 South, Range 40 East, for the irrigation of 25 acres of land in the Northeast quarter of the Northwest quarter, and the West half of the Northeast quarter of Section 21, said Township and Range.	258. <i>Neil M. Sorenson and E. F. Zeigler, known as Sorenson & Zeigler, a partnership, successors in interest to R. E. Hansen:</i> (a) 1882—December 8 (b) 1890—June 1
255. <i>Neil M. Sorenson and E. F. Zeigler, known as Sorenson & Zeigler, a partnership, successors in interest to R. E. Hansen:</i> (a) 1882—December 8 (b) 1890—June 1	1.0 c.f.s. 1.0 c.f.s.	To be diverted from said creek in the Southwest quarter of the Southeast quarter of Section 17, Township 11 South, Range 40 East, for the irrigation of 50 acres of land in the Southeast quarter of the Northeast quarter of Section 21, and the Northeast quarter of Section 22, said Township and Range.	(a) 1882—December 8 (b) 1890—June 1
256. <i>R. E. Hansen:</i> 1882—December 8	1.0 c.f.s.	To be diverted from said creek in the Southwest quarter of the Southeast quarter of Section 17, Township 11 South, Range 40 East, for the irrigation of 50 acres of land in the East half of the Southwest quarter and the Northeast quarter of Section 22, said Township and Range.	259. <i>John Hansen:</i> 1882—
		To be diverted from said creek in the Northeast quarter of the Southeast quarter of Section 24, Township 11 South, Range 39 East, for the irrigation of 50 acres of land in the East half of the Northwest quarter; the Northeast quarter of the Southwest quarter; the West half of the Northeast quarter; the Southeast quarter of the Northeast quarter; the North half of the Southeast quarter of Section 19, Township 11 South, Range 40 East.	260. <i>Charles Hansen:</i> (a) 1882— (b) 1890—

MILL CREEK

Or South Fork of Steves Creek.

257. <i>R. E. Hansen:</i> 1882—December 8	0.7 c.f.s.	To be diverted from said creek in the Northeast quarter of the Southeast quarter of Section 24, Township 11 South, Range 39 East, B. M., for the irrigation of 35 acres of land in the East half of the Northwest quarter; the Northeast quarter of the Southwest quarter; the West half of the Northeast quarter; the Southeast quarter of the Northeast quarter; the	261. <i>John Hansen:</i> 1880— 1907—
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DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

North half of the Southeast quarter of Section 19, Township 11 South, Range 40 East, B. M.

ADLER CREEK

258. *Neil M. Sorenson and E. F. Zeigler, known as Sorenson & Zeigler, a partnership, successors in interest to R. E. Hansen:* 05615 Trans. 2029
(a) 1882—December 8 1.0 c.f.s.

To be diverted from said creek in the Southwest quarter of the Northwest quarter of Section 22, Township 11 South, Range 40 East, for the irrigation of 50 acres of land in the Southeast quarter of the Northeast quarter of Section 21, and the Northeast quarter of Section 22, said Township and Range.

- (b) 1890—June 1 1.0 c.f.s.

To be diverted at the same point described in paragraph (a) above, for the irrigation of 50 acres of land in the Southeast quarter of the Northeast quarter of Section 21, and the Northeast quarter of Section 22, said Township and Range.

259. *John Bartlome:*
1882—December 8 0.5 c.f.s.

To be diverted from said creek in the Southeast quarter of the Northeast quarter of Section 20, for the irrigation of 25 acres of land in the Northeast quarter of the Northwest quarter, and the West half of the Northeast quarter of Section 21, all in Township 11 South, Range 40 East.

260. *Charles Izatt:*
(a) 1908—April 28 0.8 c.f.s.

To be diverted from said creek in the Southwest quarter of the Northeast quarter of Section 21, and impounded in a reservoir in the vicinity of said point of diversion, for the irrigation of 40 acres of land in the Southeast quarter of the Northwest quarter of Section 21, all in Township 11 South, Range 40 East, B. M.

- (b) 1908—April 28 0.2 c.f.s.

To be diverted and impounded in the reservoir described in paragraph (a) above, to be used for domestic purposes.

NORTH BURTON CREEK

261. *John E. Martinson:*
1880—May 1 0.1 c.f.s.
1907—May 1 2.5 c.f.s.

To be diverted from said creek and/or Watercress Spring in the Southeast quarter of the Northwest quarter of Section 33, for the irrigation of 125 acres of land in the Northeast quarter of Section 33, the

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

FOX HOLLOW SPRINGS.

In the Northwest quarter of the Northeast quarter of Section 26, Township 12 South, Range 40 East, B.M.

300. *Emma H. Meservey:*
1887—May 1 0.8 c.f.s. To be diverted from said springs for the irrigation of 40 acres of land in the East half of the Northeast quarter; the Southwest quarter of the Northeast quarter and the Northwest quarter of the Southeast quarter of Section 26, said Township and Range.

RESERVOIR SPRINGS

In the Southwest quarter of the Northeast quarter of Section 26, Township 12 South, Range 40 East, B.M.

301. *Emma H. Meservey:*
1887—May 1 0.15 c.f.s. To be diverted from said springs and impounded in a reservoir in the vicinity thereof and by pipe line conveyed to residence, barns and corrals of said party in the Southeast quarter of the Northeast quarter of Section 26, Township 12 South, Range 40 East, B.M.

UNNAMED SPRING.

In the North half of the Southeast quarter of Section 22, Township 11 South, Range 40 East, B.M.

302. *Neil M. Sorenson and E. F. Zeigler, known as Sorenson & Zeigler, a partnership, successor in interest to R. E. Hansen:*
1915—June 1 0.4 c.f.s. To be diverted and impounded in a reservoir in the vicinity of said spring and by pipe line conveyed and distributed to the residences, barns and corrals of said parties for domestic use.

STOVER AND WALKER SPRINGS.

In the Northwest quarter of Section 19, Township 11 South, Range 40 East, B.M.

303. *Well Roper, Simpson Roper, Orrin Roper and Roy Roper, known as Roper Bros., a partnership, substituted for J. F. Medford and Lucinda Walker:*
1910—June 1 1.0 c.f.s. To be diverted at the said springs for the irrigation of 50 acres of land in the South half of the Southwest quarter and the South half of the Southeast quarter of Section 17, Township 11 South, Range 40 East.

Exhibit B.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

Instrument No. 5765.

THE UNITED STATES OF AMERICA.

Homestead Certificate No. 3767
Application 3334

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, wherein 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 Charles Isatt has been established and duly consummated, in conformity to law, for the

North half of the South west quarter, the North West quarter of the South East quarter and the South West quarter of the North West quarter of Section twenty-one in Township eleven South of Range forty East of Boise Meridian in Idaho, containing one hundred and sixty 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 there is, therefore granted by the United States unto the said

Charles Isatt

the tract of land above described:

TO HAVE AND TO HOLD the said tract of land, with the appurtenances thereto, unto the said

Charles Isatt

and to his heirs and assigns, forever, subject to

any vested and accrued water rights, no 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 possessor of a vein or lode, to extract and remove the same 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 thirtieth

(SEAL)

day of December

in the year of our Lord one thousand nine hundred

and two

and of the Independence of the United States the

one hundred and twenty seventh

BY THE PRESIDENT

T. Roosevelt

By

P.M. McKean

Secretary

Recorded Idaho

Vol 48

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C.H. Brush

Recorder of the General Land Office.

Filed for Record at

6.50

o'clock A.M.,

Sept. 23rd

A.D. 1905, and recorded at the request of

H.E. Hatch,

E.O. Gallet,

By

Deputy.

Recorder.

Fee \$1.25

Exhibit C.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

BANNOCK COUNTY, IDAHO

STATE OF IDAHO,
County of Bannock.

On this 24th day of February in the year 1919, before me J. T. Torgesen, a Notary Public in and for said State, personally appeared Wm. H. Skinner and Mary A. Skinner 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.

(Notarial Seal)
My commission expires July 2, 1921.

J. T. Torgesen,
Notary Public, Residing at Soda Springs, Idaho

\$50 I. R. S. Attached and duly cancelled.

Recorded at request of
Ira H. Hogan, Grace, Ida.
By Margaret Blake, Deputy

9:25 A. M. March 19, 1919
Fee \$1.20 C. W. Pomroy, Recorder.

INSTRUMENT NO. 67774

THIS INSTRUMENT, Made the Fifth day of December in the year of our Lord one thousand nine hundred and Five between Thomas Allsop and Sylvia Allsop, his wife, of Blatchley County of Bannock State of Idaho, the parts of the first part, and Charles Isatt of Blatchley County of Bannock State of Idaho, the party of the second part.

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of Four Hundred and Twenty-five (425.00) Dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said party of the second part, and to his heirs and assigns forever; All that certain lot, piece or parcel of land situate, lying and being in the county of Bannock, State of Idaho, bounded and more particularly described as follows, to-wit:

The Northeast Quarter of the Southeast Quarter of Section Twenty-one (21), in Township Eleven (11), South of Range Forty (40) East of the Boise Meridian on Idaho. Containing Forty (40) acres.

Also commencing at a point Twenty (20) feet west from the South East corner of the South-east quarter of the Northeast quarter of Section Twentyone (21), Township Eleven (11) South of Range Forty (40) east of Boise Meridian, thence running North One Hundred (100) feet, thence West Three hundred and Seventy-five (375) feet, thence South One Hundred (100) feet, thence East Three Hundred Seventy-five (375) feet to place of beginning, containing 37,500 square feet, according to the official plat of the survey of said lands, returned to the General Land Office by the Surveyor General.

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

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident, unto the said party of the second part, and to his heirs and assigns forever. And the said parts of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs, and assigns against the said parts 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 parts of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and delivered in the presence of
Walter Hogan,
Wm. H. McConhall.

Thomas Allsop,
Sylvia Allsop

(Seal)
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DEED RECORD NO. 36

STATE OF IDAHO, }
County of Bannock. } ss

On this 18th day of December in the year 1905, before me William H. Mendenhall, a Notary Public in and for said County, personally appeared Thomas Allsop known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same; and on this 18th day of December in the year 1905, before me, the officer as described, personally appeared Sylvia Allsop, known to me to be the person whose name is subscribed to the within instrument described as a married woman; and upon an examination, without the hearing of her husband, I made her acquainted with the contents of the instrument, and thereupon she acknowledged to me that she executed the same and that she does not wish to retract such execution.

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

(Notarial Seal)
My commission expires Dec. 29th, 1907.

Wm. H. Mendenhall,
Notary Public.

Recorded at request of
Charles Pratt, Thatcher, Ida.
By William C. Sponberg, Deputy

2:35 P. M. March 19, 1919
Fee \$1.40 C. W. Fomroy, Recorder.

INSTRUMENT NO. 67819

WARRANTY DEED.

THIS INSTRUMENT, Made the 18th day of February, in the year of our Lord, one thousand nine hundred and nineteen between William T. Brown and his wife, Dorothy Brown, of Salt Lake City, County of Salt Lake, State of Utah, parties of the first part, and James C. Sneath, of Montpelier, County of Bear Lake, State of Idaho, party of the second part:

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Twenty one hundred twenty five and no/100 Dollars, lawful money of the United States of America to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained, sold, aliened, released, conveyed and confirmed, and by these presents do GRANT, BARGAIN, SELL, ALIEN, RELEASE, CONVEY AND CONFIRM unto the said party of the second part, and to their heirs and assigns forever, all all their right title and interest in and to that certain place or parcel of land, situated in the County of Bannock, State of Idaho, and known and described as follows, to-wit:

The South west quarter of Section twenty four (24); the North west quarter of the North west quarter of Section twenty five (25); the East half of the South east quarter of Section twenty three (23) and the East half of the Northeast quarter of Section twenty six (26) all in Township seven (7) South of Range thirty nine (39) East of the Boise Meridian; also all of their right, title and interest in and to all livestock, implements, tools and equipment of every kind used in connection with the cultivation of said land.

Subject to a certain mortgage in the sum of \$2300.00 in favor of Brennan & Davis, which mortgage is recorded in Book 28 of Mortgages on Page 58 of the Records of Bannock County, Idaho, and which the grantee agrees to assume and pay.

\$2.50 I. R. S. Attached and duly cancelled.

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 parties 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 party of the second part, and to his heirs and assigns forever, and the said parties of the first part, and their heirs, the said premises, in the quiet and peaceable possession of the said party of the second part, his heirs and assigns against the said parties of the first part, and their heirs, and against any and all persons whatsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

Exhibit D.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances unto said parties of the second part, and to their heirs and assigns forever.

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

Witness, Sealed and Delivered in the presence of W. R. Groves (SEAL)
Leona Groves (SEAL)

STATE OF IDAHO }
County of Cassia } ss.

On this twenty-seventh day of July in the year 1939, before me D. M. Rustay, a Notary Public in and for said County and State personally appeared W. R. Groves and Leona Groves, 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.

D. M. Rustay
Notary Public.
Residence Burley, Idaho.

(SEAL)
I hereby certify that this instrument was filed for record at request of A & T O Co at 57 minutes past 3 o'clock P.M., this 4 day of Aug., A. D. 1939, in my office and duly recorded in Book 79 of records at page 378.

Anna Keefe, Recorder Fee \$1.00 By Bretta W. Chambers, Deputy

INSTRUMENT NO. 803896

IN THE PROBATE COURT OF BANNOCK COUNTY, STATE OF IDAHO.

IN THE ESTATE OF THE ESTATE

OF

CHARLES ISATT,

Deceased.

FOR SETTLEMENT FIRST AND FINAL ACCOUNT AND
DEGREE OF DISTRIBUTION.

Come now ORPHA ORMOND ISATT, administratrix of the estate of Charles Isatt, deceased, by Merrill C. Merrill, her attorneys, and proves to the satisfaction of the Court that her first and final account, report and petition for distribution of said estate was filed on the 19th day of July, 1939; that on said day the Court appointed Saturday, the 5th day of August, 1939, at the hour of ten o'clock A. M., for the settlement and hearing thereof;

That due and legal notice of the time and place of said settlement has been given as required by law and the said account and petition being now presented to the Court and no person appearing to except to or contest the said account or petition; and

It further appearing to the Court from the evidence, and the Court finds that said account is in all respects true and correct; that it is supported by proper vouchers and that the residue of said estate in the hands of said administratrix at the time of filing said account was \$13,678.47, which consists of real estate and personal property at the value of the said settlement;

It further appearing to the Court, and the Court finds, that the Court heretofore made an Order fixing the clear and net value of all inheritance, devises, bequests and other interests and fixing and computing the inheritance tax thereon, by which said Order it was decreed that no inheritance or transfer tax was due the State of Idaho; and

It further appearing to the Court, and the Court finds, that all claims and debts, including all taxes on personal property, and all expenses of administration, have been paid; that said estate, and the whole thereof, was community property of the said deceased and Orpha Ormond Isatt, his widow; that the said deceased left surviving him the following named heirs at law, and none others, to wit:

Name:	Relationship:	Residence:
Orpha Ormond Isatt	widow	Thatcher, Idaho.
Isabell Isatt Glenn	Daughter	Soda Springs, Idaho.
John O. Isatt	son	Pocatello, Idaho.
Charles C. Isatt	son	Thatcher, Idaho.
Hardeen Isatt Jack	Daughter	Trace, Idaho.

And the Court further finds that the said Orpha Ormond Isatt, as the widow of the said Charles Isatt, deceased, is entitled to the whole of said estate, the said estate being the community property of the said Charles Isatt and the said Orpha Ormond Isatt, and the said Orpha Ormond Isatt is entitled to have distributed to her the whole of said estate.

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that the first and final account and report of Orpha Ormond Isatt, administratrix as aforesaid, be and the same is hereby allowed, approved and settled; that there is no inheritance or transfer tax due the State of Idaho and no inheritance tax due the United States of America, and that all other taxes on the personal property of said estate have been fully paid; that all expenses of administration have been fully paid;

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Anna Keefe,

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That the said estate hereinafter described, and the whole thereof, and any other property, either discovered or undiscovered, which may belong to said deceased at the time of his death, or in which the said deceased may have had any interest, be and the same is hereby distributed as follows to wit:

TO ORPHA ORMOND IZATT, THE WHOLE THEREOF.

That the following is a particular description of the estate referred to in this decree, and which distribution is ORDERED, ADJUDGED AND DECREED in the manner and in the proportions above set forth, so far as is known, to wit:

REAL ESTATE

Parcel 1: The Northeast quarter of the Southeast quarter; the Northwest quarter of the Southeast quarter; the North Half of the Southwest quarter; the Southwest quarter of the Northwest quarter; the Southeast quarter of the Northwest quarter, all in Section 21, Township 11 South, Range 40 East of the Boise Meridian, in Bannock County, Idaho;

Parcel 2: The South Half of the Southeast quarter; the South Half of the Southwest quarter, all in Section 23, Township 11 South, Range 40 East of the Boise Meridian, in Bannock County, Idaho;

Parcel 3: Tax No. 2 containing 2.5 acres in Section 22, Township 11 South, Range 40 East of the Boise Meridian, more particularly described as follows: Commencing 18 rods south of the northeast corner of the Southeast quarter of the Southeast quarter of Section 22, and running thence West 20 rods; thence South 20 rods; thence East 20 rods; thence North 20 rods to the place of beginning, in Section 22, Township 11 South, Range 40 East of the Boise Meridian, in Bannock County, Idaho;

Parcel 4: Tax #1 containing 1 acre in Section 21, Township 11 South, Range 40 East of the Boise Meridian, more particularly described as follows: Commencing at a point 20 feet West from the Southeast corner of the southeast quarter of the Northeast quarter of Section 21, Township 11 South, Range 40 East of the Boise Meridian, thence running North 10 feet; thence West 375 feet; thence South 100 feet; thence East 375 feet to the place of beginning, containing 37,500 square feet, according to the official plat of the survey of the said lands returned to the General Land Office by the Surveyor General;

Together with the tenements, hereditaments and appurtenances thereto belonging, or in anywise appertaining, and any and all water, water rights and litch, and litch belonging to said lands, or used on the same;

PERSONAL PROPERTY

Household furniture and effects;
One 1933 Chevrolet Automobile;
Farm machinery;
10 head of horses of various ages and colors
branded DI on left thigh;
30 head of steers;
30 head of heifers;
107 head of range cattle;

DATED this 5th day of August, 1939.

Robert S. Callis
Probate Judge

(SEAL)

IN THE PROBATE COURT OF BANNOCK COUNTY, STATE OF IDAHO

STATE OF IDAHO

COUNTY OF BANNOCK

ss.

I, Helen Dick, Clerk of the Probate Court for the County of Bannock, State of Idaho, do hereby certify that the foregoing is a full, true and correct copy of the original: ORDER SETTLING FIRST AND FINAL ACCOUNT AND DECREE OF DISTRIBUTION in the matter of the Estate of CHARLES IZATT, Deceased, now on file and a matter of record in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 5th day of August, 1939.

(SEAL)

Helen Dick
Clerk of the Probate Court

RECORDED AUG 5 1939 10 56AM., in Book 79 of Deeds page 377 Records of Bannock County State of Idaho. At Request of Merrill & Merrill.

Anna Keefe, Recorder

Fee \$2.00 By Gretta W. Chambers,
Deputy

INSTRUMENT NO. 203908

QUITCLAIM DEED

THIS INDENTURE, Made this seventeenth day of June in the year of our Lord one thousand nine hundred and thirty-nine between CARMA PALMER, formerly CARMA ELLIS, and formerly wife of GEORGE J. ELLIS, of Boise County of Ada State of Idaho, the party of the first part, and GEORGE J. ELLIS of Pocatello County of Bannock State of Idaho, the party of the second part.

Exhibit E.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

IN THE PROBATE COURT OF CARIBOU COUNTY, STATE OF IDAHO

IN THE MATTER OF THE ESTATE)
OF) FIRST AND FINAL ACCOUNTING
ORPHA O. IZATT, Deceased.) AND DECREE OF DISTRIBUTION
: : : : :)

This matter coming on for hearing upon the petition of ISABELLE IZATT BEUS and CHARLES C. IZATT, executrix and executor respectively of the above estate.

IT APPEARING TO THE COURT That an Inventory and appraisement has been filed herein, Notice to Creditors had, and an order thereon and that all of the property of the deceased has been inventoried and appraised.

IT APPEARING FURTHER That all costs of administration have been paid by your executrix and executor herein and the estate is ready for distribution.

IT APPEARING FURTHER That the final accounting as made by your executrix and executor herein, shows all sums received and paid out since their appointment; that the amount received by the executrix and executor is as follows:

Real estate as described in the Last Will and Testament and as shown and reflected on the inventory and appraisement and hereinafter described with particularity.

A savings account at the Soda Springs Branch of the First National Bank in the amount of \$8,787.45.

Mortgage and note by Charles C. and June Izatt, husband and wife, to Orpha O. Izatt with a balance due thereon in the sum of \$15,539.00.

That the amount
executor is as follows:

Intermountain Gas,
Horsley Brothers, s
Ralph Anderson, Cul
Intermountain Ambul
Dr. L. H. Anderson,
Dr. Allen Tigert, n
Isabelle Beus and C
Executor's fees
Baum, Peterson & K
James W. England, C
Caribou County Sun,
Telephone calls, e
Telephone calls, at
Guaranty Insurance,
Death Certificate
Filing fees
Allen Funeral Home
Edwards Floral, Fl
Grave Marker

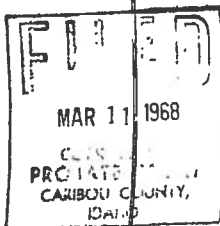
IT FURTHER
and publication of the
fer and sale of certain
and said stipulation is
estate be distributed b
of the transaction sinc
accordance with the pro

IT FURTHER
have contemporaneously
Order Fixing Value of I
executors have paid on
Izatt Beus, \$283.57, Ma
Izatt, \$213.57, and Joh
proof of the payment of

IT FURTHER
Return Form 706 has bee

Law
Office
O. R. Baum
Ben Peterson
and
John B. Hugler
Bozelle, Idaho

Baum
Peterson
and
Hugler
Bozelle
Idaho



That the amount paid out by your executrix and executor is as follows:

Intermountain Gas, heat	\$ 32.25
Horsley Brothers, shingles for roof	597.00
Ralph Anderson, Cultivation of 64 acres	134.00
Intermountain Ambulance Service	10.00
Dr. L. H. Anderson, medical fees	40.00
Dr. Allen Tigert, medical fees	16.00
Isabelle Beus and Charles C. Izatt, Executor's fees	1,500.00
Baum, Peterson & Kugler, Attorneys' fee	1,970.00
James W. England, C.P.A., accounting fee	335.00
Caribou County Sun, publication	36.62
Telephone calls, executor	31.00
Telephone calls, attorney	11.70
Guaranty Insurance, Bond	10.00
Death Certificate	1.00
Filing fees	12.50
Allen Funeral Home, Burial	1,188.00
Edwards Floral, Floral offerings	36.05
Grave Marker	75.00

IT FURTHER APPEARING To the court that since the filing and publication of the will that the heirs have entered into transfer and sale of certain property between them. It was stipulated, and said stipulation is on file in the matter that said real estate be distributed by the court in accordance with the result of the transaction since the filing of the will rather than in accordance with the provisions of the will.

IT FURTHER APPEARING to the court that the executors have contemporaneously filed with the court an Inheritance Tax Order Fixing Value of Inheritance, Etc., and tax and that the executors have paid on behalf of the inheritance: Isabelle Izatt Beus, \$283.57, Mardeen Izatt Pack, \$237.57, Charles C. Izatt, \$213.57, and John Ormond Izatt, \$153.57; that documentary proof of the payment of all the foregoing sums tendered herewith

IT FURTHER APPEARING to the court that an Estate Tax Return Form 706 has been filed with the United States Treasury

Internal Revenue Service, and that in accordance with the law the

That all of said sums justly due and owing.

NOW IT IS FURTHER ORDERED agreed by and between all the parties real estate devised in the last and share alike to Mardean Izatt C. Izatt, and John Ormond Izatt after set forth rather than as execution of said will and the between the heirs concerning the devisee Mardean Izatt Pack, and deeded to John Ormond Izatt the

Westerly one-half (1/2) (T Quarter of the Southeast Quarter ship 11 South, Range 40 E. TOGETHER with a pro rata share as pertains the NW 1/4 SE 1/4 Range 40 E.B.M., Grace, Ca

and further have deeded to Char property:

Easterly one-half (1/2) (T Quarter of the Northwest Quarter ship 11 South, Range 40 E. TOGETHER with 0.8 cfs of water into a reservoir and to be and a pro rata share to be one-half (1/2) of the NW 1/4 Range 40 E.B.M., Grace, Ca cfs of water to be diverted domestic purposes.

and have deeded to Isabelle Izatt property:

Easterly one-half (1/2) (T Quarter of the Southwest Quarter ship 11 South, Range 40 E. TOGETHER with a pro rata share SPRINGS.

Easterly one-half (1/2) (Twenty (20) acres) of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) Section 21, Township 11 South, Range 40 E.B.M., Grace, Caribou County, Idaho.. TOGETHER with a pro rata share of the waters of IZATT SPRINGS.

All the above land is subject to a perpetual easement for roadway purposes, furnishing ingress and egress to the South Half of the Northwest Quarter, North Half of the Southwest Quarter and North Half of the Southeast Quarter, two rods in width adjacent to and South of the latitudinal center line of Section Twenty-one (21), Township Eleven (11) South, Range Forth (40) East of the Boise Meridian, running from a point two rods West of the West 1/16 corner to the East Quarter corner of said section, all as reflected and shown on the attached map marked Exhibit "A" and attached hereto for clarification.....

and Mardean Izatt Pack has accepted therefor promissory note evidencing payment for said property and that the agreement between the heirs referred to above is marked Exhibit "B" and made a part of this decree by reference.

*Law
Office
O. R. Bussan
Ben Peterson
and
John B. Kugler
Bozelle, Idaho*

IT IS FURTHER ORDERED ADJUDGED AND DECREED That to Charles C. Izatt the following described property be decreed:

Commencing at the Northeast Corner of Lot 7, in Block 36 of the City of Soda Springs, in the County of Caribou, State of Idaho, as per the official plat of said city, on file in the office of the County Recorder of Caribou County, Idaho, and in accordance with Ordinance No. 89 of said City of Soda Springs, Idaho: Thence running west 181 feet; thence South 82 1/2 feet; thence East 181 feet; thence North 82 1/2 feet, to the point of beginning, being a tract in Lot 7, Block 36, City of Soda Springs, County of Caribou, State of Idaho.....

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That to John Ormond Izatt the following described property be decreed:

Commencing at a point on the North Boundary line of Lot 5 of Block 35 of the City of Soda Springs, Idaho, as the same is now platted and on file with the Caribou County Recorder, State of Idaho, and in accordance with Ordinance No. 89 of said City, which point is 90 1/2 feet East of the Northwest corner of said Lot 5; thence running South at right angles to the North boundary line of said Lot 5 a distance of 112 feet; thence East at right angles 90 1/2 feet to the East boundary line of said Lot 5; thence North along the East boundary line of said Lot 5 a distance of 112 feet to the Northeast corner of said Lot 5; thence West 90 1/2 feet to the place of beginning.....

Also beginning at a point Ten and 33/100 (10.33) chains North of the center of Section Twenty-three (23) in Township Twelve (12) North of Range One, East of the Salt Lake Meridian, and running thence West Ten (10) chains; thence North Two (2) chains; thence East Ten (10) chains; thence South Two (2) chains to the place of beginning, containing Two (2) acres.

Together with two (2) shares of water in the Logan Hyde Park and Smithfield Canal Co. as evidenced by Certificate Number 1245.

ALSO:

Commencing at a point Twenty (20) feet west from the Southeast corner of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of Section Twenty-one (21), Township Eleven (11) South, Range Forty (40) East of the Boise Meridian; thence running North one hundred (100) feet; thence West Three hundred and Seventy-five (375) feet; thence South One hundred (100) feet; thence East Three hundred seventy-five (375) feet to place of beginning, containing 37,500 square feet, according to the official plat of the Survey of said lands, returned to the General Land Office by the Surveyor General.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That

Isabelle Izatt Beus be decreed the following described property:

Commencing at the Northeast Corner of Lot Six (6) of Block Thirty-six (36) of the City of Soda Springs, Idaho (which is the Northeast corner of said block) as the said City of Soda Springs, Idaho is now platted and on file with the County Recorder of Caribou County, Idaho and in accordance with Ordinance No. 89 of said city; thence running South along the East boundary line of said Lot 6 a distance of one hundred sixty-five (165) feet to the Southeast corner of said Lot 6, thence West along the South Boundary Line of said Lot 6 a distance of one hundred thirteen (113) feet, thence North at right angles a distance of one hundred sixty-five (165) feet to the north boundary line of said Lot 6, thence East along the said North boundary line of said Lot 6 a distance of one hundred thirteen (113) feet to the place of beginning: Same being the Eastmost one hundred thirteen (113) feet to Lot Six (6) of Block Thirty-six (36) of the City of Soda Springs, Idaho; together with all water and water rights of every nature and kind belonging to the same or appertaining thereto, and together also with water stock in the Soda Springs Water Co., Ltd., which

Law
Office
O. R. Baum
Don Peterson
and
John B. Hugler
Pocatello, Idaho

last mentioned water right now supplies, and for many years has supplied, the culinary and household water used in the dwelling house situated upon said premises.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That
Mardean Izatt Pack be decreed the following described property:

Commencing at the Northwest corner of Lot 5, Block 35 of the City of Soda Springs, Idaho, as the same is now platted and on file with the County Recorder of Caribou County, Idaho, and in accordance with Ordinance 89 of said city; thence running South along the West Boundary Line of said Lot 5 a distance of 112 feet; thence East at right angles thereto 90 1/2 feet; thence North at right angles thereto 112 feet to the North Boundary Line of said Lot 5; thence West at right angles along the North Boundary Line of Lot 5 a distance of 90 1/2 feet to the place of beginning.....

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That
Isabelle Izatt Beus be decreed the following described property:

The Northwest Quarter Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$); West Half (W $\frac{1}{2}$) of Northeast Quarter Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) in Section 21, Township 11 South, Range 40 East, Boise Meridian.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That
Isabelle Izatt Beus be decreed, as pertains the W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, be decreed a pro rata share of the waters of Izatt Springs.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That
Charles C. Izatt be decreed the following described property:

The Southwest Quarter Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$); West Half (W $\frac{1}{2}$) of Southeast Quarter Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) in Section 21, Township 11 South, Range 40 East, Boise Meridian..TOGETHER with the aforementioned use of ADLER CREEK.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That
John Ormond Izatt be decreed the following described property:

The Northeast Quarter Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$); East Half (E $\frac{1}{2}$) of Northwest Quarter Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) in Section 21, Township 11 South, Range 40 East, Boise Meridian..As applies to the E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, Township 11 South, Range 40 East, Boise Meridian, a pro rata share of the waters of IZATT SPRINGS.

Law
Office
O. H. Baum
Ben Peterson
and
John B. Hugler
Bozelle, Idaho

Law
Office
O. H. Baum
Ben Peterson
and
John B. Hugler
Bozelle, Idaho

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the rest and residue of the estate, consisting of the amount left from the savings account of \$8,787.45 at the Soda Springs Branch of the Idaho First National Bank, furniture and personal effects, and cash on hand at the time of death, after all the payment of taxes, attorney and accounting fees, executor's fees and payments, be divided equally between Charles C. Izatt, John Ormond Izatt, Isabelle Izatt Beus and Mardean Izatt Pack, and the executors are so directed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That concerning the certain mortgage covering the South 1/2 of Section Twenty-three (23), in Township Eleven (11) East, Range Forty (40) East of the Boise Meridian, Idaho, that the payments thereon in accordance with the note in the original amount of \$20,000.00, dated October 17, 1959, be distributed share and share alike between the four heirs, Charles C. Izatt, John Ormond Izatt, Isabelle Izatt Beus and Mardean Izatt Pack, or that Charles C. Izatt, and his wife, Loa June Izatt, withhold from the payment a sum equal to one-fourth of the balance of said note, that sum being decreed to him in accordance with the provisions of the residual bequeath.

AND IT IS SO ORDERED, ADJUDGED AND DECREED.

DATED this 11th day of March, 1968.

63302

L. Ray Davis
L. RAY DAVIS, PROBATE JUDGE
CARIBOU COUNTY, STATE OF IDAHO

(OFFICIAL SEAL)

STATE OF IDAHO
County of Caribou {SS

I hereby certify that this instrument was filed at the request of
John Ormond Izatt at 1:15 o'clock PM

this 5th day of April, 1968 in my office and

duly recorded in the Caribou County Records
No. 63302 Kenneth M. Fowler

By *L. Ray Davis* 7.50
deputy
July

Exhibit F.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

Warranty Need

THIS INDENTURE, Made this 14th day of May
in the year of our Lord One thousand Nine hundred and seventy five, between Charles C. Inatt and

Loa June Isatt, husband and wife
of Ormae , county of Garfield , state of Idaho
the parties of the first part and Stanley P. Ursinus and P. Albert I. Ursinus, husband and wife

of Soda Springs, County of Caribou, State of Idaho
the part 100 of the second part.

WITNESSETH that the said part 1st of the first part, one and in consideration of the sum of TWENTY THOUSAND FIVE HUNDRED AND NINETEEN ----- DOLLARS, lawful money of the United States of America, in full of the sum of money due by the said part 1st of the second part, the receipt whereof is hereby acknowledged.

of the second part, and to their heirs and assigns forever: All in the certain lot
 more so part of land situated lying and being in the County of Carthage State of Idaho, bounded

Township 11 South, Range 40 East of the 1. line Meridian:

Section 21: ENGINE, MACHINERY.

Together with all deeded water rights in Adler and Steves Creek.

TRAVELER with an easement over and across the following described premises:

Beginning at the center of said Section 2, and running

thence South 31 feet;
thence West 33 feet;
thence North 120 feet;
thence West 150 feet to the West line of Sec. 36W1;
thence North 33 feet;
thence East 110 feet;
thence South 170 feet,
to the point of beginning.

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 therein 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 part 188 of the first part have hereunto set their hands and seals the day and year first above written

Signed, Sealed and Delivered in the Presence of

STATE OF IDAHO,
County of Caribou

On this 14th
the undersigned

"Charles C. Izatt and Loa Jun

be like person B whose name is subscri

IN WITNESS WHEREOF, I have
above written.

of February 4, 1936.
 on my office and duly entered on Appendix A-100-100
 RECORDS - records -
 Elaine S. Johnson
 B. J. Peterson
 Feb. 24, 1936
 416 1/2 Broadway, N. York City, N. Y.

STATE OF IDAHO,
County of Caribou

On this 14th day of May in the year 1979, before me
the undersigned, Notary Public in and for said County and State, personally appeared
Charles C. Isatt and Loa June Isatt, husband and wife,

be the person or whose name it 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 the official seal, the day and year in this certificate first
above written.

Leonard C. [Signature]

Residence and P.O. Address: Bode Spring, Idaho.
My commission expires August 14, 1980.

WARRANTY DEED

413769

Charles C. Isatt and Loa June
Isatt, husband and wife,

for
Shirley F. Isatt and Patricia L.
Isatt, husband and wife.

May 14, 1979

STATE OF IDAHO

County of Caribou

I hereby certify that this is a correct and true copy
of the original of

Caribou Falls Community

a 55 acre parcel of 4

acres of B. M. No. 140

of Section 14, T. 2 N., R. 10 E., S. 10 E.

as per plat and deed recorded in the office of the County Clerk

of Caribou County, Idaho.

Shirley F. Isatt

Patricia L. Isatt

For 14.100

Notary Public

Exhibit G.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

LEONARD O. KINGSFORD
Attorney at Law
241 South Main
P. O. Box 915
Soda Springs, ID 83276

Telephone: (208) 547-2186

STATE OF IDAHO } ss 134814
County of Caribou
I hereby certify that the instrument was filed
at the request of Leonard O. Kingsford
at 9:25 o'clock A M this 30th day of
June, 1988 in my office and duty
room in Microfilm Records
Myself Deputy
Ex-Officio Recorder 6.00 Deputy

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR CARIBOU COUNTY
MAGISTRATE'S DIVISION

IN THE MATTER OF THE ESTATE OF)
JEANNE MERRILL IZATT,)
Deceased.)

Case No. 4213M

DECREE

The petition of John O. Izatt for Summary Administration of an Estate in Which a Surviving Spouse is the Sole Devisee, dated June 13, 1988, having come before the Court for consideration this 30th day of June, 1988, the Court makes the following findings:

1. The decedent, Jeanne Merrill Izatt, died testate on the 29th day of March, 1988, at the age of 78 years, domiciled at Houston, County of Harris, State of Texas.
2. The decedent and the petitioner were married to each other on the 8th day of June, 1937, at Logan, Utah, and continued as husband and wife until the death of decedent as above set forth.
3. The petitioner, John O. Izatt is the surviving husband of Jeanne Merrill Izatt, deceased.
4. The decedent left a will which named the petitioner as her sole heir, should he survive her.
5. Petitioner is therefore the sole heir of decedent, and is entitled to inherit the estate of said decedent, and the whole thereof, to the exclusion of any and all persons otherwise claiming as heirs of said decedent.

NOW, THEREFORE, IT IS
property, located in Caribou
property of John O. Izatt,
claim against the estate of

Beginning at the North
of Soda Springs, accor
recorded in the office
County, Idaho, under r
thence East 150 feet;
thence West 150 feet;
to the point of begi

ALSO, Beginning at the
City of Soda Springs,
as recorded in the off
County, Idaho under re
thence South 112 feet;
thence North 112 feet;
to the point of begi

ALSO:
Township 11 South, Ra
Section 21: SE
Dated this 30th day of

STATE OF IDAHO)
County of Caribou) ss.

I, the undersigned, E
Judicial District of the S
certify that the within ar
copy of the original DECRE
IN WITNESS WHEREOF, I
seal of said Court this 30

NOW, THEREFORE, IT IS HEREBY DECREED that the following described property, located in Caribou County, Idaho, is the sole and separate property of John O. Izatt, subject to any indebtedness which might be a claim against the estate of the decedent:

Beginning at the Northwest Corner of Lot 5, Block 11, City of Soda Springs, 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 East 150 feet; thence South 70 feet; thence West 150 feet; thence North 70 feet, to the point of beginning.

ALSO, Beginning at the Northwest Corner of Lot 5, Block 35, City of Soda Springs, 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 112 feet; thence East 99 feet; thence North 112 feet; thence West 99 feet, to the point of beginning.

ALSO:

Township 11 South, Range 40 East of the Boise Meridian:

Section 21: SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$.

Dated this 30th day of June, 1988.

Original Signed by
Ronald M. Hart

RONALD M. HART
Attorney Magistrate

CERTIFICATE OF TRUE COPY

STATE OF IDAHO)
: ss.
County of Caribou)

I, the undersigned, Deputy Clerk, in the District Court of the Sixth Judicial District of the State of Idaho, in and for Caribou County, hereby certify that the within and foregoing instrument is a full, true and correct copy of the original DECREE entered in the above entitled matter.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said Court this 30th day of June, 1988.

Veda Mascareñas
DEPUTY CLERK

Exhibit H.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

140511

WATER DEED

FOR VALUE RECEIVED, Stanley F. Dorius and Barbara I. Dorius, husband and wife, of 311 West 4th South, Soda Springs, Caribou County, Idaho, hereinafter called GRANTORS, do hereby grant, bargain, sell and convey unto John O. Izatt II and Janice M. Izatt, husband and wife, of 1171 East 1150 South, Clearfield, Davis County, Utah 84015, hereinafter called GRANTEES, the following described water right covering water located in Caribou County, Idaho, to-wit:

.32 c.f.s. of water from Water Rights Nos. 11-0561, 11-0562, 11-0565 and 11-0566, as set forth in Application for Transfer of Water Right, dated March 7, 1979 and approved by the Idaho Department of Water Resources on February 28, 1980 on Amended Transfer No. 2288, for use on the NE1/4 of Section 21, Township 11 South, Range 40 East of the Boise Meridian.

TO HAVE AND TO HOLD the said water and water rights unto said GRANTEES, their heirs and assigns forever.

IN WITNESS WHEREOF, the said GRANTORS have hereunto set their hands this 5th day of January, 1991.

Stanley F. Dorius
STANLEY F. DORIUS

Barbara I. Dorius
BARBARA I. DORIUS

STATE OF IDAHO)
 : SS.
County of Caribou)

On this 5th day of January, 1991, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Stanley F. Dorius and Barbara I. Dorius, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

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



Leonard O. Kingsford
NOTARY PUBLIC for Idaho, residing at
Soda Springs, Idaho. My commission
expires: August 15, 1991.

County of Caribou
Date January 7, 1991
Time 4:30 P.M.
Recorder Barbara A. Jenkins
Folio 838

THIS INDENTURE
in the year of our Lord
John O. Izatt,
of Houston
of the party of
John O. Izatt
Clearfield
the parties of
WITNESSETH:
TWENTY ONE THO
lawful money of the Un
whereof is hereby ackn.

of the second part, and
place or parcel
and more particularly
Township 11 So
Section 2.

TOGETHER I
existing county)
Beginning
and running th
the NW1/4 of
about 1,000 fe
Section 22, an
South line of
320 feet, to ar
ALSO, the
Water deci
Canal Company,
District of Ide
8, 1920, as inc
Entry No.

Together with all
the rents, issues and pro
TO HAVE AND
unto the said parties
part of the
of the said parties
first part, and
or to claim the same, sha
IN WITNESS W
seal the day and y
Signed, Sealed and Delim

Exhibit I.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

Warranty Deed

140516

THIS INDENTURE, Made this 5th day of January, in the year of our Lord One Thousand Nine Hundred and Ninety One, between John O. Izatt, a widower, of Houston, County of Harris, State of Texas, the party of the first part, and

John O. Izatt II and Janice M. Izatt, husband and wife, of 1171 East 1150 South, Clearfield, County of Davis, State of Utah 84015, the parties of the second part:

WITNESSETH: That the said party of the first part, for and in consideration of the sum of TWENTY ONE THOUSAND TWO HUNDRED TWENTY TWO AND NO/100= DOLLARS, lawful money of the United States of America, to him in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged

, do as 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 11 South, Range 40 East of the Boise Meridian:

Section 21: N $\frac{1}{2}$ SE $\frac{1}{4}$. ALSO, Beginning at a point 20 feet West of the Southeast Corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 21 and running thence North 100 feet; thence West 375 feet; thence South 100 feet; thence East 375 feet, to the point of beginning, and containing approximately 80.86 acres.

TOGETHER WITH an easement for ingress and egress from and to an existing county road, described as follows:

Beginning at the Northeast Corner of the N $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section 21, and running thence Easterly adjacent and parallel to the North line of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22, Township and Range aforesaid, a distance of about 1,000 feet; thence crossing diagonally into the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 22, and continuing from there, parallel and adjacent to the South line of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 22, a distance of approximately 320 feet, to an intersection with said county road.

ALSO, the following described water right, appertenant to said lands:

Water decreed by Case No. 203, Utah Power & Light Co. vs. Last Chance Canal Company, Ltd., et al, in the United States District Court for the District of Idaho, Eastern Division, dated July 14, 1920, recorded October 8, 1920, as instrument No. 1698, records of Caribou County, Idaho, as follows:

Entry No. 305: 0.8 c.f.s. for the irrigation of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 21, together with points of diversion and easements for the use of said water as established by said decree.

(SEE OVER)

Together with all and singular, the tenements, hereditaments and appurtenances therunto 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 therunto incident unto the said parties of the second part, and to their heirs and assigns forever. And the said party of the first part, and his heirs the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns against the said party of the first part, and his 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 party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

John O. Izatt [Seal]
[Seal]
[Seal]
[Seal]

STATE OF ~~NEW~~
County of Harris
On this
the undersigned

John O. Izatt,
be the person whose

IN WITNESS
above written.



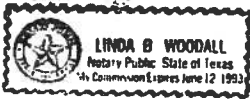
REC'D CLERK A. J. MERRILL
Ruth Avery
Deputy
Notary Public
State of Idaho
Fee \$5.00

SUBJECT TO
and particularly
county road, be
aforesaid, and
line of said N $\frac{1}{2}$
into the SE $\frac{1}{4}$ NE $\frac{1}{4}$
above described,

STATE OF ~~TEXAS~~ TEXAS
County of Harris
On this 2nd day of January in the year 1991, before me,
the undersigned a Notary Public in and for said County and State, personally appeared

John O. Izatt, a widower- - - - - knows to me to
be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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



Linda B. Woodall
Notary Public.
Residence and P. O. Address: Houston, Texas
My commission expires:

143516
WARRANTY DEED

JOHN O. IZATT,
a widower,
TO
JOHN O. IZATT II and
JANICE M. IZATT,
husband and wife.
Dated January 5, 1991.
STATE OF IDAHO,
County of Caribou
I hereby certify that this instrument was filed for
record at the request of
Donald O. Kingford
at 55 minutes past 11
o'clock A M, this 8th day
of January, A.D. 1991
in my office and duly recorded in the Micro-
film Record of said County.
RECORDED
Linda B. Woodall
Notary Public
By Ruth C. Cury Es-Officio Recorder,
Deputy.
Fee \$6.00.

CONTINUED FROM THE PAGE HEREOF

SUBJECT TO any and all reservations, exceptions or easements of record,
and particularly subject to an easement for ingress and egress from and to a
county road, beginning at the Northwest Corner of the N1/4SE1/4 of Section 21,
aforesaid, and running thence East, parallel and adjacent to the North
line of said N1/4SE1/4, a distance of approximately 2,245 feet; thence crossing
into the SE1/4NE1/4 of said Section 21, and crossing the 100 x 375 foot tract
above described, along an existing road, to the East line of said tract.

THIS INDENTURE
in the year of our La
John O. Izatt
of Houston
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Stanley F. Do
Soda Spr
the parties
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piece or parcel
and more particularly
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Section

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Eastern Divis
1698, records
Entry No
Entry No
Subject
or establishe

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of the said parties
first part, and
or to claim the same,
IN WITNESS
seal the day on
Signed, Sealed and Di

Exhibit J.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

WARRANTY DEED

154867

For Value Received, STANLEY F. DORIUS AND BARBARA L. DORIUS,

Hereinafter called grantor, hereby grants, bargains, sells and conveys unto: STANLEY F. DORIUS and BARBARA L. DORIUS, Trustees, or their successors in trust, under the STANLEY AND BARBARA DORIUS LIVING TRUST dated May 1, 1997, and any amendments thereto.

Hereinafter called the grantee, whose current address is:

311 West 400 South
Soda Springs, ID 83276

the following described premises, in Caribou County, Idaho, to-wit:

Township 11 South, Range 40 East of the Boise Meridian:

Section 21: SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$.

Together with all decreed water rights in Adler and Steves Creek.

TOGETHER with an easement over and across the following described premises:

Beginning at the center of said Section 21, and running
thence South 33 feet;
thence West 33 feet;
thence North 1320 feet;
thence West 1287 feet to the West line of SE $\frac{1}{4}$ NW $\frac{1}{4}$;
thence North 33 feet;
thence East 1320 feet;
thence South 1320 feet,
to the point of beginning.

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

DATED: JUL 22 1997

Stanley F. Dorius
STANLEY F. DORIUS

Barbara L. Dorius
BARBARA L. DORIUS

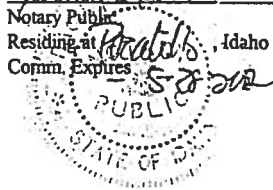
STATE OF IDAHO, COUNTY OF BANNOCK

On this JUL 22 1997 before
me, a notary public in and for said State, personally
appeared

STANLEY F. DORIUS
BARBARA L. DORIUS

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

Edie Izatt
Notary Public
Residing at Boise, Idaho
Comm. Expires 5-28-2002



STATE OF IDAHO, COUNTY OF Caribou

I hereby certify that this instrument was filed for
at the request of M. Gary Atkinson
at minutes past 9:00 o'clock A. M.
this 21 day of Aug.,
1997, in my office, and duly recorded in Book of
Deeds at page

EDIE IZATT

Ex-Officio Recorder

By Denise Husley
Deputy.

Fees \$300

Mail to:

Exhibit K.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

163776

WHEN RECORDED, MAIL TO:
John O. Izatt II
570 West 2300 South
Syracuse, Utah 84075
(801) 825-9780

GRANTEE ADDRESS:
570 West 2300 South
Syracuse, Utah 84075

I.D.# _____

STATE OF IDAHO }
County of Caribou } ss

I hereby certify that this instrument was filed at the request
of John O. Izatt II
at 11:15 o'clock A m this 18th day of
June, 2001 in my office and duly
recorded official Records
Recorder Edie Izatt

Signature

Toni Rigby 3rd
Deputy

WATER DEED

For Value Received, John O. Izatt II and Janice M. Izatt, husband and wife, hereinafter called the grantors, hereby grant, bargain, sell and convey unto John O. Izatt II and Janice M. Izatt not individually but as trustees of The Izatt Family Trust- John O. Izatt II Schedule - dated the 14th day of June, 2001, created by John O. Izatt II and Janice M. Izatt as grantors and John O. Izatt II and Janice M. Izatt as trustees, at 570 West 2300 South, Syracuse, Utah 84075, hereinafter called the grantees, the following described water right covering water located in Caribou County, Idaho, to-wit:

.32 c.f.s. of water from Water Rights Nos. 11-0561, 11-0562, 11-0565 and 11-0566, as set forth in Application for Transfer of Water Right, dated March 7 1979 and approved by the Idaho Department of Water Resources on February 28, 1980 on Amended Transfer No. 2288, for use on the ~~NEXSE~~ of Section 21, Township 11 South, Range 40 East of the Boise Meridian.

TO HAVE AND TO HOLD the said water and water rights unto said Grantee, and the grantee's heirs and assigns forever.

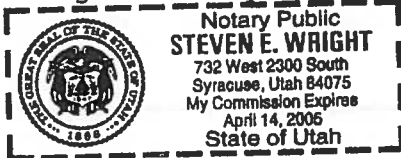
Dated: 14th day of June, 2001.

John O. Izatt II
John O. Izatt II

Janice M. Izatt
Janice M. Izatt

STATE OF UTAH)
) ss.
COUNTY OF DAVIS)

On this 14th day of June, 2001, before me, a notary public in and for said State, personally appeared John O. Izatt II and Janice M. Izatt, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me by them that they executed the same.



Steven E. Wright
Notary Public, residing at Syracuse,
Utah. My commission expires: 4/14/2005

Exhibit L.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

163777

WHEN RECORDED, MAIL TO:

John O. Izatt II
570 West 2300 South
Syracuse, Utah 84075
(801) 825-9780

GRANTEE ADDRESS:

570 West 2300 South
Syracuse, Utah 84075

PARCEL I.D.# _____

STATE OF IDAHO }
County of Caribou } ss

I hereby certify that this instrument was filed at the request
of John O. Izatt II
at 11:15 o'clock A m this 18th day of
June, 2001 in my office and duly
recorded official Records
Recorder Edie Izatt

Signature

Tom Rigby 6th
Deputy

QUIT-CLAIM DEED

For Value Received, John O. Izatt II and Janice M. Izatt, husband and wife, hereinafter called the grantors, hereby remise, release, and forever quitclaim unto John O. Izatt II and Janice M. Izatt not individually but as trustees of The Izatt Family Trust - John O. Izatt II Schedule - dated the 1th day of June, 2001, created by John O. Izatt II and Janice M. Izatt as grantors and John O. Izatt II and Janice M. Izatt as trustees, at 570 West 2300 South, Syracuse, Utah 84075, hereinafter called the grantees, the following premises in Caribou County, Idaho, to-wit:

Township 11 South, Range 40 East of the Boise Meridian:
Section 21: ~~NWSE~~. ALSO, Beginning at a point 20 feet West of the Southeast Corner of the ~~SENE~~ of said Section 21 and running thence North 100 feet; thence West 375 feet; thence South 100 feet; thence East 375 feet, to the point of beginning, and containing approximately 80.86 acres.

TOGETHER WITH an easement for ingress and egress from and to an existing county road, described as follows: Beginning at the Northeast Corner of the ~~NWSE~~ of said Section 21, and running thence Easterly adjacent and parallel to the North line of the ~~NWSE~~ of Section 22, Township and Range aforesaid, a distance of about 1,000 feet; thence crossing diagonally into the ~~SWNW~~ of said Section 22, and continuing from there, parallel and adjacent to the South line of said ~~SWNW~~ of said Section 22, a distance of approximately 320 feet, to an intersection with said county road.

ALSO, the following described water right, appurtenant to said lands: Water decreed by Case No. 203, Utah Power & Light Co. vs. Last Chance Canal Company, Ltd., et al, in the United States District Court for the District of Idaho, Eastern Division dated July 14, 1920, recorded October 8, 1920, as instrument No. 1698, records of Caribou County, Idaho, as follows: Entry No. 305: 0.8 c.f.s. for the irrigation of the ~~NWSE~~ of said Section 21, together with points of diversion and easements for the use of said water as established by said decree.

SUBJECT TO any and all reservations, exceptions or easements of record, and particularly subject to an easement for ingress and egress from and to a county road, beginning at the Northwest Corner of the N $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21, aforesaid, and running thence East, parallel and adjacent to the North line of said N $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of approximately 2,245 feet; thence crossing into the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 21, and crossing the 100 x 375 foot tract above described, along an existing road, to the East line of said tract.

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

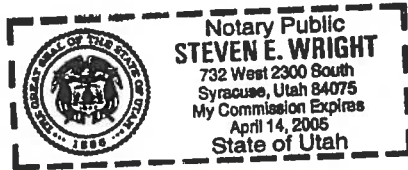
Dated: 11th day of June, 2001.

John O. Izatt II
John O. Izatt II

Janice M. Izatt
Janice M. Izatt

STATE OF UTAH)
) ss.
COUNTY OF DAVIS)

On this 11th day of June, 2001, before me, a notary public in and for said State, personally appeared John O. Izatt II and Janice M. Izatt, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me by them that they executed the same.



Steven E. Wright
Notary Public

Exhibit M.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

Instrument # 178065

CARBON COUNTY

2007-04-30

04:00:57 No. of Pages: 2

Recorded for : ALLIANCE TITLE

VEDA MASCARENAS

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED

Fee: 6.00

WARRANTY DEED

Order No.:3080740653KF

FOR VALUE RECEIVED

Parcel 1 and 2: Stanley and Barbara Dorius Living Trust dated May 1, 1997 and Parcel 3: The Izatt Family Trust - John O. Izatt II Schedule - dated the 11th day of June, 2001.

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

Reed B. Madsen and Vicki L. Madsen, Husband and Wife

whose current address is

2776 South 2700 East Salt Lake City, UT 84109

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

Parcel 1:

Township 11 South, Range 40 East of the Boise Meridian, Caribou County, Idaho.

Section 21: Southwest $\frac{1}{4}$ Northwest $\frac{1}{4}$, Northwest $\frac{1}{4}$ Southwest $\frac{1}{4}$.

Parcel 2:

Township 11 South, Range 40 East of the Boise Meridian, Caribou County, Idaho.

Section 21: Southeast $\frac{1}{4}$ Northwest $\frac{1}{4}$, Northeast $\frac{1}{4}$ Southwest $\frac{1}{4}$.

Parcel 3:

Township 11 South, Range 40 East of the Boise Meridian, Caribou County, Idaho.

Section 21: North $\frac{1}{4}$ Southeast $\frac{1}{4}$. Also, beginning at a point 20 feet West of the Southeast corner of the Southeast $\frac{1}{4}$ Northeast $\frac{1}{4}$ of said Section 21 and running thence North 100 feet;

Thence West 375 feet;

Thence South 100 feet;

Thence East 375 feet, to the POINT OF BEGINNING.

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

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

Dated: 27 April 2007

Stanley and Barbara Dorius Living Trust dated May 1, 1997

Stanley F Dorius, Trustee
By: Stanley F Dorius, Trustee

Barbara I Dorius, Trustee
By: Barbara I Dorius, Trustee

The Izatt Family Trust - John O. Izatt II Schedule - dated the 11th day of June, 2001

John O. Izatt II, Trustee
By: John O Izatt II, Trustee

Janice M Izatt, Trustee
By: Janice M Izatt, Trustee

State of Utah }
County of Utah } ss.

On this 27th day of April, 2007, before me, a Notary Public in and for said state, personally appeared Stanley F. Dorius and Barbara I. Dorius known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the Stanley and Barbara Dorius Living Trust, and acknowledged to me that they executed the same as Trustee.

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

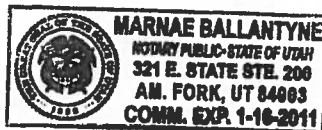


Marnae Ballantyne
Notary Public for the State of Utah
Residing at: Ut. County
Commission Expires: Jan 16, 2011

State of Utah }
County of } ss.

On this 27th day of April, 2007, before me, a Notary Public in and for said state, personally appeared John O. Izatt II and Janice M. Izatt known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of The Izatt Family Trust, and acknowledged to me that they executed the same as Trustee.

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



Marnae Ballantyne
Notary Public for the State of Utah
Residing at: Ut. County
Commission Expires: Jan 16, 2011

Exhibit N.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

THIS INSTRUMENT FILED FOR RECORD
BY ALLIANCE TITLE & ESCROW CORP. AS AN
ACCOMMODATION ONLY. IT HAS NOT BEEN
EXAMINED AS TO ITS EXECUTION OR AS TO
ITS EFFECT UPON THE TITLE

Instrument # 133985

CARIBOU COUNTY

2-8-2012 11:58:38 No. of Pages: 1

Recorded for: ALLIANCE TITLE

VEDA MASCARENAS

Ex-Officio Recorder Deputy

Index to: QUITCLAIM DEED

Fee 10.00

QUITCLAIM DEED

FOR VALUE RECEIVED,

Reed B. Madsen and Vicki L. Madsen, Husband and Wife

Do(es) hereby convey, release, remise and forever quit claim unto

Reed B. Madsen and Vicki L. Madsen as Trustees of the Reed B. and Vicki
L. Madsen Trustee, dated January 27, 2012

whose current address is: 3807 Honeycut Rd, Salt Lake City, UT 84106

the following described premises:

Parcel 1:

Township 11 South, Range 40 East of the Boise Meridian, Caribou County, Idaho.

Section 21: Southwest $\frac{1}{4}$ Northwest $\frac{1}{4}$, Northwest $\frac{1}{4}$ Southwest $\frac{1}{4}$.

Parcel 2:

Township 11 South, Range 40 East of the Boise Meridian, Caribou County, Idaho.

Section 21: Southeast $\frac{1}{4}$ Northwest $\frac{1}{4}$, Northeast $\frac{1}{4}$ Southwest $\frac{1}{4}$.

Parcel 3:

Township 11 South, Range 40 East of the Boise Meridian, Caribou County, Idaho.

Section 21: North $\frac{1}{4}$ Southeast $\frac{1}{4}$. Also, beginning at a point 20 feet West of the Southeast
corner of the Southeast $\frac{1}{4}$ Northeast $\frac{1}{4}$ of said Section 21 and running thence North 100
feet;

Thence West 375 feet;

Thence South 100 feet;

Thence East 375 feet, to the POINT OF BEGINNING.

Parcel 4:

Section 21: Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, Excepting therefrom, Beginning at a point 20
feet west of the Southeast corner of the Northeast $\frac{1}{4}$ of said Section 21, and running

Thence North 100 feet;

Thence West 375 feet;

Thence South 100 feet;

Thence East 375 feet to the point of beginning.

Parcel 5:

Section 22: West $\frac{1}{2}$ of the Southwest $\frac{1}{4}$

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

Date: 2-3-2012

Reed B. Madsen

Reed B. Madsen

Vicki L. Madsen

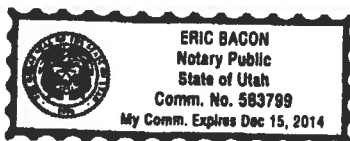
Vicki L. Madsen

State of Utah

County of Salt Lake

On this 3 day of February, in the year 2012 before me, a Notary Public in and for said
state, personally appeared Reed B. Madsen and Vicki L. Madsen known or identified to me to be the
person whose name is 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 first above
written.



Eric Bacon
Notary Public for the State of: Utah
Residing at: Salt Lake
Commission Expires: 12-15-2014

Exhibit O.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

Instrument # 190320

CARIBOU COUNTY, IDAHO

10-01-2012 12:11:58 No. of Pages: 2

Recorded for: ALLIANCE TITLE - POCA TELLO OFFICE

VEDA MASCARENAS Fee: \$13.00

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED *[Signature]***WARRANTY DEED**

ATEC Order No.:162114

FOR VALUE RECEIVED

Reed B. Madsen and Vicki L. Madsen as Trustees of the Reed B. and Vicki L.
Madsen Trust, Dated January 27, 2012

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

W. E. Ranch, LLC

whose current address is

908 Francis Circle
Kaysville, UT 84037

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

Parcel 1:

Township 11 South, Range 40 East of the Boise Meridian, Caribou County, Idaho.

Section 21: Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ and the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$.**Parcel 2:**

Township 11 South, Range 40 East of the Boise Meridian, Caribou County, Idaho.

Section 21: Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ and the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$.**Parcel 3:**

Township 11 South, Range 40 East of the Boise Meridian, Caribou County, Idaho.

Section 21: North $\frac{1}{4}$ of the Southeast $\frac{1}{4}$.**Also:**

BEGINNING at a point 20 feet West of the Southeast corner of the Southeast $\frac{1}{4}$ of
the Northeast $\frac{1}{4}$ of said Section 21 and running;

Thence North 100 feet;

Thence West 375 feet;

Thence South 100 feet;

Thence East 375 feet, to the POINT OF BEGINNING.

Parcel 4:

Township 11 South, Range 40 East of the Boise Meridian, Caribou County, Idaho.

Section 21: Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$.

Excepting therefrom:

BEGINNING at a point 20 feet West of the Southeast corner of the Northeast $\frac{1}{4}$ of said Section 21, and running
Thence North 100 feet;
Thence West 375 feet;
Thence South 100 feet;
Thence East 375 feet to the POINT OF BEGINNING.

Parcel 5:

Township 11 South, Range 40 East of the Boise Meridian, Caribou County, Idaho.

Section 22: West $\frac{1}{2}$ of the Southwest $\frac{1}{4}$.

Also, together with water right numbers 13-631, 13-632 and 13-677

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

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

Dated: September 26, 2012

Reed B. Madsen, Trustee

Reed B. Madsen, Trustee

Vicki L. Madsen, Trustee

Vicki L. Madsen, Trustee

State of Utah

County of San H. Cabe } ss.

On this 28 day of September, 2012, before me, the undersigned, a Notary Public in and for said state, personally appeared Reed B. Madsen and Vicki L. Madsen known or identified to me to be the person whose name is subscribed in the foregoing instrument as trustee of the Reed B. and Vicki L. Madsen Trust, and acknowledged to me that they executed the same as Trustee.

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

Eric Bacon
Notary Public for the State of Utah
Residing at: San H. Cabe
Commission Expires: 12/15/2014

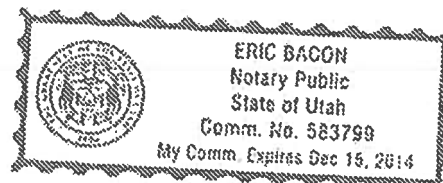


Exhibit P.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

Chain of Title for the Property

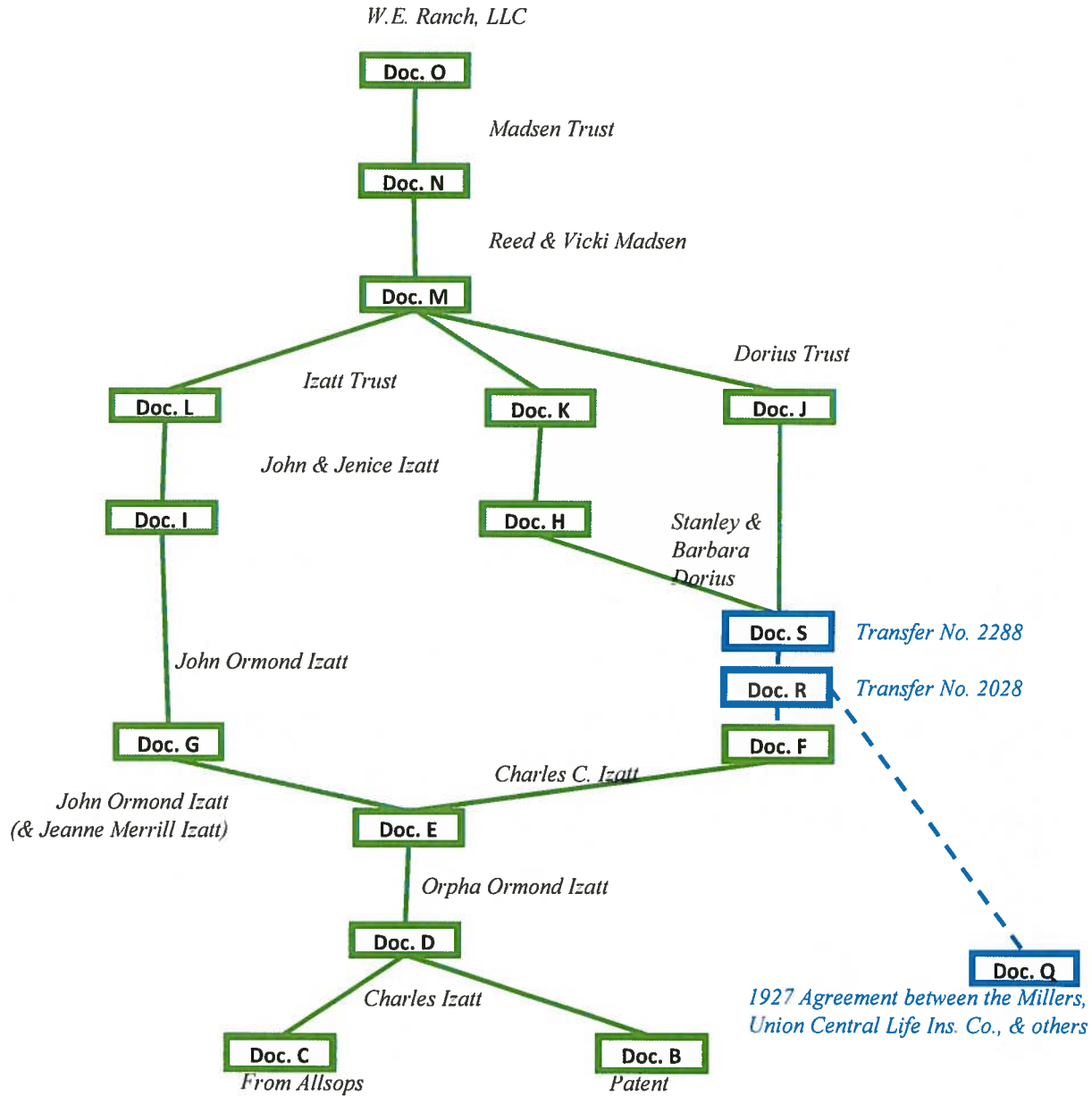


Exhibit Q.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

and the purchaser, if then living on the property shall be considered a lessee of the parties of the first part and shall be liable to ejectment under the laws of the State of Idaho, relating to forcible entry and unlawful detainer. And the said parties of the first part, on receiving payment at the time and in the manner above mentioned, agree to instruct the escrow holder to deliver to the said party of the second part, or his heirs and assigns the escrow deed which shall be a good and sufficient deed to said premises conveying all title possessed by said parties together with abstract showing title free from incumbrances, except incumbrances above mentioned, excepting also, such encumbrances as may be created by the party of the second part, or through his assigns or heirs. It is understood that the stipulations herein set forth, are to apply and bind the heirs, executors, administrators and assigns of the respective parties hereto.

Provided, however, that this agreement can not be assigned by the party of the second part to any Greek, Italian, Negro, Indian, Chinese or Japanese without first securing the consent of the parties of the first part in writing.

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

Signed, Sealed and Delivered in the Presence of
 John H. Eaton (Seal)
 Sadie E. Eaton (Seal)
 Susan E. Boles (Seal)

STATE OF IDAHO
 County of Bannock

On the 4th day of April in the year 1927, before me, a Notary Public in and for said State personally appeared John H. Eaton and Sadie E. Eaton and SUSAN E. BOLES 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.

C. E. Evans
 Notary Public,
 Residing at Pocatello, Idaho.

(Seal)
 My commission expires April 20 1931

I hereby certify that this instrument was filed for record at the request of Susan E. Boles at 30 minutes past 1 o'clock P.M., this 28 day of Oct A.D., 1927 in my office and duly recorded in Book 8 of Agreements at Page 384.
 Fee \$1.00 By A. Smyth, Deputy.

INSTRUMENT NO. 133611

AGREEMENT

This agreement made this 21st day of January 1927 by and between Lee Charles Miller and Minnie A. Miller, his wife, of Salt Lake City, Utah, hereinafter called first parties; the Union Central Life Insurance Company, an Ohio corporation, hereinafter called second party; The General Mission Board of the Church of the Brethren, an Illinois corporation, hereinafter called third party; and Andrew J. Homer of Salt Lake City, Utah, hereinafter called fourth party.

Whereas in the action entitled Utah Power & Light Company, plaintiff vs Last Chance Canal Company et al, defendants, a decree was entered July 1, 1920, recorded in Book 41 of Deeds page 191, et seq., of the records of Bannock County, Idaho, awarding or decreeing, to "Ell M. Jorgensen and P. Ziegler, known as Jorgenson & Ziegler, a partnership, successors to R. E. Hansen, of the waters of Steve's Creek, one cubic foot per second as of priority of December 8, 1882, and one cubic foot per second as of priority of June 1, 1890, being item #255 of said decree, and;

Also, of the waters of Adler Creek one cubic foot per second as of priority of December 8, 1882, and one cubic foot per second as of priority of June 1, 1890, being item #256 of said decree; all of which waters were adjudged to be appurtenant to the land then owned by said Jorgenson & Ziegler;

And whereas the parties hereto are now the owners of said land then owned by the said Jorgenson & Ziegler and of the said waters of said Steve's Creek and Adler's Creek decreed as above and desire to fix in writing their respective rights to said waters and to remove any and all uncertainties respecting their respective rights thereto.

Now therefore it is hereby agreed between the parties hereto as follows:-

- 1st.-That 35 inches of the waters so decreed, out of Steve's Creek and Adler Creek is the property of the Union Central Life Insurance Company the said party of the second part and is and shall be the first right thereto and shall be supplied in full to said second party before any other party hereto is entitled to any of said waters, and is appurtenant unto the SE 1/4 of the NE 1/4 of Sec. 21, and the W 1/4 of the SE 1/4 of Sec. 22, Tp. 11 S. R. 40 E. of Boise Meridian.
- 2nd.-All the remaining waters of said two creeks in excess of said 35 inches, belong to the parties hereto in the following proportions of such remaining waters, to wit: 9/31 thereof belong to The Union Central Life Insurance Company the said party of the second part.
- 13/31 thereof belong to Lee Charles Miller and Minnie W. Miller the said parties of the first part for use on the land on which Andrew J. Homer the said party of the fourth part holds a mortgage.

9/31 thereof part for use said party all such waters following 5 1/2 of 52 of Meridian, w 1/4 of 1/4 art named by domestic 1/2 the followi Dec. 23 and in favor of art.

owner of the of NE 1/4 of 1 township, an road thence place of be to roads 6 1/2 beginning, thence West

seals of re day and year Signed by 1 in presence

Attest R.

Attest Cm

Signed by in presence

of

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State of

County of

for said is subject say and y

My Commit

386

part thereof belongs to Lee Charles Miller and Minnie W. Miller the said parties of the first part for use on the land on which The General Mission Board of the Church of the Brethren the said party of the third part holds a mortgage.

All such water is appurtenant unto said land, all situated in Bannock County, Idaho, to-wit: Lee Charles Miller and Minnie W. Miller the said parties of the first part own the following described land, namely: E 1/4 of Sec. 24, N 1/4 of Twp. 11, Co. 40 E. of Boise Meridian, which is subject to a mortgage in favor of Andrew J. Homer the said party of the fourth part. There is also appurtenant to this land 4/10 of a cubic foot of the waters of an unnamed spring arising thereon being item #302 in aforesaid decree, which water is used for domestic purposes on said land.

Lee Charles Miller and Minnie W. Miller the said parties of the first part also own the following land, namely: The E 1/4 of SW 1/4, S 1/4 of NE 1/4 and E 1/4 of NE 1/4 of Sec. 22, the E 1/4 of Sec. 23 and E 1/4 of Sec. 24, all in aforesaid Township and range, subject to a mortgage in favor of The General Mission Board of the Church of the Brethren the party of the third part.

And the Union Central Life Insurance Company said party of the second part is the owner of the following land, namely: E 1/4 of NE 1/4 and S 1/4 of NE 1/4 of Sec. 14, S 1/4 of Sec. 15, E 1/4 of NE 1/4 of Sec. 16, E 1/4 of NE 1/4 of Sec. 17 and E 1/4 of NE 1/4 of Sec. 18, all in aforesaid Township and range. Also commencing at the corner of NE 1/4 Sec. 24 and running thence N. 1/4 rods thence E. 1/4 rods, thence S. 1/4 rods, thence E. 1/4 rods, East 4 rods, No. 34 rods to place of beginning. Accepting from above described land the following described tracts: to-wit: Commencing at a point 24 rods N. of S. corner of NE 1/4 Sec. 15 and running thence S. 1/4 rods 6 feet; thence No. 8 rods thence E. 25 rods 6 feet thence S. 8 rods to place of beginning. Also commencing 20 feet W. of SE corner of NE 1/4 said Sec. 21, thence No. 100 feet thence West 375 feet thence S. 100 feet; thence N. 375 feet to place of beginning.

Witness the hands of said first and fourth parties and the corporate names and seals of second and third parties by their respective officers thereunto duly authorized the day and year first above written.

Signed by first parties
in presence of
Addison D. Perry Jr.

Lee Charles Miller
Minnie W. Miller
First parties

Attest R. F. Rust Secretary
(Corporate seal) The Union Central Life Insurance Co.
By Louis Breiling
Louis Breiling, Vice-Pres.
Second party

Attest Chas. D. Busch
Secretary
(Corporate seal) General Mission Board of the Church
of the Brethren
By Otto Winger
Otto Winger, President
Third party

Signed by fourth party
in presence of
A. J. Homer
Fourth Party.

State of Utah
County of Salt Lake

On the 11th day of May 1927 before me, Oak Durris, a Notary Public in and for said county personally appeared Lee Charles Miller, and Minnie W. Miller, 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 notarial seal the day and year in this certificate first above written.

Oak Durris
Notary Public
Address Salt Lake City, Utah.

(seal)
My Commission expires January 16, 1931.

State of Utah
County of Salt Lake

At the 14th day of October 1927 before me Leslie P. Broberg, a Notary Public in and for said county, personally appeared Andrew J. Homer, 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 affixed my notarial seal the day and year in this certificate first above written.

Leslie P. Broberg
Notary Public
Address Salt Lake City, Utah.

(seal)
My Commission expires June 19 1928

State of Ohio
County of Hamilton
On this
said County per
Union Central Life
Insurance Co. to
in this certificate

My Commission expires

State of Indiana
County of Adams

On this
county personally
Board of the Church
acknowledged to
in this certificate

My Commission expires

RECORDED OCT 31
State of Idaho a
Lillian Springer

INSTRUMENT NO.

THIS is
said one thousand
husband and wife
and L. L. Gillet
attest of the

THESE
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State of Ohio
County of Hamilton SS.

On this 8th day of June 1927 before me Charles A. Hafner a Notary Public in and for said County personally appeared Louis Breiling known to me to be the Vice President of the Union Central Life Insurance Company the corporation that executed the within instrument and acknowledged to me that such corporation executed the same.

In witness whereof I have hereunto set my hand and notarial seal the day and year in this certificate first above written.

Charles A. Hafner
Notary Public
Address Cincinnati Ohio

(seal)
My Commission expires Nov. 14th 1927

State of Indiana)
County of Adams SS.

On this 8 day of July 1927 before me Geo D. Gaster a Notary Public in and for said county personally appeared Otha Winger known to me to be the President of the General Mission Board of the Church of the Brethren, the corporation that executed the within instrument and acknowledged to me that such corporation executed the same.

In witness whereof I have hereunto set my hand and notarial seal the day and year in this certificate above written.

George D. Gaster
Notary Public
Address E. Manchester Ind

(seal)
My Commission expires Oct 17 1929

RECORDED OCT 31 1927 9 10 AM in Book 8 of Agreements page 385 Records of Bannock County
State of Idaho at the request of Miller & Viole
Lillian Sponberg, Recorder.

Fee \$2.20

INSTRUMENT NO. 153963

AGREEMENT

THIS AGREEMENT, Made and entered into the 24th day of March in the year of our Lord one thousand nine hundred twenty six Between Clark W. Williamson and Jane Williamson, husband and wife of Pocatello, County of Bannock State of Idaho, parties of the first part, and L. L. Jillett and L. L. Rogers of Pocatello, County of Bannock State of Idaho, the parties of the second part.

WITNESSETH, That the said parties of the first part, in consideration of the covenants and agreements on the part of the said parties of the second part, hereinafter contained, agree to sell and convey unto the said parties of the second part, and the second parties agree to buy all that certain lot, piece or parcel of land, situate, lying and being in County of Bannock, and State of Idaho, and bounded and particularly described as follows, to-wit:

Beginning at a point on the east and west center line of Section 10, Township 6 South, Range 34 East, B. M. 33 feet west of the center of said Section; which center of section is North 0° 09' West 2711 feet from the south quarter corner of said Section 10, thence North 89° 30' West 1267.7 feet to point; thence South 38° 22' East 1213.3 feet; thence South 44° 54' East 335.1 feet; thence South 88° 47' East 280.3 feet; thence North 0° 09' West 1183.6 feet to the point of beginning, containing 21.52 acres

for the sum of Fifty three hundred eighty (\$5380.00) DOLLARS lawful money of the United States, and the said parties of the second part, in consideration of the premises, agree to pay to the said parties of the first part, their heirs or assigns the said sum of Fifty-three hundred eighty DOLLARS, as follows, to-wit:

Five hundred dollars, or more annually on said principal sum, as follows: \$500.00 or more on the 24th day of March, 1927 and \$500.00 or more annually thereafter, until the full amount of the principal shall have been paid.
Said principal sum, or the deferred payments thereof shall draw interest at 7% per annum, to be paid monthly, commencing with April 24, 1926, and each and every month thereafter until the total principal and all interest shall be paid.

It is further agreed that neither party hereto shall sell or lease said tract of land to a negro, Indian or greek, and such sale or lease shall void this contract.

It is agreed that the buildings on said premises shall be kept fully insured against loss by fire, with loss payable to parties of the first part as present owner and to parties of the second part as purchaser under contract, as their respective interests may appear; premiums on said policies to be paid by parties of the second part. And the said parties of the second part agree to pay all State and County taxes, or assessments of whatever nature, which are or may become due on the premises above described, and all water assessments of every nature.

INSTRUMENT

March, 1927
County of
-Idaho

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Exhibit R.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

Transfer No. # 2028Application No. 11-0561/0562/
0565/0566

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Stanley F. Dorius Phone 547-3085
Post office address 311 West 4th South, Soda Springs, Idaho 83276

A. DESCRIPTION OF RIGHT AS RECORDED**1. Right evidenced by:**a. Decree to Sorenson & Ziegler

(Name)

in case of Utah Power & Light Company vs Last Chance Canal Company, et al
Dist. Court of U.S. for
dated July 14, 1920 in Idaho, Eastern Division county of Bannock, entries No. 255
(Name of court) & 258, as modified by agreement dated 1/21/27 (copy attached)

b. License No. _____ issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant by purchase through mesne conveyances from the original owners.

3. Source of water Steves Creek & Adler Creek tributary to Bear River

4. Date of priority 12/8/1882 and 6/1/1890 Decrees: 11 0561 11 0565
11 0562 11 0566

5. Water is used for the following purposes:

amount 9/31 or 3.34 for irrigation purposes from April 20 to October 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)

6. Total amount of water under right: a. 9/31 of 3.34 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 22
Township 11S Range 4OE, B.M., in Caribou County
Additional points of diversion, if any SW $\frac{1}{4}$ Sec 17, T11S, R4OE. Note: 4 c.f.s., less 33
inches as a prior right, leaves 167 inches or 3.34 c.f.s., divided as shown by above
mentioned agreement.

8. Lands irrigated or place of use: (Based on agreement dated 1/21/27)

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
11S	4OE	22											X	X	X	X			
		23								X	X				X	X			
		27					X												

Total number of acres to be irrigated _____

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
 - a. Amount of water to be diverted 9/31 of 3.34 c.f.s. &/or _____ acre feet
Adler Creek
 - b. Point(s) of diversion SE 1/4 NE 1/4, Section 20 Township 11S
Range 4OE, B.M., Caribou County
Additional points Stevas Creek SE 1/4 NE 1/4, Sec 21, T11 S, R4OE, B.M.
 - c. Description of diverting works earthen dam and ditch
 - d. Describe the reasons for applying for a change in the point(s) of diversion For many years, the water concerned has actually been used on the lands to which transfer is now being requested. This request is intended only to formalize and make a matter of record the usage to which said water has long been applied.

2. Change in place of use

- a. Describe the lands or place of use to which the right will be transferred:

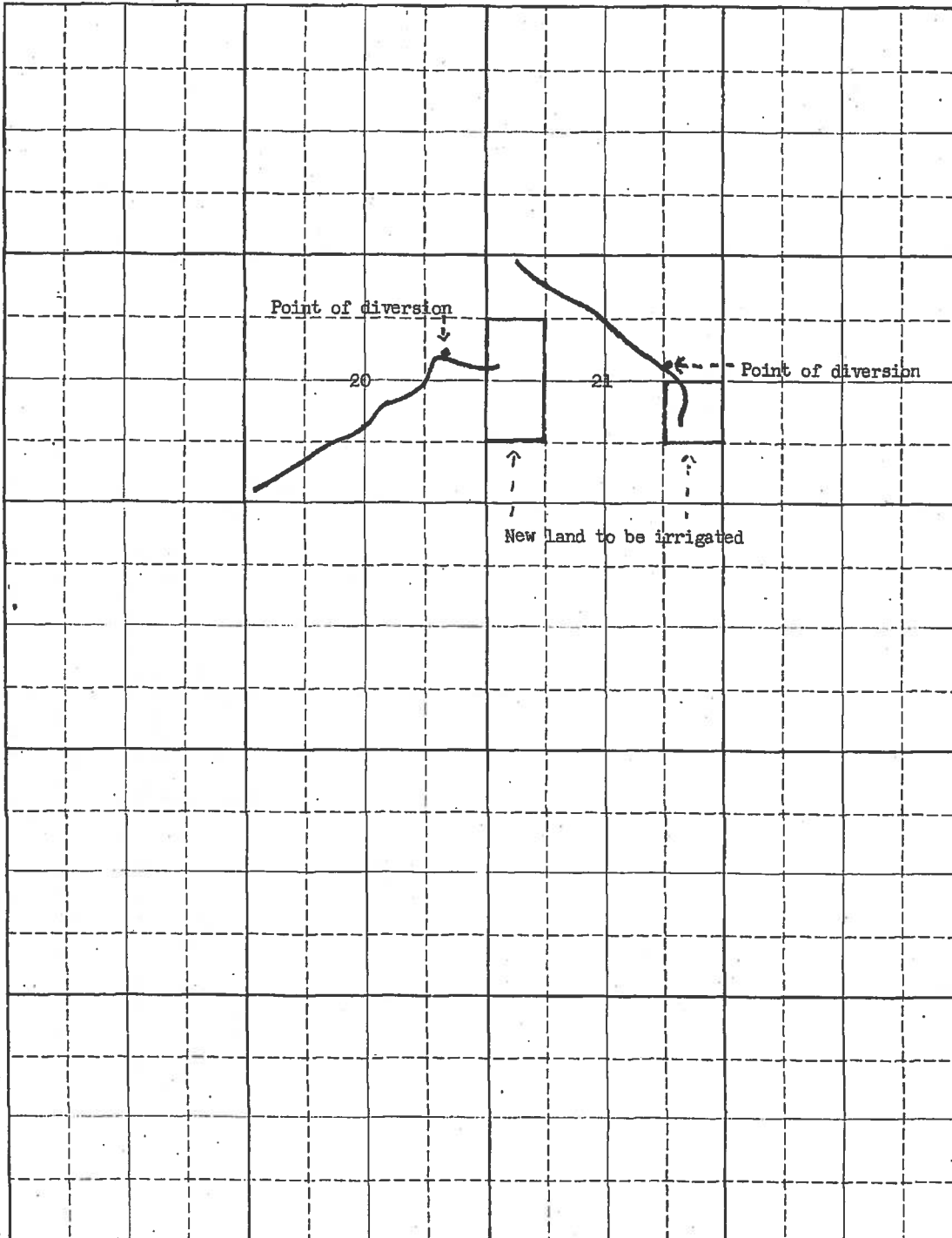
TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	4OE	21							X			X			X				120

16.16129 inches for NE 1/4 SE 1/4 Section 21
32.32258 inches for SW 1/4 NW 1/4, NW 1/4 SW 1/4,
Sec 21

Total number of acres to be irrigated 120

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

Twp. 11. South, Range 40 E.B.M.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

3. Remarks _____

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

Stanley F. Davis
(Signature of applicant)

Subscribed and sworn to before me this 16th day of August, 19 76

Donna Jean Benson
(Notary public)

My commission expires August 14, 1977

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 11-0561, 11-0562,
and said application is hereby APPROVED 11-0565, 11-0566

1. Approval of said application is subject to the following limitations and conditions:

2. Denial of said application is for the following reasons: _____

Witness my hand this 29 day of July, 19 77

[Signature]

FOR DEPARTMENT USE ONLY

Received by CW Date 8-19-76

Prelim. check by RDC Fee \$30.00

Received by CW Date 3-19-76

Published in Caribou County News # 15694

Pub. dates Dec. 16 + 23, 1976

Watermaster recommendation requested on 12-13-76

WD # 11 rec'd. 1-03-77

Lucas Stoker

Protest filed by Freeman K. Harrison,

Lyle + Ida Robinson, Leo B.

Roper

Copies of protest forwarded by CW

Hearing held by _____ Date _____

Recommended for approval denial

by RDC SS

Exhibit S.

to the

Letter, dated October 20, 2017,
Re: *Updating the Department's Records*
listing the Owner of Water Right Nos.
13-623D, 13-625D, 13-628D, and 13-629D

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

APPROVED

AMENDED

AMENDED

To Change the Point of Diversion and/or the Place of Use

Name of applicant Stanley F. Dorius Phone 547-3085Post office address 311 West 4th South, Soda Springs, Idaho 83476

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree to Sorenson & Ziegler (Modified by Transfer No. 2028)
(Name)in case of Utah Power & Light Company vs Last Chance Canal Company, et aldated July 14, 1829 in Dist. Court of U.S. for
Idaho, Eastern Division County of Bannock
(Name of court)

b. License No. _____ issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant by purchase
through mesne conveyances from the original owners.3. Source of water Steves Creek & Adler Creek tributary to Bear River4. Date of priority 12-8-1882 - 11-0561 & 11-0565; 6-1-1890 - 11-0562 & 11-05665. Water is used for the following purposes:
amount 0.97 cfs for Irrigation purposes from April 20 to October 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)6. Total amount of water under right: a. 0.97 cfs cubic feet per second
b. _____ &/or _____ acre feet per annum7. Location of original point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 20 (Adler Creek)
Township 11S Range 40E B.M. in Caribou County
Additional points of diversion, if any SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, Twp. 11S, Rge. 40E, (Steves Creek)
B. M.

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
11S	40E	21							16				16				16		48

Total number of acres to be irrigated 48

9. Describe any other water rights used for the same purposes as described above

MICROFILMED

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second &/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____
3. Place of use: _____

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

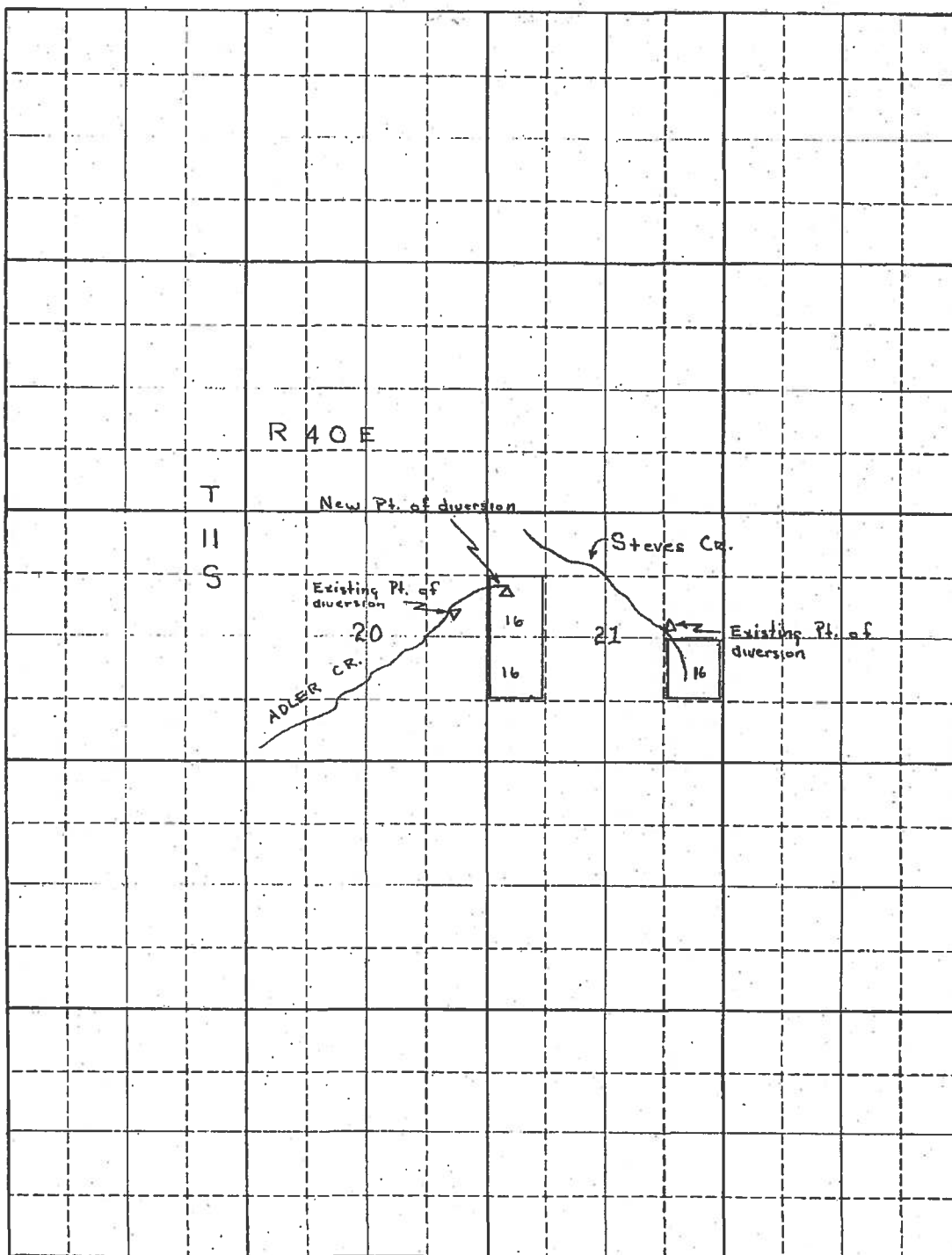
C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
 - a. Amount of water to be diverted 0.97 c.f.s. &/or _____ acre feet
 - b. Point(s) of diversion SE 1/4 NE 1/4 (Adler Creek) 1/4, Section 20 Township 11S
Range 40E, B.M., Caribou County _____
Additional points SE 1/4 NE 1/4, (Steves Creek), SW 1/4 NW 1/4, (Adler Creek), Sec. 21, Twp. 11S, Rge. 40E, B. M.
 - c. Description of diverting works earth dam and ditch, concrete structure - (SW 1/4 NW 1/4, Sec. 21, Twp. 11S, Rge. 40E, B. M.)
 - d. Describe the reasons for applying for a change in the point(s) of diversion _____
2. Change in place of use NO CHANGE
 - a. Describe the lands or place of use to which the right will be transferred: _____

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

4. Remarks _____

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

Stanley F. Dorins
(Signature of applicant)

Subscribed and sworn to before me this 7th day of March, 19 79.

Helen B. Kingsford
(Notary public)

My commission ~~expires~~ is for life.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 11-0561/0562/0565
& 0566
and said application is hereby approved, subject to the following limitations and conditions:

(1) Use of water under this permit is subject to control by the watermaster of State
Water District # 11, Bear River. (2) A measuring device of a type approved by the
Department shall be permanently installed and maintained as part of the diverting
works.

Witness my hand this 28th day of February, 19 80.

Norman C. Young
NORMAN C. YOUNG
Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by <u>dh</u>	Date <u>3-14-79</u>	Protest filed by _____
Prelim. check by _____	Fee _____	_____
Receipted by <u>dh</u>	Date <u>10-10-78</u>	_____
Published in _____		Copies of protest forwarded by _____
Pub. dates _____		Hearing held by _____ Date _____
Watermaster recommendation requested on _____		Recommended for <u>approval</u> denial
_____ rec'd.		by <u>W.C. Young</u> <u>Dir</u>



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

November 3, 2017

C.L. "BUTCH" OTTER
Governor

W E Ranch LLC
908 S Francis Cir
Kaysville UT 84037

GARY SPACKMAN
Director

RE: Change of Ownership for Water Right No(s). 13-623D, 13-625D, 13-628D & 13-629D

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

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.

Also, 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

Enclosure(s)

cc: Holden Kidwell Hahn & Crapo
Water District 11



Holden Kidwell
Hahn & Crapo P.L.L.C.
L A W O F F I C E S

1000 Riverwalk Drive, Suite 200
PO Box 50130
Idaho Falls, Idaho 83405

Tel: (208) 523-0620
Fax: (208) 523-9518
www.holdenlegal.com

Email: rharris@holdenlegal.com

October 20, 2017

James Cefalo
Idaho Department of Water Resources
Eastern Idaho Regional Office
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

RECEIVED

OCT 24 2017

Department of Water Resources
Eastern Region

**Re: *Updating the Department's Records listing the Owner of Water Right
Nos. 13-623D, 13-625D, 13-628D, and 13-629D.***

Dear James:

We represent W. E. Ranch, LLC, a Utah limited liability company (the "Company") and are attempting to work with the Idaho Department of Water Resources (the "Department") to update the Department's records regarding ownership of Water Right Nos. 13-623D, 13-625D, 13-628D, and 13-629D (herein collectively, the "Water Rights"). Our client and its owner, Brent Webster, have previously raised this issue with the Department and received some correspondence from Kerrie Mathews, in the form of a letter dated November 14, 2012. We have tried contacting Ms. Mathews, to ask for all of the attachments to her letter, but we have not received any response from Ms. Mathews.

The Water Rights are appurtenant to real property (three quarter-quarters) in the Bear River basin, described as: NESE, SWNW, and NWSW of Section 21, Township 11 South, Range 40 East of the Boise Meridian, in Caribou County, Idaho (the "Property"). Currently, the owners of the Water Rights are listed in the Department's records as Lee C. Miller and Minnie Miller (the "Millers"). It appears that this record has not been updated since about the late 1920s. As the current owner of the Property and the Water Rights, the Company is asking the Department to update its records and list the Company as the owner of the Water Rights.

In 1920, the water rights applicable to this case were decreed by the U.S. District Court in the case *Utah Power & Light Co. v. Last Chance Canal Co.* See Exhibit A (the relevant pages of the decree, relating to the rights of the partnership known as Sorenson & Zeigler, referred to herein as the "Decree"). In 1927, the Millers entered into an agreement with Union Central Life Insurance Company ("Union Central") and various mortgagees specifying the ratios of their collective ownership of the water rights decreed to Sorenson & Ziegler. See Exhibit Q (which was filed as instrument number 133811 in the records of Bannock County, and is referred to herein as the "Agreement"). The Agreement states the water rights apportioned therein are "appurtenant unto

The Agreement states the water rights apportioned therein are “appurtenant unto said land.” Exhibit B, p. 2. It appears that the Agreement is the basis for the Department’s record listing Union Central as the owner of the Water Rights.

We have included all of the documents in the chain of title for the Property from the Company back to Union Central. *See* Exhibits C–I hereto (ordered chronologically); *see also* Exhibit J (an outline of this chain of title for the Property). For this reason, the Company is entitled to be shown on the Department’s records as the Owner of each of the Water Rights. We have included a completed *Notice of Change in Water Right Ownership* for the Water Rights, along with its associated filing fee. We request that the Department update its records accordingly.

We appreciate your attention to this matter. If you have any questions, please let me know.

Best regards,



Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

Enclosures

cc: W. E. Ranch, LLC