



RANDALL C. BUDGE
rcb@racinelaw.net

RECEIVED

DEC 02 2015

Department of Water Resources
Eastern Region

November 30, 2015

Blake Jordan
Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

**Re: Eight Mile Ranch, LLC – Notice of Change in Water Right
Ownership
Water Right Nos. 11-365, 11-366, and 11-356**

11-363 & 11-364

Dear Blake:

Enclosed please find the following for filing and processing:

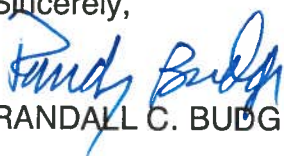
1. Original and two copies of Notice of Change in Water Right Ownership for water right nos. 11-365 and 11-366.
2. Original and two copies of Notice of Change in Water Right Ownership for water right no. 11-356.
3. Checks for filing fees in the amount of \$50.00 and \$25.00 to go with each Notice.
4. Stamped and addressed return envelopes.

Please file and process the original Notices of Change and conform stamp and return the extra copies to me and to Eight Mile Ranch, LLC in the enclosed stamped and addressed return envelopes.

We have met with the Harisses recently to address the issues pertaining to the Transfer Application which is in the process of being revised and will be resubmitted shortly for processing, which will include these rights as well as all others owned by Eight Mile Ranch, LLC.

Thank you for your assistance.

Sincerely,


RANDALL C. BUDGE

RCB:ts
Enclosures
c: Eight Mile Ranch, LLC

SPECIAL POWER OF ATTORNEY FOR WATER RIGHTS

Eight Mile Ranch, LLC, hereby appoints the law firm of RACINE OLSON NYE BUDGE & BAILEY, CHARTERED, 201 E. Center Street, Post Office Box 1391, Pocatello, Idaho 83204, its true and lawful attorney for the purpose of dealing with the Idaho Department of Water Resources relative to the management and transaction of water rights, and to allow them to receive all information, opinions, and records regarding water rights, and to sign and submit applications and other filings on its behalf.

DATED this 18th day of August, 2013.

EIGHT MILE RANCH, LLC

Janet G. Harris

(Signature)

Janet G. Harris

(Printed name)

1501 Eight Mile Creek Road

(Address)

Soda Springs, Idaho 83276

C. McGee Harris

(Signature)

C. McGee Harris

(Printed name)

1501 Eight Mile Creek Road

(Address)

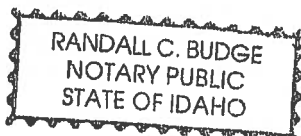
Soda Springs, Idaho 83276

STATE OF IDAHO)

County of Bannock)

:SS

On this 18th day of August, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared C. McGee Harris and Janet G. Harris, known or proved to me by satisfactory evidence to be the Managers of Eight Mile Ranch, LLC, and the person whose name is subscribed to the foregoing, and acknowledged to me that they executed the same on behalf of Eight Mile Ranch, LLC.



Randall C. Budge
NOTARY PUBLIC FOR IDAHO
Commission expires: 10/11/16
Pocatello, ID.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 02 2015

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
11-365	Yes ☒		Yes ☐		Yes ☐
11-366	Yes ☐		Yes ☐		Yes ☐
11-363	Yes ☐		Yes ☐		Yes ☐
11-364	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: PATRICK GALLAGHER, GEORGE GREEN, D A WOODALL, J D WOODALL
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): EIGHT MILE RANCH, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 501 Eight Mile Creek Road Soda Springs ID 83276
Mailing address City State ZIP
- 208-547-3082
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: _____
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
 - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
 - New lessor(s) of record will receive payment after the following rental season.
7. This form must be signed and submitted with the following **REQUIRED** items:
- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
 - Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
 - Filing fee (see instructions for further explanation):
 - \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.

8. Signature: *Emily C. Budge* *Attorney For Owner - POA Attached* *11/30/15*
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 *JB* Date *12/2/2015* Receipt No. *E041662* Receipt Amt. *\$50.-*
Approved by _____ Processed by _____ Date _____

\$100 total

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

4/14/2015

WATER RIGHT NO. 11-365

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PATRICK GALLAGHER
Current Owner	GEORGE GREEN
Current Owner	D A WOODALL
Current Owner	J D WOODALL
	PO BOX 33
	VICTOR, ID 83455
Security Interest	FEDERAL LAND BANK ASSN OF UTAH FLCA
	406 W SOUTH JORDAN PKWY STE 500
	SOUTH JORDAN, UT 84095

Priority Date: 05/01/1912

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
EIGHTMILE CREEK	BEAR RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/20	9/30	0.24 CFS	
Total Diversion			0.24 CFS	

Location of Point(s) of Diversion:

EIGHTMILE CREEK|NENW|Sec. 29|Township 10S|Range 42E|BEAR LAKE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BEAR LAKE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
10S	42E	20		SESW										
		29		NENW										

Conditions of Approval:

1. P/D, WOODALL DITCHES. 5 POINTS OF DIVERSION. P/U, AC IRR=12.

Dates:

Licensed Date:

Decreed Date: 07/14/1920

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 11A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

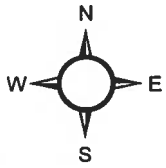
DLE Act Number:

Cary Act Number:

Mitigation Plan: False

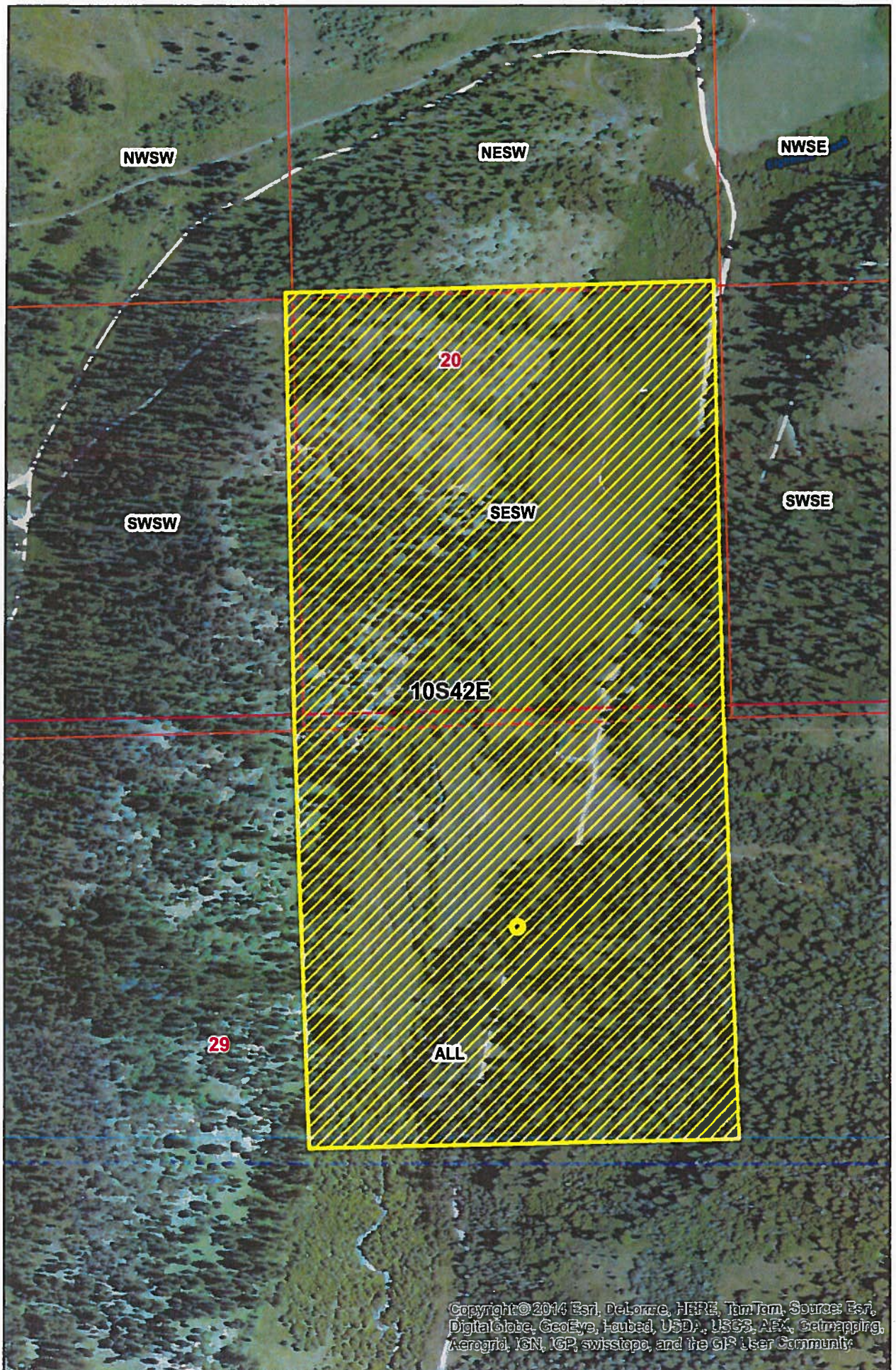
Close

Water Right No. 11-365



Legend

- 11-365
- 11-365 POD
- TR Lines
- Section Lines
- Quarter Quarters



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

4/14/2015

WATER RIGHT NO. 11-366

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PATRICK GALLAGHER
Current Owner	GEORGE GREEN
Current Owner	D A WOODALL
Current Owner	J D WOODALL
	PO BOX 33
	VICTOR, ID 83455
Security Interest	FEDERAL LAND BANK ASSN OF UTAH FLCA
	406 W SOUTH JORDAN PKWY STE 500
	SOUTH JORDAN, UT 84095

Priority Date: 05/15/1912

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
EIGHTMILE CREEK	BEAR RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/20	9/30	1.5 CFS	
Total Diversion			1.5 CFS	

Location of Point(s) of Diversion:

EIGHTMILE CREEK	NENE	Sec. 20	Township 10S	Range 42E	BEAR LAKE County
EIGHTMILE CREEK	SENE	Sec. 20	Township 10S	Range 42E	BEAR LAKE County
EIGHTMILE CREEK	NESW	Sec. 20	Township 10S	Range 42E	BEAR LAKE County
EIGHTMILE CREEK	NENW	Sec. 29	Township 10S	Range 42E	BEAR LAKE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BEAR LAKE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
10S	42E	16		SWSW										
		20		NENE			SWNE			SENE				
				NESW			SESW							
				NWSE										

Conditions of Approval:

portion

1. P/D, WOODALL DITCHES. 5 POINTS OF DIVERSION. P/U, AC IRR=75.

Dates:

Licensed Date:

Decreed Date: 07/14/1920

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 11A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

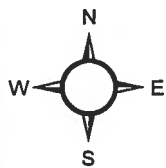
Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

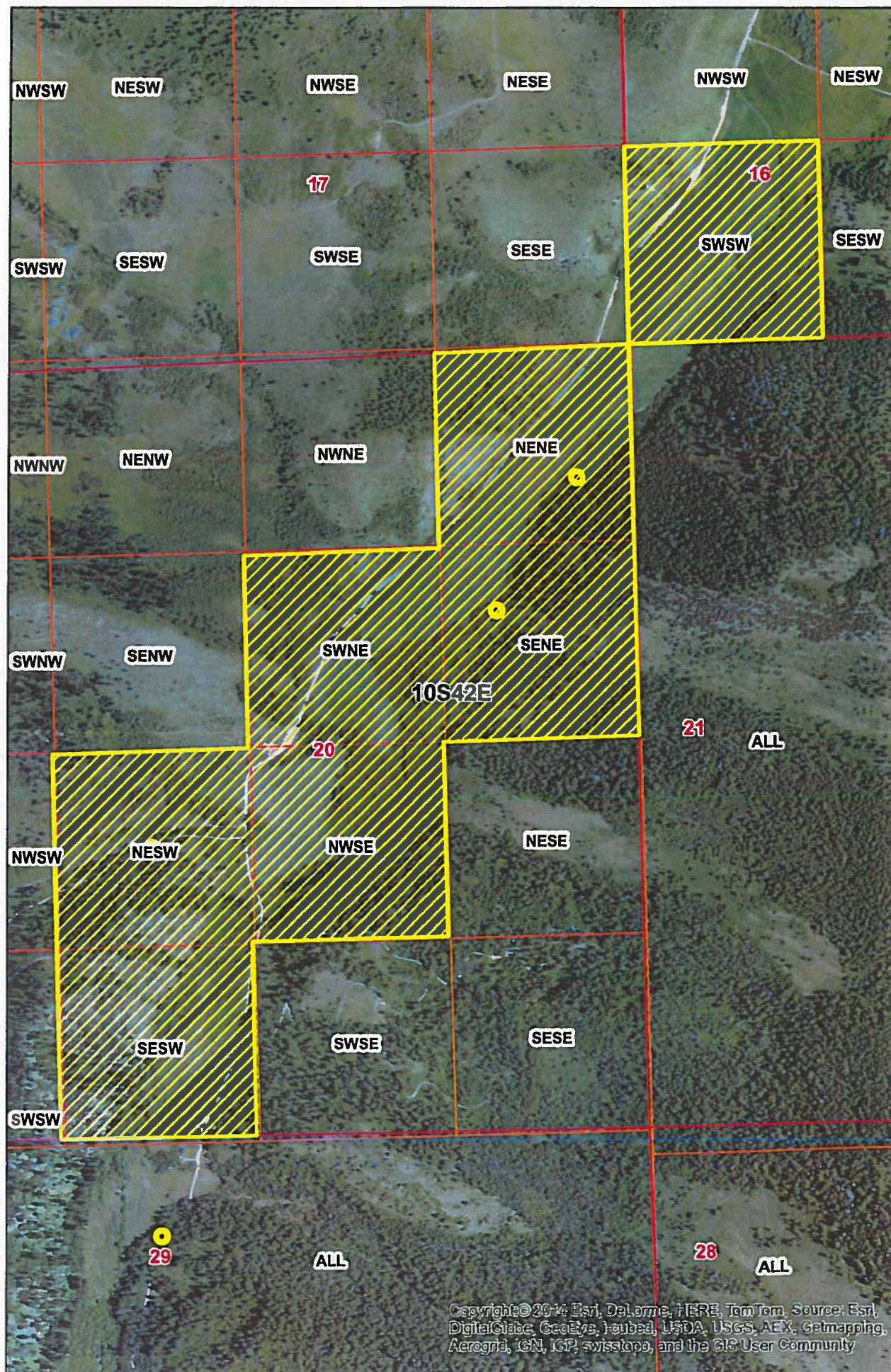
Mitigation Plan: False

Water Right No. 11-366



Legend

-  11-366
-  11-366 POD
-  TR Lines
-  Section Lines
-  Quarter Quarters



RACINE
OLSON
NYE
BUDGE
BAILEY

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WARRANTY DEED

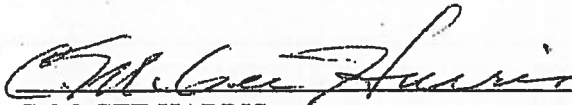
FOR VALUE RECEIVED, C. McGEE HARRIS and JANET G. HARRIS, husband and wife, whose address is 1501 Eight Mile Creek Road, Soda Springs, Idaho (hereinafter "Grantor") does hereby grant, bargain, sell and convey unto EIGHT MILE RANCH, L.L.C., whose current address is 1501 Eight Mile Creek Road, Soda Springs, Idaho 83276 (hereinafter "Grantee"), its successors and assigns forever, the following described premises in Bear Lake County, Idaho, to-wit:

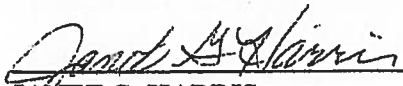
**SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED
BY REFERENCE.**

TO HAVE AND TO HOLD the said premises, with their appurtenances, including all gas, oil and mineral rights.

Grantors do hereby covenant that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, easements or claims of easement not shown by the public records, use restrictions and building and zoning regulations and ordinances of any governmental unit, and that they will warrant and defend the same from all lawful claims.

DATED this 1st day of February, 2001.


C. McGEE HARRIS


JANET G. HARRIS

WARRANTY DEED - 1

2001 APR 11 AM 10 42
DEPUTY
FEE
\$18.00

BEAR LAKE COUNTY RECORDER
JOAH P. EBORN

178095

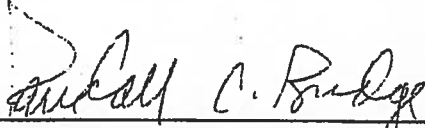
178095

STATE OF IDAHO)
 : ss
County of Bannock)

On this 1st day of February, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared C. McGee Harris and Janet G. Harris, known to me to be the persons whose names are subscribed to the foregoing and acknowledged to me that they executed the same.

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





NOTARY PUBLIC FOR IDAHO
Residing at Pocatello.
My Commission Expires 10/11/2006

EXHIBIT A

TOWNSHIP 10 SOUTH, RANGE 42 EAST OF THE BOISE MERIDIAN:

- Section 1: S½.
 Section 2: E½SE¼.
 Section 3: S½S½.
 Section 4: SE¼SE¼.
 Section 8: SE¼; SW¼; S½NW¼; S½NE¼.
 Section 9: E½NE¼; E½SW¼NE¼; SW¼NW¼; W½SW¼; SE¼SW¼; E½NW¼SE¼;
 NE¼SE¼; S½SE¼.
 Section 10: ALL.
 Section 11: W½.
 Section 13: ALL.
 Section 15: E½; NW¼; NE¼SW¼.
 Section 16: N½NW¼; N½NE¼; S½NW¼; W½SW¼.

ALSO the following described tract of land located in Sections 11, 12 and 14, Township 10 South, Range 42 East of the Boise Meridian, and in Sections 6 and 7, Township 10 South, Range 43 East of the Boise Meridian, more particularly described as follows:

Beginning at the Southwest Corner of Section 14, and running thence East 1240 feet; thence North 34° East 7200 feet, more or less, to a County Road; thence West 400 feet; thence North 550 feet; thence East 200 feet, more or less, to the County Road; thence Northwesterly along said County Road 1840 feet; thence South 85° East 2500 feet, more or less, to the Easterly Right-of-Way line of the Union Pacific Railroad; thence Southeasterly along the Easterly side of said Right-of-Way line 1600 feet, more or less, to a road; thence Northeasterly along said road to a point where it intersects the Westerly Right-of-Way line of U.S. Highway No. 30-N; thence Northwesterly along said U.S. Highway No. 30-N Westerly Right-of-Way line to a point where said Right-of-Way crosses the North line of the SW¼ of Section 6, Township 10 South, Range 43 East of the Boise Meridian; thence West to the Northwest Corner of Lot 6 of said Section 6; thence South 2640 feet, more or less, to the Southwest Corner of said Section 6; thence West 7920 feet, more or less, to the Meridianal Section line of Section 11, Township 10 South, Range 42 East of the Boise Meridian; thence South along said Meridianal Section line 5280 feet; thence West 2640 feet to the Northwest Corner of Section 14; thence South 5280 feet to the point of beginning.

EXCEPT THEREFROM any portion of the above described premises lying within the Right-of-Way of Union Pacific Railroad, U.S. Highway No. 30-N or County Roads.

ALSO the following described tract of land located in Sections 11, 12 and 14, Township 10 South, Range 42 East of the Boise Meridian, and in Section 7, Township 10 South, Range 43 East of the Boise Meridian, more particularly described as follows:

Beginning at the Southeast Corner of said Section 14, and running thence West 4040 feet; thence North 34° East 7200 feet, more or less, to the County Road; thence West 400 feet; thence North 550 feet; thence East 200 feet, more or less, to the County Road; thence Northwesterly along said County Road 1840 feet; thence South 85° East 2500 feet, more or less, to the Easterly right of way line of the Union Pacific Railroad; thence Southeasterly along the Easterly side of said right of way line 1600 feet, more or less, to a road; thence Northeasterly along said road to a point where it intersects the Westerly right of way line of U.S. Highway No. 30-N; thence Southeasterly along said right of way line to a point where it crosses the East line of the W½E½ of Section 7, Township 10

(continued)

South, Range 43 East of the Boise Meridian; thence South to the Southeast Corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 7; thence West to the Northeast Corner of Section 14, Township 10 South, Range 42 East of the Boise Meridian; thence South 5280 feet to the Point of Beginning.

EXCEPT THEREFROM any portion of the above described premises lying within the right of way of the Union Pacific Railroad and County Roads.

Section 17: ALL

Section 20: NE $\frac{1}{4}$; W $\frac{1}{2}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$.

EXCEPT THEREFROM: Beginning at the Southwest Corner of said Section 20, and running thence North 800 feet; thence East 460 feet; thence North 57° East 86.454 feet; thence North 39°30' East 900 feet; thence North 66°45' East 1200 feet; thence North 87°45' East 530 feet, more or less, to county road; thence South 3°50' East 750 feet along said county road; thence West 130 feet, more or less, to the Northeast Corner of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 20; thence South 1320 feet, more or less, to the South Quarter Corner of Section 20; thence West 2640 feet, more or less, to the point of beginning.

Section 24: All.

Section 25: W $\frac{1}{2}$; E $\frac{1}{2}$ E $\frac{1}{2}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$.

Section 36: N $\frac{1}{2}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$.

TOWNSHIP 10 SOUTH, RANGE 43 EAST OF THE BOISE MERIDIAN:

Section 18: Lots 3 and 4.

Section 19: All.

Section 30: NW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$.

EXCEPT THEREFROM any part of the following described property which lies within the above described property:

Beginning at a point in the center of the Bear River, said point being near the Southeast Corner of Section 19 and the Southwest Corner of Section 20, Township 10 South, Range 43 East of the Boise Meridian; thence Northwesterly along the center of Bear River to a point where the river crosses a road in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12, Township 10 South, Range 42 East of the Boise Meridian; thence following the said road in an Easterly direction to a point where it intersects the Westerly right of way line of U.S. Highway 30 North, and being located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7, Township 10 South, Range 43 East of the Boise Meridian; thence following said Highway right of way Southeasterly to a point where it crosses the East line of the W $\frac{1}{2}$ E $\frac{1}{2}$ of said Section 7; thence South to the Southeast Corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18, Township 10 South, Range 43 East of the Boise Meridian; thence East 240 rods; thence South 80 rods; thence West 160 rods; thence South 80 rods; thence East 80 rods; thence South 160 rods; thence West 80 rods, more or less, to the center of Bear River and the Point of Beginning.

(continued)

ALSO EXCEPT THEREFROM any part of the following described property which lies within the above described property, and any portion thereof lying North of the following described line located in Sections 1 and 2, Township 10 South, Range 42 East of the Boise Meridian, and in the SW¼ of Section 6, and in the W½ and W½E½ of Section 7, Township 10 South, Range 43 East of the Boise Meridian:

Beginning at a point 1350 feet North from the Southwest Corner of the SE¼SE¼ of Section 2, said point being on the Southerly Right-of-Way of a private road; and running thence Easterly along the Southerly Right-of-Way line of said road 770 feet, more or less, to the center of the Bear River; thence up the center of said Bear River in an Easterly and Southerly direction to the intersection of said Bear River and the South line of Section 1; thence East along the South line of Section 1, 1200 feet, more or less, to a fence line; thence South 18°30' East along said fence line 2840 feet, more or less, to a pipeline; thence North 50° East 2475 feet, more or less, to the Westerly Right-of-Way line of U.S. Highway 30-N as presently located.

Together with the following:

A) Water Rights

1) Idaho Division of Water Rights

<u>Claim #</u>	<u>Source</u>	<u>Flow</u>	<u>Uses</u>	<u># Units</u>	<u>Status</u>	<u>Ownership</u>
11-00254	Bear River	24.00	Irrigation	963	Decreed	Budge L&L
11-00255	Bear River	2.00	Irrigation	82.8	Decreed	Budge L&L (Randy Parker)
11-00256	Bear River	2.50	Irrigation	93.8	Decreed	Budge L&L
11-00321	Pearl Creek	6.00	Irrigation	300	Decreed	Budge L&L
11-00322	Trail Creek	2.90	Irrigation	145	Decreed	Budge L&L
11-00323	Springs	4.40	Irrigation	220	Decreed	Budge L&L
11-00340	Eight Mile Creek	2.00	Irrigation	100	Decreed	Edwin Whitman
11-00341	Eight Mile Creek	1.00	Irrigation	50	Decreed	Edwin Whitman
11-00342	Eight Mile Creek	1.00	Irrigation	50	Decreed	Edwin Whitman
11-00343	Eight Mile Creek	.20	Irrigation	10	Decreed	Edwin Whitman
11-00344	Eight Mile Creek	.70	Irrigation	35	Decreed	Edwin Whitman
11-00345	Eight Mile Creek	.90	Irrigation	45	Decreed	Woodall & others
11-00346	Eight Mile Creek	1.00	Irrigation	50	Decreed	Woodall & others
11-00355	Eight Mile Creek	.90	Irrigation	45	Decreed	Charles Foster
11-00362	Eight Mile Creek	.50	Irrigation	25	Decreed	Charles Foster

B) Grazing Permits

1) Forest Permits

<u>Allotment</u>	<u>Livestock</u>	<u>Number</u>	<u>Season of Use</u>	<u>AUMs/Hd. Mths.</u>
Eightmile	Cattle	158	7/26 to 9/10	400 hd. Mths.
Trail Hollow	Cattle	167	6/2 to 8/15	306 hd. Mths.

2) BLM Permits

<u>Allotment</u>	<u>Livestock</u>	<u>Number</u>	<u>Season of Use</u>	<u>AUMs/Hd. Mths</u>
Trail Hollow	Cattle	400	9/16 to 10/30	17 AUMs

My Com. expires May 29, 1950

Recorded at the request of Wanda Howell; 2:00 P.M.; Aug. 31, 1950; Book 42 of Deeds at 455.

By Ruby Easton Deputy
Fee: \$4.75

Notary Public for Idaho
Residing at Salt Lake City, Utah.
Sari V. Thinks, Recorder.

No. 64199. K IN THE PROBATE COURT OF BEAR LAKE COUNTY, STATE OF IDAHO.

421437

In the matter of the joint estates of
CHARLES E. FOSTER, and SUSAN JANET FOSTER,
HUSBAND AND WIFE,
Both Deceased.

DECREE OF DISTRIBUTION.

The Court having this day allowed and settled the First and Final Account of the Lettie E. Foster Minnig, the Administratrix of the above entitled joint estates, and on the same date ordered a Decree of Distribution to be made of the residue of said estates, to Lettie E. Foster Minnig, one of the two heirs of said joint estates, she having acquired the whole interest of Floyd Foster, her brother, the other heir, to all his interest as such heir, in said joint estates, and the said joint estates now being condition to be Distributed, in accordance with such order of the Court,

IT IS HEREBY DECREED, as follows:

1. That said Charles E. Foster, died on or about the 20th day of March, 1946, intestate. That the said Susan Janet Foster, died on or about the 9th day of July, 1949, intestate.
2. That Decedents left surviving them as their only heirs at law Floyd Foster, a son, over the age of 21 years, and Lettie E. Foster Minnig, a daughter, over the age of 21 years.
3. That said Lettie E. Foster Minnig has acquired all the interest and rights, of said Floyd Foster, as heir in and to said joint estates of said above named Decedents, and by reason of which said Lettie E. Foster Minnig, is entitled to a decree of distribution of all the property, of every kind, (except two pieces of machinery mentioned in the First and Final Account of said Administratrix), to be her sole and separate property.
4. That said joint estates are now in condition to be closed and a Decree of Distribution made as herein set forth.
5. That there are no taxes due and unpaid against the said joint estates or the property thereof, and no inheritance taxes due the state of Idaho, the net value of said Joint estate being \$6,815.25 and each of said heirs being entitled to an exemption of \$4,000. each.

WHEREFORE, IT IS ORDERED that the residue of said estates be and the same is hereby distributed to said Lettie E. Foster Minnig, the daughter of said Decedents, as her sole and separate property.

The following is a description of the property distributed by this decree to said Lettie E. Foster Minnig:
REAL ESTATE: SE $\frac{1}{4}$ NW $\frac{1}{4}$, and NE $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ NE $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Sec. 9, Tp. 10, S. R. 42 E.B.M. containing 240 acres of land; also, S $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, in sec. 4, and SE $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 5, and NE $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 8, all in Tp. 10 S. R. 42 E. B. M. containing 200 acres, dry farm, together with any and all water rights however designated, used upon or in connection with said lands.

With other appurtenances of said lands.

Personal Property:

One Bull; one cow and calf; two sow pigs; Seven work horses; Also, one lot of farm equipment; one combine; one rotary scraper; one mower, and household furniture, all second hand.

Done this 29 day of August, 1950.

William B. Hogo
Probate Judge.

IN THE PROBATE COURT OF BEAR LAKE COUNTY STATE OF IDAHO

COUNTY OF BEAR LAKE

I, William B. Hoge, Probate Judge and Ex-Officio Clerk of the Probate Court, of Bear Lake County, State of Idaho, hereby Certify that the within and foregoing is a full, true and correct copy of the original Decree of Distribution filed on the 29, day of August, 1950, in the matter of the joint estate of Charles E. Foster and Susan Janet Foster, husband and wife, both deceased.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Court this 29th day of August, 1950.

(SEAL)

William B. Hoge
Probate Judge and Ex-Officio
Clerk of the Probate Court
of Bear Lake County, Idaho.

Recorded at the request of Chas. E. Harris; 4:30 P.M.; Aug. 29, 1950; Book 42 of Deeds at page 437

Sam V. Tunks, Recorder.

By Sam V. Tunks Deputy
Fee \$1.75

DECLARATION OF HOMESTEAD

No. 64206.

KNOW ALL MEN BY THESE PRESENTS, That I, Henry E. Grandy of Paris, Idaho, Bear Lake County, State of Idaho, do hereby declare and certify that I am now married, and am now the HEAD OF A FAMILY, and that I do now, at the time of making this Declaration, actually reside with my family on the land and premises hereinafter described, and claim the same as a Homestead, all in compliance with and pursuant to the Laws and Statutes of the State of Idaho, made and provided, and in particular, Sections 54-1201 to 54-1205, inclusive.

That the land and premises on which I reside and so claim as a Homestead are bounded and described as follows:

Lot two (2) in Block Eleven (11) of the Paris Townsite Survey, in Bear Lake County, Idaho, and lying and being in Section Eleven (11) Township 14 South, Range 43 East Boise Meridian and containing one acre of land be there more or less.

Together with any and all water rights thereunto belonging.

That it is my intention to use and claim the said premises above described, together with the dwelling house thereon and its appurtenances, as a HOMESTEAD, and I do hereby select and claim the same as a HOMESTEAD.

That I estimate the actual cash value of said premises to be \$3000.00, Three thousand and no/100 - DOLLARS.

IN WITNESS WHEREOF I hereby set my hand this 31 day of August, 1950.

Henry E. Grandy

STATE OF IDAHO

County of Bear Lake

On this 31 day of August, 1950, before me, Clerk of the District Court in and for said County and State, personally appeared Henry E. Grandy, known to me to be the person whose name is subscribed to the annexed instrument, and acknowledged to me that he executed the same.

Subscribed and sworn to before me this 31 day of August 1950.

Sam V. Tunks

42134

QUITCLAIM DEED

No. 64153 X-71
THIS INDENTURE, Made this 27th day of July in the year of our Lord one thousand nine hundred and Fifty between Floyd Foster and Florence Foster, husband and wife of Soda Springs County of Caribou State of Idaho, the parties of the first part, and Lottie E. Foster Minnie of Nounan County of Bear Lake 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 FIVE THOUSAND AND NO/100 DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents remise, release and forever QUITCLAIM, unto the said party of the second part, and to her heirs and assigns all their interest, being an undivided 1/2 interest in that certain lots, pieces or parcels of land, situate, lying and being in 8-Mile valley, County of Bear Lake, State of Idaho, bounded and particularly described as follows, to-wit: SE 1/4 NW 1/4 NE 1/4 SW 1/4, W 1/2 NW 1/4 NE 1/4, NW 1/4 NE 1/4, NE 1/4 NE 1/4, Section 9, Township 10 South, Range 42, East of Boise Meridian containing 240 acres of land, more or less; Also NE 1/4 NE 1/4, Section 9, and W 1/2 NE 1/4, SE 1/4 SW 1/4, Section 4, and SE 1/4 SE 1/4, Section 5, all in Township 10 South, Range 42, E.B.M. containing 200 acres of land, or a total of 440 acres of land in both descriptions. Together with the appurtenances thereunto belonging, including all waters and water right pertaining to said property, or used thereon, howsoever designated.

\$5.50 Cancelled Documentary Stamps affixed.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereto belonging, or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said promises, together with the appurtenances unto the party of the second part, and to her heirs and assigns forever.

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

Floyd Foster (SEAL)

Florence Foster (SEAL)

STATE OF IDAHO,)
County of Caribou) ss.

On this 1st day of August in the year 1950, before me D.K. McLean a Notary Public in and for said State, personally appeared Floyd Foster and Florence Foster 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 herunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(SEAL)

D. K. McLean
Notary Public for the State
of Idaho,
Residing at Soda Springs, Idaho.

Recorded at the request of D. E. Haddock; 3:25 P.M.; August 11, 1950; Book 42 of Books page 434.

BY D. E. Haddock Deputy

Sam V. Thuma Notary Public

Page 1 of 1

No. 64153

CORPORATION WARRANTY DEED

IN A INDENTURE, Made this 7th day of August, in the year of our Lord one thousand nine hundred and Fifty between WISE PAYSTONE LUMBER COMPANY a corporation organized under the laws of the State of Delaware and having its principal place of business in the County of Ada, party of the first part, and Lottie E. Foster Minnie of Nounan County of Bear Lake, State of Idaho party of the second part.

119184

STATE OF IDAHO
 COUNTY OF BEAR LAKE
 Date Aug 13, 1979
 Time 11:35 A.M.
 No. Filmed
 By Roy Runderman
Jo Runderman, Deputy

PROBATE DEED

THIS INDENTURE, made this 11 day of August, 1979, at Montpelier, Idaho, by and between E. EUGENE MINNIG and LARIE BERGHOLM, the duly appointed, qualified and acting Personal Representatives of the Estate of LETTIE M. COOK, Deceased, pursuant to appointment by the Probate Court of Bear Lake County, State of Idaho, the Party of the First Part; and E. EUGENE MINNIG and DAPHNE J. MINNIG, husband and wife, of the State of Utah, the Parties of the Second Part,

W I T N E S S E T H :

That under and by virtue of the statutes of the State of Idaho, the said Party of the First Part has sold said real estate described hereinafter for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION to the Parties of the Second Part, together with all the tenements, hereditaments and appurtenances whatsoever to the same belonging or in any wise appertaining.

TO HAVE AND TO HOLD, all and singular, the above mentioned premises, together with the appurtenances, to the said Parties of the Second Part, said real estate being particularly described as follows, to-wit:

The Southeast quarter of the Northwest quarter; the Northeast quarter of the Southwest quarter; the West half of the Northwest quarter of the Southeast quarter; the West half of the Southwest quarter of the Northeast quarter; the Northwest quarter of the Northeast quarter; the North half of the Northwest quarter, all in Section 9, Township 10 South, Range 42 East of the Boise Meridian, containing 240 acres of land, more or less; Also, the Northeast quarter of the Northeast quarter of Section 8, and the West half of the Southwest quarter, the Southeast quarter of the Southwest quarter of Section 4, and the Southeast quarter of the Southeast quarter of Section 5, all in Township 10 South, Range 42, East of the Boise Meridian, containing 200 acres of land, or a total of 440 acres in both descriptions, all being in Eight Mile, County of Bear Lake, State of Idaho. Together with the appurtenances thereto belonging, including all water and water rights pertaining to this property.

And the said Party of the First Part shall and will warrant and defend the said premises in the quiet and peaceable possession of the said Parties of the Second Part, their heirs and assigns forever.

IN WITNESS WHEREOF, the said Party of the First Part, as aforesaid, has hereunto set its hand and seal the date first above written.

ESTATE OF LETTIE M. COOK

By: E. Eugene Minnig
Personal Representative

By: Larce Bergholm
Personal Representative

STATE OF
County of

)
ss.
)

On this 11th day of August, 1979, before me, a Notary Public in and for said State, personally appeared E. EUGENE MINNIG and LARCE BERGHOLM known to me to be the Personal Representative of the Estate of LETTIE M. COOK and whose name is subscribed to the within instrument, and acknowledged to me that they executed the same on behalf of said estate.

WITNESS my hand and official seal:

[Signature]
Notary Public for the State of
Residing at: Box 6, Mendenhall, Alaska

3/17/2016

Person Details for Lettie Elizabeth Foster Minnig Cook, "Idaho, Southern Counties Obituaries, 1943-2013" — FamilySearch.org

Lettie Elizabeth Foster Minnig Cook[Review Attachments](#)[View in Family Tree](#)

Idaho, Southern Counties Obituaries

Deceased

Name

Lettie Elizabeth Foster Minnig Cook

Event Type

Obituary

Event Date

1978

Event Place

Pocatello, Bannock, Idaho, United States

Gender

Female

Age

71

Relationship to Deceased

Deceased

Birth Date

21 May 1907

Birthplace

Soda Springs, Idaho, United States

Death Date

24 Aug 1978

Death Place

Montpelier, Idaho, United States

Spouse and Children

Edward Minnig

Husband

Male

Eldon W Cook

Husband

Male

Edward Eugene Minnig

Son

Male

Mrs Laree Bergholm

Daughter

Female

Shirl E Cook

Son

Male

Edward C Cook

Son

Male

Mrs Zelda Evans

Daughter

Female

Parents and Siblings

Charles Elon Foster

Father

Male

Susan Janet Monroe Foster

Mother

Female

William Floyd Foster

Brother

Male

CITING THIS RECORD

"Idaho, Southern Counties Obituaries, 1943-2013," database with images, *FamilySearch* (<https://familysearch.org/ark:/61903/1:1:QVS8-THYW> : accessed 17 March 2016), Lettie Elizabeth Foster Minnig Cook, 1978; Blackfoot Idaho Family History Center, Blackfoot.

IDAHO, SOUTHERN COUNTIES OBITUARIES, 1943-2013

Digital Folder Number 100464031

Image Number 01922

CITING THIS RECORD

"Idaho, Southern Counties Obituaries, 1943-2013," database with Images, *FamilySearch*

INDEXED

177888

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

Attorney for: Petitioner

BEAR LAKE COUNTY RECORDER
JOAN P. EGGAN

2001 MAR 19 PM 1 24
Cindy Jean \$9.00
DEPUTY FEE

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

IN THE MATTER OF THE ESTATE

OF

EDWARD EUGENE MINNIG

Deceased.

Case No. SP01-1659

AMENDED
DECREE VESTING ESTATE IN
SURVIVING SPOUSE

UPON consideration of the Petition for Summary Administration of Estate in which Surviving Spouse is Sole Beneficiary filed by Daphne Jean Minnig, on the 5th day of January, 2000, the Court finds that:

1. The facts set forth in the petition are true.
2. The required notice has been given or waived.
3. The decedent, Edward Eugene Minnig, died on the 30th day of December, 2000, domiciled in Caribou County.
4. Venue is proper.
5. The decedent and Daphne Jean Minnig were duly married on the 29th day of October, 1950, at Nounan, Idaho, and remained married until the date of

177888

decedent's death.

6. The surviving spouse, Daphne Jean Minnig, is the sole heir or devisee of the decedent.
7. The decedent died testate, leaving a will dated the 1st day of June, 1992. The will was validly executed and is the last will of the decedent.
8. The schedule of property attached to this Decree is a full and complete inventory of the property owned by the decedent and properly characterizes the property as community or separate property.

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

1. Daphne Jean Minnig is the surviving spouse of the decedent and is the sole heir or devisee of the decedent.
2. The property of the decedent described in the schedule attached to this Decree is hereby vested in and distributed to Daphne Jean Minnig, free and clear of all right, title, claim or demand of any person or persons claiming or attempting to claim under the estate of the decedent as heir, devisee, or otherwise, except as a proper creditor.
3. The surviving spouse shall assume and be liable for any and all indebtedness that might be a claim against the estate of the decedent.
4. There shall be no administration of the estate of the decedent.
5. There was an error as to the legal description contained in Exhibit A to the Decree Vesting Estate in Surviving Spouse signed by this court on February 7, 2001, and recorded in the office of the County Recorder of Bear Lake County, Idaho, under instrument No. 177676, which this amended Decree is intended to correct.

DATED: This 12 day of March, 2001.

STATE OF IDAHO } ss.
COUNTY OF CARIBOU }

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

IN WITNESS THEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE OFFICIAL SEAL OF THIS OFFICE AT SODA SPRING 5, IDAHO, THIS 13 DAY OF March 20 01.

Erin M. Hill
Clerk of the District Court
Debra L. Dunsen
Deputy Clerk

[Signature]
MAGISTRATE

177888

SCHEDULE OF ESTATE PROPERTY

1. All personal property of the decedent.
2. The following described real property located in Bear Lake County, Idaho, and more specifically described as follows:

Township 10 South, Range 42 East, B.M., Bear Lake County, Idaho:

Section 4: SWSE; SE $\frac{1}{4}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$;
Section 5: SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Section 8: NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Section 9: NW $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$; W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$.

178531

STATE OF IDAHO	
County of Bear Lake	
Date	MAY 30, 2001
Time	10:00 A.M.
Deputy	Cindy Egan
Clerk	Joan R. Egan
Fees	\$ 3.00

WARRANTY DEED

FOR VALUE RECEIVED

Daphne Jean Minnig, a widow, residing at 1000 Eight Mile Road, Soda Springs, Caribou County, Idaho, Grantor, does hereby grant, bargain, sell and convey unto Eight Mile Ranch, L.L.C., an Idaho Limited Liability Company, whose address is 1501 Eight Mile, Soda Springs, Caribou County, Idaho, Grantee, the following described premises located in Bear Lake County, Idaho and more fully described as follows:

Township 10 South, Range 42 East, B.M., Bear Lake County, Idaho:

- Section 4: SW $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$;
- Section 5: SE $\frac{1}{4}$ SE $\frac{1}{4}$;
- Section 8: NE $\frac{1}{4}$ NE $\frac{1}{4}$;
- Section 9: NW $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$; W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$.

Together with all water rights and mineral rights appurtenant to said property which seller may own.

SUBJECT TO all easements and rights of way of record.

FURTHER SUBJECT TO a life estate in the residential home located on the above described property, and the curtilage located adjacent there to, that being the property within the fence surrounding the residential home, together with a life estate in any culinary and domestic water supply for said property used as a residential home. Said life estate is reserved to the Grantor who shall have the right to continue to reside in the home and upon the curtilage during the balance of her life so long as used for her personal residence.

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

DATED: This 29 day of May, 2001.

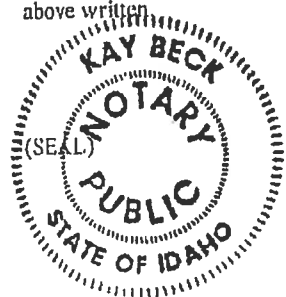
GRANTOR:

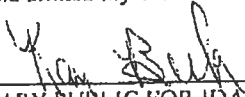
 DAPHNE JEAN MINNIG

STATE OF IDAHO)
) ss
 County of Bear Lake)

On this 29 day of May, 2001, before me, the undersigned Notary Public, personally appeared Daphne Jean Minnig, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

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




 NOTARY PUBLIC FOR IDAHO
 Residing at Bozeman
 Comm. Expires: 12-01-2006

Sam V. Tunks, Clerk.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BEAR LAKE.

MAYLAN C. LARNEY and EDNA L. LARNEY, husband and wife,

Plaintiffs

vs

ALL UNKNOWN HEIRS AND UNKNOWN DEVISEES OF PATRICK W. GALLAGHER, deceased, formerly a bachelor;

JOHN D. WOODALL, a widower, also known as J. D. Woodall;

ALL UNKNOWN HEIRS AND UNKNOWN DEVISEES OF AMELIA WOODALL, deceased, formerly the wife of John D. Woodall;

ALL UNKNOWN HEIRS AND UNKNOWN DEVISEES OF DEMAS A. WOODALL, deceased;

ALL UNKNOWN HEIRS AND UNKNOWN DEVISEES OF BELLE W. WOODALL, deceased formerly the wife of DEMAS A. WOODALL, deceased;

ALL UNKNOWN HEIRS AND UNKNOWN DEVISEES OF A. VIELE, deceased;

ALL UNKNOWN OWNERS OF TWO CERTAIN MORTGAGES EXECUTED BY JOHN WOODALL AND AMELIA WOODALL, his wife, DEMAS A. WOODALL and BELLE WOODALL, his wife, and PATRICK W. GALLAGHER, A SINGLE MAN TO A. VIELE, dated June 3, 1908, and recorded April 27 1909, in Book 9 of Mortgages at page 38 of the Records of Bear Lake County, Idaho, and dated June 3, 1908, and recorded June 19, 1908, in Book 9 of Mortgages at page 21, records of Bear Lake County, Idaho, respectively;

ALL UNKNOWN HEIRS AND UNKNOWN DEVISEES OF D. W. CHURCH, TRUSTEE, Deceased;

ALL UNKNOWN OWNERS OF THAT CERTAIN MORTGAGE EXECUTED BY JOHN D. WOODALL AND AMELIA WOODALL, his wife, to D. W. CHURCH, TRUSTEE, dated April 20, 1911, and recorded May 12, 1911 in Book 7 of Mortgages at page 575, records of Bear Lake County, Idaho;

ALL UNKNOWN OWNERS OF THAT CERTAIN MORTGAGE EXECUTED BY J. D. WOODALL AND AMELIA WOODALL, HIS WIFE TO PECK ENRIGHT COMPANY, LIMITED, formerly a corporation, dated December 24, 1903, and recorded February 1, 1940, in Book 6 of Mortgages at page 432 records of Bear Lake County, Idaho.

ALL UNKNOWN OWNERS OF THE FOLLOWING DESCRIBED LAND, LOCATED IN BEAR LAKE COUNTY, IDAHO, to wit:

The Southeast quarter of Northeast quarter of Section eight; the Southwest quarter of Northwest quarter; the West half of Southwest Quarter of Section 9; the Southwest quarter of Northwest Quarter of Section 16; the Southeast quarter of Northeast quarter of Section 17, all in Township 10 South of Range 42 East of the Boise Meridian; the Southeast Quarter of Southwest Quarter; the South half of Southeast quarter of Section 9; the North half of the North half and the Southeast quarter of Northwest quarter and the West half of the Southwest quarter of Section 16; the East half of the Southeast quarter of Section 17; the East half of the Northeast quarter; the Southwest quarter of Northeast quarter; the Northwest quarter of Southeast quarter, and the Southwest Quarter of Section 20, all in Township 10 South of Range 42 East of the Boise Meridian;

Together with all water rights of every kind and nature, however evidenced, used on said premises or belonging to the same or appurtenant thereto.

Together with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Defendants

D E C R E E

This cause came on regularly on for trial before the court sitting without a jury at chambers on the third day of May, 1946, Merrill and Merrill, attorneys at law of Pocatello, Idaho, appeared for and on behalf of the plaintiffs, and no one appeared for and on behalf of the defendants, or any of them; and

It appearing to the court that the defendants and each of them were duly and regularly served with summons; that they and each of them failed to appear or plead to plaintiff's complaint on file herein within the time allowed by law or at all; and

It further appearing to the court that so far as can be ascertained none of the defendants are in the Military or Naval Service of the United States of America within the purview of the Soldiers' and Sailors' Civil Relief Act of 1940; and

It further appearing to the court that the court has heretofore ordered default judgment to be entered against all of the defendants, and each of them, for failing to appear and plead to plaintiffs' complaint within the time allowed by law, or at all, and that said default judgment has been duly and regularly entered.

Evidence both oral and documentary in support of plaintiffs' complaint was introduced and the court being fully advised in the premises finds that all of the material allegations

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of plaintiffs' complaint are true and correct, and particularly finds that the plaintiffs and their predecessors in interest have for more than twenty-five years, last past, been in actual open, notorious and adverse possession under color of title, and claim of right to the real estate hereinafter described, and that during said period the said plaintiffs and their predecessors in interest have paid all taxes of every kind levied and assessed against the real estate hereinafter described, and further finds that two certain mortgages executed by John Wooddall and Amelia Wooddall, his wife and Demas A. Wooddall and Belle Wooddall, his wife, and Patrick W. Gallagher, a single man to A. Viels, dated June 3, 1908, and recorded April 27, 1909 in Book 6 of Mortgages at page 38 of the records of Bear Lake County, Idaho, and the one dated June 3, 1908, and recorded June 19, 1908 in Book 9 of Mortgages at page 21, records of Bear Lake County, Idaho, and that certain mortgage executed by John D. Wooddall and Amelia Wooddall his wife to D. W. Church, trustee, dated April 20, 1911, and recorded May 18, 1911 in Book 7 of Mortgages at page 575, records of Bear Lake County, Idaho, and that certain mortgage executed by J. D. Wooddall and Amelia Wooddall, his wife to Peck Enright Company, Limited, formerly a corporation, dated December 24, 1903, and recorded February 1, 1904 in Book 6 of Mortgages at page 439 records of Bear Lake County, Idaho, and covering a portion of the property hereinafter described have been fully paid, and the plaintiffs are entitled to a decree quieting title to the lands hereinafter described and to the relief prayed for in their complaint.

NOW, THEREFORE, by reason of the law and the premises, and upon motion of Merrill & Merrill, attorneys for the plaintiffs,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the plaintiffs MAXLAN C. LAKEY and EDNA L. LAKEY, husband and wife, were at the commencement of this action, and now are the owners absolutely in fee simple of the premises hereinafter described, and that their right, title and interest in and to the said premises as owners in fee simple is hereby declared and adjudged;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendants:

All Unknown heirs and unknown devisees of Patrick W. Gallagher, deceased, formerly a bachelor;
John D. Wooddall, a widower, also known as J. D. Wooddall;
All unknown heirs and unknown devisees of Amelia Wooddall, deceased, formerly the wife of John D. Wooddall;
All unknown heirs and unknown devisees of Demas A. Wooddall, deceased;
All unknown heirs and unknown devisees of Belle M. Wooddall deceased formerly the wife of Demas A. Wooddall, deceased;
All unknown heirs and unknown devisees of A. Viels, deceased;
All unknown owners of two certain mortgages executed by John Wooddall and Amelia Wooddall, his wife, Demas A. Wooddall and Belle Wooddall, his wife, and Patrick W. Gallagher, a single man to A. Viels, dated June 3, 1908, and recorded April 27, 1909, in Book 9 of Mortgages at page 38 of the records of Bear Lake County, Idaho, and dated June 3, 1908 and recorded June 19, 1908 in Book 9 of Mortgages at page 21 records of Bear Lake County, Idaho, respectively;
All unknown heirs and unknown devisees of D. W. Church, trustee, deceased;
All unknown owners of that certain mortgage executed by John D. Wooddall and Amelia Wooddall, his wife, to D. W. Church, trustee, dated April 20, 1911, and recorded May 18, 1911 in Book 7 of Mortgages at page 575, records of Bear Lake County, Idaho;
All unknown owners of that certain mortgage executed by J. D. Wooddall and Amelia Wooddall, his wife to Peck Enright Company, Limited, formerly a corporation, dated December 24, 1903, and recorded February 1, 1904 in Book 6 of Mortgages at page 439 records of Bear Lake County, Idaho, and
All "Unknown Owners" of the land hereinafter described and all persons claiming from or under them, or any of them, be, and they are forever barred from any and all claims, right, title and interest in and to said land and premises, or liens thereon, or any portion thereof;

That the real estate affected by this Decree and to which title is hereby quieted in the plaintiffs is located in Bear Lake County, State of Idaho, and particularly described as follows, to-wit:

The Southeast quarter of Northeast quarter of Section eight; the Southwest quarter of Northwest quarter; the West half of Southwest quarter of Section 9; the Southwest quarter of Northwest Quarter of Section 18; The Southeast quarter of Northeast Quarter of Section 17, all in Township 10 South of Range 42 East of the Boise Meridian; the Southeast Quarter of Southwest Quarter; the South half of Southeast Quarter of Section 9; the North half of the North half and the Southeast Quarter of Northwest quarter and the west half of the Southwest quarter of Section 18; the East half of the Southeast quarter of Section 17; the East half of the Northeast Quarter; the Southwest quarter of Northeast quarter; the Northwest quarter of Southeast quarter, and the Southwest quarter of Section 20 all in Township 10 South of Range 42 East of the Boise Meridian.

Together with all water rights of every kind and nature, however evidence, used on said premises or belonging to the same or appurtenant thereto.
Together with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Dated this third day of May, 1908.

L. E. Glennon
District Judge.

Filed: May 6, 1908.
Sam V. Tunks, Clerk.

shall, on this or any other day, and on the day of the production of the same, deliver to the Original Owner, one-sixteenth (1/16) royalty interest above referred to shall be delivered free of cost to the Original Owner, at the wells or mines or to the credit of Original Owner, in pipe lines or storage provided by the Original Owner. It is expressly understood that the Grantee shall never be required or under any covenant or obligation, either express or implied, to drill or operate on said lands or any part thereof for the discovery of, or production of oil, gas and other minerals, and that all drilling operations and developments for oil, gas and other minerals, before and after discovery, shall be solely at the Grantee's option and election, and that any wells or mines discovered or drilled by the Grantee may be abandoned or operated by him at any time at his election or discretion; provided that, before Original Owner's royalty shall be calculated and determined, all oil, gas and other minerals used for light, heat and operations by the Grantee and any taxes against the production shall be first deducted.

Grantor further agrees that the Grantee shall have the right at any time to redeem for the Grantor or their heirs, executors and assigns, by payment, and note, deed of trust, taxes, judgments or other liens on the above described land in the event of default of payment by Grantor and be subrogated to the rights of the holder or holders thereof.

The rights and interests herein granted, created and reserved shall extend to the respective heirs, executors, administrators, successors and assigns of the parties hereto, it being agreed that the Original Owner, shall not be required to join in or ratify any oil and gas mining lease which the Grantee may grant by virtue of his ownership hereunder and that Original Owner, shall be entitled to none of the bonus money hereafter; it being further understood that any change of ownership of the one-sixteenth (1/16) royalty belonging to the Original Owner, whether effected by conveyance will, partition or otherwise, shall entitle the respective owners only to their proportionate part of said royalty, and that the Grantee shall not be responsible for the payments or delivery of said royalty to any new owners unless and until he shall be furnished with the instrument of transfer or duly certified copy thereof.

TO HAVE AND TO HOLD the above described property, rights, interests and privileges, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said Grantee, his heirs, executors, administrators and assigns forever.

WITNESS our hands this 9th day of October, 1948.

R. W. Slemaker

Ruth Slemaker

STATE OF OKLAHOMA)
COUNTY OF TULSA) SS

IT IS REMEMBERED, That on this 8th day of October A.D. 1948, before me, a Notary Public, in and for said County and State personally appeared R. W. Slemaker and Ruth Slemaker, his wife to me known to be the identical persons described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed for the uses and purposes therein set forth.

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

(SEAL)

L. D. Chilton, Notary Public
309 Daniel Bldg., Tulsa, Okla.

My commission expires May 14, 1951.

Recorded at the request of S. W. Herndon; Nov. 6, 1948 10:00 A.M.: Book 42 of Deeds at page 238.

By _____ Deputy
Fees: \$2.40

No. 61678

WARRA TX 11-12

This Indenture, Made this Eighteenth (18th) day of April in the year of our Lord One Thousand Nine Hundred and Forty-six, between Maylan C. Lakey and Edna L. Lakey, his wife of Soda Springs, County of Caribou, State of Idaho the parties of the first part, and Lorin Hogan of Grace, County of Bennecko, 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 Twenty-three thousand eight hundred and No/100ths 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 those certain lots, pieces or parcels of land situate, lying and being in the County of Bear Lake, State of Idaho, bounded and more particularly described as follows, to-wit:

Southeast quarter of the Northeast quarter of Section eight (8); Southwest quarter of the Northwest quarter, West half of the Southwest quarter, Southeast quarter of the Southwest quarter and the South half of the Southeast quarter of Section Nine (9); the North half of the North half, South half of the Northwest quarter, West half of the Southwest quarter of Section Sixteen (16); Southeast quarter of the Northeast quarter,

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Page 239

Book 42 Page 240

and the East half of the Southeast quarter of Section Seventeen (17); Northeast quarter of the Northeast quarter, South half of the Northeast quarter, Northwest quarter of the Southeast quarter and the Southwest quarter of Section Twenty (20) ALL IN TOWNSHIP TEN (10) SOUTH OF RANGE FORTY-TWO (42) East of the Boise Meridian, in Bear Lake County, State of Idaho, TOGETHER WITH ALL DITCH AND WATER RIGHTS OF EVERY NATURE AND KIND, HOWEVER EVIDENCED, USED ON SAID LANDS OR APPERTAINING OR BELONGING TO THE SAME: (1040 acres according to the Government Survey) Subject to taxes for the Year 1946 and subsequent years.

\$26.40 Cancelled Documentary Stamps affixed

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

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

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

signed, Sealed and Delivered in the Presence of

S. E. Matthews

Maylan C. Lakey

Edna L. Lakey

STATE OF IDAHO

County of Caribou,

} SS.

On this 13th day of May in the year 1946, before me, S. E. Matthews a Notary Public in and for said County and State, personally appeared Maylan C. Lakey and Edna L. Lakey, his wife (Edna L. Lakey being sometimes known and referred to as Edna Lakey), known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

S. E. Matthews

Notary Public

Residence Soda Springs, Idaho

(SEAL)

My Commission Expires; Aug, 1st, 1946

Recorded at the request of John B. Hoge; 10:30 A.M. Nov. 8, 1948; Book 42 of Deeds at page 239.

By Deputy
Fees: \$1.40

No. 61879 ✓

WARRANTY DEED

THIS INSTRUMENT, Made this sixth day of November in the year of our Lord One Thousand Nine Hundred and forty-eight, between Lorin Hogan and Bernice L. Hogan, his wife of Grace, County of Bannock, State of Idaho the parties of the first part, and Guy Harris of Grace, 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 Twenty-five thousand and No/100ths 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 those certain lots, pieces or parcels of land situate, lying and being in the County of Bear Lake, State of Idaho, bounded and more particularly described as follows, to-wit:

Southeast quarter of the Northeast quarter of Section Eight (8); Southwest quarter of the Northwest quarter, West half of the Southwest quarter, Southeast quarter of the Southwest quarter and the South half of the Southeast quarter of Section Nine (9); The North half of the North half, South half of the Northwest quarter, West half of the Southwest quarter, of Section Sixteen (16); Southeast quarter of the Northeast quarter, and the East half of the Southeast quarter of Section Seventeen (17); Northeast quarter of the Northeast quarter, South half of the Northeast quarter, Northwest quarter of the Southeast quarter and the Southwest quarter of Section Twenty (20) ALL IN TOWNSHIP TEN (10) SOUTH OF RANGE FORTY-TWO (42) EAST OF THE BOISE MERIDIAN, in Bear Lake County, State of Idaho, Together WITH ALL DITCH AND WATER RIGHTS OF EVERY NATURE AND KIND, HOWEVER EVIDENCED, USED ON SAID LANDS OR APPERTAINING OR BELONGING TO THE SAME: (1040 acres according to the Government Survey) Subject only to taxes for the year 1949 and subsequent years.

\$27.50 Cancelled Documentary Stamps affixed

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

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

(10) SOUTH OF RANGE FORTY-TWO (42) EAST OF THE BOISE MERIDIAN, in Bear Lake County, State of Idaho, TOGETHER WITH ALL DITCH AND WATER RIGHTS OF EVERY NATURE AND KIND, HOWEVER EVIDENCED, USED ON SAID LANDS OR APPERTAINING OR BELONGING TO THE SAME: (1040 acres according to the Government Survey) Subject to taxes for the Year 1945 and subsequent years.

\$25.40 Cancelled Documentary Stamps affixed

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

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

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

signed, Sealed and Delivered in the Presence of

S. E. Matthews

Maylan C. Lakey

Edna L. Lakey

STATE OF IDAHO }
County of Caribou, } ss.

On this 15th day of May in the year 1946, before me, S. E. Matthews a Notary Public in and for said County and State, personally appeared Maylan C. Lakey and Edna L. Lakey, his wife (Edna L. Lakey being sometimes known and referred to as Edna Lakey), 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, this day and year in this certificate first above written.

S. E. Matthews

Notary Public

Residence Soda Springs, Idaho

(S.E.M.)

My Commission Expires; Aug, 1st, 1948

Recorded at the request of John E. Hoge; 10:30 A.M. Nov. 5, 1948; Book 42 of Deeds at Page 239.

By _____ Deputy
Fee: \$1.40

No. 31679

WARRANTY DEED

THIS INSTRUMENT, made this sixth day of November in the year of our Lord One Thousand Nine Hundred and Forty-eight, between Lorin Hogan and Bernaine L. Hogan, his wife of Grace, County of Bannock, State of Idaho the parties of the first part, and Guy Harris of Grace, 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 Twenty-five thousand and No/100ths 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 those certain lots, pieces or parcels of land situated, lying and being in the County of Bear Lake, State of Idaho, bounded and more particularly described as follows, to-wit:

Southeast quarter of the Northeast quarter of Section Eight (8); Southwest quarter of the Northwest quarter, West half of the Southwest quarter, Southeast quarter of the Southwest quarter and the South half of the Southeast quarter of Section Nine (9); The North half of the North half, South half of the Northwest quarter, West half of the Southwest quarter of Section Sixteen (16); Southeast quarter of the Northeast quarter, and the East half of the Southeast quarter of Section Seventeen (17); Northeast quarter of the Northeast quarter, South half of the Northeast quarter, Northwest quarter of the Southeast quarter and the Southwest quarter of Section Twenty (20) ALL IN TWOKSHIP TEN (10) SOUTH OF RANGE FORTY-TWO (42) EAST OF THE BOISE MERIDIAN, in Bear Lake County, State of Idaho, Together WITH ALL DITCH AND WATER RIGHTS OF EVERY NATURE AND KIND, HOWEVER EVIDENCED, USED ON SAID LANDS OR APPERTAINING OR BELONGING TO THE SAME: (1040 acres according to the Government Survey) Subject only to taxes for the year 1949 and subsequent years.

\$27.40 Cancelled Documentary Stamps affixed

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

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

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

Signed, Sealed and Delivered in the Presence of

S. E. Matthews

Lorin Hogan

Bernice L. Hogan

STATE OF IDAHO }
COUNTY OF CARIBOU } ss.

On this 8th day of November in the year 1948, before me, S. E. Matthews, Notary Public in and for said County and State, personally appeared Lorin Hogan and Bernice L. Hogan, his wife known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

(SEAL)

S. E. Matthews

Notary Public.

Residence Soda Springs, Idaho

My Com. Expires: July 28th, 1952.

Recorded at the request of John B. Hoge; 10:40 A.M. Nov. 8, 1948; Book 42 of Deeds at page 240.

By [Signature] Deputy
Fee: \$1.40

No. 81821 - - - - - WARRANTY DEED - - - - - SC 10-A-429

THIS INDENTURE made this 21st day of October, 1948, between HOME OWNERS' LOAN CORPORATION, a corporate instrumentality of the United States of America, party of the first part, and Carl W. Seewer and Lydia Seewer, husband and wife parties of the second part, WITNESSETH:

That the said party of the first part, for and in consideration of the sum of TEN DOLLARS (\$10.00), and other good and valuable consideration to it in hand paid, the receipt whereof is hereby acknowledged, has granted, bargained, and sold, and by these presents does grant, bargain, sell, convey, and confirm unto the said parties of the second part, and to their heirs and assigns forever all the following described real estate situated in Bear Lake County, State of Idaho, to-wit:

Lot Five (5), Block One (1) Jones' addition to the town of Montpallier, according to the official plat thereof on file and of record in the office of the County Recorder of Bear Lake County, Idaho.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues, and profits thereof, and all estate, right, title, and interest in and to the said property, as well in law as in equity, of the said party of the first part, free and clear of all encumbrances except:

- (a) Covenants, conditions restrictions, reservations, easements, rights and rights of way of record;
- (b) Liens, charges, and encumbrances made, created, suffered, or assumed by parties of the second part pursuant to the terms and conditions of that certain land contract for the purchase of the above-described property from party of the first part, which said contract is dated August 21st, 1943;
- (c) All taxes, assessments, and special-improvement assessments of every kind or nature now or hereafter levied against said property or any part thereof;
- (d) Any state of facts which an accurate survey would show; and
- (e) The operations and effect of any zoning, or other laws, ordinances, or regulations of any kind.

TO HAVE AND TO HOLD, All the singular, the above-mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever. And, subject to the foregoing exceptions, the said party of the first part, and its successors, 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 its successors, and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the party of the first part has caused its corporate name to be hereunto subscribed, and its corporate seal to be hereunto affixed, the day and year first above written.

(SEAL)

HOME OWNERS' LOAN CORPORATION

BY H. A. Bechtel, Assistant Treasurer

STATE OF NEW YORK }
COUNTY OF NEW YORK } ss.

On October 22, 1948, before me, Emma N. Martin (Richter) a Notary Public in and for the County and State aforesaid, personally appeared H. A. Bechtel known to me to be the person who executed the above instrument on behalf of HOME OWNERS' LOAN CORPORATION, a corporate instrumentality of the UNITED STATES OF AMERICA, and acknowledged to me that such corporation executed the same.

Warranty Deed

THIS INDENTURE, Made this 21st day of January, 1911, of our Lord One Thousand Nine Hundred and Seventy-six, between
G. Harris and Cora C. Harris, husband and wife,
Grace, County of Caribou, State of Idaho,

Witness the first part, and
McGee Harris and Janet G. Harris, husband and wife,
County of Caribou, State of Idaho,

of the second part:
WITNESSETH that the said parties of the first part, for and in consideration of

Love and affection and as a Gift in hand paid by the said parties of the second part to them
do by these presents, Grant, Bargain, Sell and Convey unto the said parties of the second part, and to their heirs
all and singular the right and title therein and therein contained

of land situate, lying and being in the County of Bear Lake, State of Idaho, and more particularly described as follows, to-wit:

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

- Section 8: SE $\frac{1}{4}$ SE $\frac{1}{4}$.
- Section 9: S $\frac{1}{2}$ SE $\frac{1}{4}$.
- Section 16: N $\frac{1}{2}$ NE $\frac{1}{4}$.

Together with all and singular the rights and appurtenances in anywise by law in anywise connected with the premises, unto the said parties of the second part, their heirs and assigns forever.

TO HAVE AND TO HOLD unto the said parties of the second part, their heirs and assigns forever, unto the said parties of the first part, and to their heirs and assigns forever, unto the said parties of the first part, and to their heirs and assigns forever, unto the said parties of the first part, and to their heirs and assigns forever.

IN WITNESS WHEREOF, the said parties of the first part, have hereunto set their hands and seals, at the County of Caribou, State of Idaho, this 21st day of January, 1911.

WARRANTY DEED

THE STATE OF IDAHO

C. Mc Gee Harris and Janet G. Harris, husband and wife.

and January 21, 1977

STATE OF IDAHO,
County of Bear Lake.

Shirley C. Harris, single, do hereby certify that the foregoing is a true and correct copy of the original of

Caribou title bearing

of 25 acres more or less

about P. M. 1977

of January 21, 1977

in my office and duly recorded in my office

of the records of said county.

Retty Wallentine

By *[Signature]* Notary Public

Fee \$ 2.00

SEE REMARKS ON REVERSE PAGE

Idaho and P. M. 1977
Soda Springs, Idaho
My commission expires August 14, 1977.

[Signature]

above written.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at Soda Springs, Idaho, this 21st day of January, 1977.

be the persons who, no one are subscribed to the within instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed.

Guy Harris and Cora C. Harris, husband and wife,

On this 21st day of January, 1977, at Soda Springs, Idaho, I, Notary Public, in and to said County, do hereby certify that the foregoing is a true and correct copy of the original of said instrument.

STATE OF IDAHO,
County of Caribou.

160255

(INDEXED)

WARRANTY DEED

STATE OF IDAHO	
County of Bear Lake	
Date	10-25-94
Time	11:35 A.M.
Deputy	Cinda Swan
Clerk	Joan P. Eborn
Fee	\$16.00

THIS INDENTURE, Made this 24th day of October, 1994, between CORA C. HARRIS, individually and as surviving spouse of Guy Harris, deceased, of Grace, Caribou County, Idaho, hereinafter called First Party, and ROBERT C. HARRIS AND RUTH C. HARRIS, husband and wife, and C. MCGEE HARRIS AND JANET G. HARRIS, husband and wife, of 1501 Eight Mile Creek Road, Soda Springs, Caribou County, Idaho, 83276, hereinafter called Second Party:

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

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

Section 8: S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$.

Section 9: Beginning at a point 1050 feet East of the Southwest corner of said Section 9, and running
thence North 100 feet;
thence East 230 feet, more or less, to a County Road;
thence Southerly along said County Road to a point
220 feet, more or less, East of the point of
beginning;
thence West 220 feet, to the point of beginning.

Section 16: S $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$.

Section 17: All.

Section 20: SW $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$,
EXCEPT THEREFROM, Beginning at the Southwest corner
of said Section 20, and running
thence North 800 feet;
thence East 460 feet;
thence North 57° East 86.454 feet;
thence North 39°30' East 900 feet;
thence North 66°45' East 1200 feet;
thence North 87°45' East 530 feet, more or less, to
a County Road;
thence South 3°50' East 750 feet along said County
Road;
thence West 130 feet, more or less, to the Northeast
corner of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 20;
thence South 1320 feet, more or less, to the South
Quarter corner of said Section 20;
thence West 2640 feet, more or less,
to the point of beginning.

SCANNED

SEP 26 2017

160255

ALSO, EXCEPT from Sections 16, 17 and 20, all land heretofore decd for road rights of way.

RESERVING to the said Party of the First Party, a life estate in and to said premises for the remainder of her natural life.

TOGETHER with all water and water rights appertenant thereto.

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

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

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

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

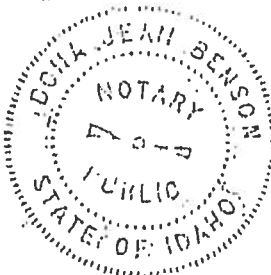
Cora C. Harris
CORA C. HARRIS

STATE OF IDAHO)
: ss.

County of Caribou)

On this 24th day of October, 1994, before me the undersigned, a Notary Public in and for said County and State, personally appeared CORA C. HARRIS, a widow, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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.



Donna Jean Benson
NOTARY PUBLIC for the State of Idaho
Residing at: Soda Springs, Idaho
Commission expires: 8/15/97.

160562

STATE OF IDAHO	
County of Bear Lake	
Date	12-14-94
Time	10:40 AM
Deputy	CHIEF CLERK
Clerk	Joan P. Eborn
Fee	\$6.00

WARRANTY DEED

THIS INDENTURE, Made this 24th day of October, 1994, between ROBERT C. HARRIS AND RUTH C. HARRIS, husband and wife, of Grace, Caribou County, Idaho, hereinafter called First Party, and C. McGEE HARRIS AND JANET G. HARRIS, husband and wife, of 1501 Eight Mile Creek Road, Soda Springs, Caribou County, Idaho, 83276, hereinafter called Second Party;

WITNESSETH: That the said First Party, for and in consideration of the sum of TEN DOLLARS and the exchange of property of like value, does by these presents, Grant, Bargain, Sell and Convey and Confirm unto said Second Party, and to said Second Party's heirs and assigns forever: All that certain lot, piece or parcel of land situate, lying and being in the County of Bear Lake, State of Idaho, more particularly described as follows, to-wit:

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

Section 8: SWNW, SW, SWNW, SWSE.

Section 9: Beginning at a point 1050 feet East of the Southwest corner of said Section 9, and running
thence North 100 feet;
thence East 230 feet, more or less, to a County Road;
thence Southerly along said County Road to a point
220 feet, more or less, East of the point of
beginning;
thence West 220 feet, to the point of beginning.

Section 16: SWNW, WSW.

Section 17: All.

Section 20: SW, NW, NE, NWSE.
EXCEPT THEREFROM, Beginning at the Southwest corner of said Section 20, and running
thence North 800 feet;
thence East 460 feet;
thence North 57° East 86.454 feet;
thence North 39°30' East 900 feet;
thence North 66°45' East 1200 feet;
thence North 87°45' East 530 feet, more or less, to
a County Road;
thence South 3°50' East 750 feet along said County
Road;
thence West 130 feet, more or less, to the Northeast
corner of SEWSW of said Section 20;
thence South 1320 feet, more or less, to the South
Quarter corner of said Section 20;

160562

thence West 2640 feet, more or less,
to the point of beginning.

ALSO, EXCEPT from Sections 16, 17 and 20, all land
heretofore deed for road rights of way.

SUBJECT to the Life Estate of Cora C. Harris, a widow.?

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

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

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

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

Robert C. Harris
ROBERT C. HARRIS

Ruth C. Harris
RUTH C. HARRIS

STATE OF IDAHO)

County of Caribou : ss.

On this 18th day of Nov., 1994, before me the
undersigned, a Notary Public in and for said County and State,
personally appeared ROBERT C. HARRIS AND RUTH C. HARRIS, 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.



Donat Jean Benson
NOTARY PUBLIC for the State of Idaho
Residing at: Soda Springs, Idaho
Commission expires: 8/15/97.

WARRANTY DEED

FOR VALUE RECEIVED, C. McGEE HARRIS and JANET G. HARRIS, husband and wife, whose address is 1501 Eight Mile Creek Road, Soda Springs, Idaho (hereinafter "Grantor") does hereby grant, bargain, sell and convey unto EIGHT MILE RANCH, L.L.C., whose current address is 1501 Eight Mile Creek Road, Soda Springs, Idaho 83276 (hereinafter "Grantee"), its successors and assigns forever, the following described premises in Bear Lake County, Idaho, to-wit:

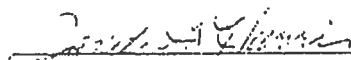
SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED
BY REFERENCE.

TO HAVE AND TO HOLD the said premises, with their appurtenances, including all gas, oil and mineral rights.

Grantors do hereby covenant that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, easements or claims of easement not shown by the public records, use restrictions and building and zoning regulations and ordinances of any governmental unit, and that they will warrant and defend the same from all lawful claims.

DATED this 1st day of February, 2001.


C. McGEE HARRIS


JANET G. HARRIS

WARRANTY DEED - 1

2001 APR 11 AM 10 42
DEPUTY
FEE \$18.00

BEAR LAKE COUNTY REC. CLERK
JANET E. BORN

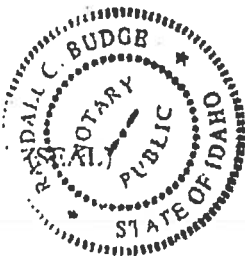
178095

178095

STATE OF IDAHO)
 : ss
County of Bannock)

On this 1st day of February, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared C. McGee Harris and Janet G. Harris, known to me to be the persons whose names are subscribed to the foregoing and acknowledged to me that they executed the same.

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



Randall C. Budge
NOTARY PUBLIC FOR IDAHO
Residing at Pocatello.
My Commission Expires 10/11/2006

EXHIBIT A

TOWNSHIP 10 SOUTH, RANGE 42 EAST OF THE BOISE MERIDIAN:

- Section 1: S $\frac{1}{4}$.
 Section 2: E $\frac{1}{4}$ SE $\frac{1}{4}$.
 Section 3: S $\frac{1}{4}$ S $\frac{1}{4}$.
 Section 4: SE $\frac{1}{4}$ SE $\frac{1}{4}$.
 Section 8: SE $\frac{1}{4}$; SW $\frac{1}{4}$; S $\frac{1}{4}$ NW $\frac{1}{4}$; S $\frac{1}{4}$ NE $\frac{1}{4}$.
 Section 9: E $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; S $\frac{1}{4}$ SE $\frac{1}{4}$.
 Section 10: ALL.
 Section 11: W $\frac{1}{4}$.
 Section 13: ALL.
 Section 15: E $\frac{1}{4}$; NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$.
 Section 16: N $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{4}$ SW $\frac{1}{4}$.

ALSO the following described tract of land located in Sections 11, 12 and 14, Township 10 South, Range 42 East of the Boise Meridian, and in Sections 6 and 7, Township 10 South, Range 43 East of the Boise Meridian, more particularly described as follows:

Beginning at the Southwest Corner of Section 14, and running thence East 1240 feet; thence North 34° East 7200 feet, more or less, to a County Road; thence West 400 feet; thence North 550 feet; thence East 200 feet, more or less, to the County Road; thence Northwesterly along said County Road 1840 feet; thence South 85° East 2500 feet, more or less, to the Easterly Right-of-Way line of the Union Pacific Railroad; thence Southeasterly along the Easterly side of said Right-of-Way line 1600 feet, more or less, to a road; thence Northeasterly along said road to a point where it intersects the Westerly Right-of-Way line of U.S. Highway No. 30-N; thence Northwesterly along said U.S. Highway No. 30-N Westerly Right-of-Way line to a point where said Right-of-Way crosses the North line of the SW $\frac{1}{4}$ of Section 6, Township 10 South, Range 43 East of the Boise Meridian; thence West to the Northwest Corner of Lot 6 of said Section 6; thence South 2640 feet, more or less, to the Southwest Corner of said Section 6; thence West 7920 feet, more or less, to the Meridianal Section line of Section 11, Township 10 South, Range 42 East of the Boise Meridian; thence South along said Meridianal Section line 5280 feet; thence West 2640 feet to the Northwest Corner of Section 14; thence South 5280 feet to the point of beginning.

EXCEPT THEREFROM any portion of the above described premises lying within the Right-of-Way of Union Pacific Railroad, U.S. Highway No. 30-N or County Roads.

ALSO the following described tract of land located in Sections 11, 12 and 14, Township 10 South, Range 42 East of the Boise Meridian, and in Section 7, Township 10 South, Range 43 East of the Boise Meridian, more particularly described as follows:

Beginning at the Southeast Corner of said Section 14, and running thence West 4040 feet; thence North 34° East 7200 feet, more or less, to the County Road; thence West 400 feet; thence North 550 feet; thence East 200 feet, more or less, to the County Road; thence Northwesterly along said County Road 1840 feet; thence South 85° East 2500 feet, more or less, to the Easterly right of way line of the Union Pacific Railroad; thence Southeasterly along the Easterly side of said right of way line 1600 feet, more or less, to a road; thence Northeasterly along said road to a point where it intersects the Westerly right of way line of U.S. Highway No. 30-N; thence Southeasterly along said right of way line to a point where it crosses the East line of the W $\frac{1}{4}$ E $\frac{1}{4}$ of Section 7, Township 10

(continued)

South, Range 43 East of the Boise Meridian; thence South to the Southeast Corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 7; thence West to the Northeast Corner of Section 14, Township 10 South, Range 42 East of the Boise Meridian; thence South 5280 feet to the Point of Beginning.

EXCEPT THEREFROM any portion of the above described premises lying within the right of way of the Union Pacific Railroad and County Roads.

Section 17: ALL

Section 20: NE $\frac{1}{4}$; W $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$.

EXCEPT THEREFROM: Beginning at the Southwest Corner of said Section 20, and running thence North 200 feet; thence East 460 feet; thence North 57° East 86,454 feet; thence North 39°30' East 900 feet; thence North 86°45' East 1200 feet; thence North 87°45' East 530 feet, more or less, to county road; thence South 3°50' East 750 feet along said county road; thence West 130 feet, more or less, to the Northeast Corner of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 20; thence South 1320 feet, more or less, to the South Quarter Corner of Section 20; thence West 2640 feet, more or less, to the point of beginning.

Section 24: All.

Section 25: W $\frac{1}{4}$; E $\frac{1}{4}$ E $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$.

Section 38: N $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$.

TOWNSHIP 10 SOUTH, RANGE 43 EAST OF THE BOISE MERIDIAN:

Section 18: Lots 3 and 4.

Section 19: All.

Section 30: NW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$.

EXCEPT THEREFROM any part of the following described property which lies within the above described property:

Beginning at a point in the center of the Bear River, said point being near the Southeast Corner of Section 19 and the Southwest Corner of Section 20, Township 10 South, Range 43 East of the Boise Meridian; thence Northwesterly along the center of Bear River to a point where the river crosses a road in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12, Township 10 South, Range 42 East of the Boise Meridian; thence following the said road in an Easterly direction to a point where it intersects the Westerly right of way line of U.S. Highway 30 North, and being located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7, Township 10 South, Range 43 East of the Boise Meridian; thence following said Highway right of way Southeasterly to a point where it crosses the East line of the W $\frac{1}{4}$ E $\frac{1}{4}$ of said Section 7; thence South to the Southeast Corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18, Township 10 South, Range 43 East of the Boise Meridian; thence East 240 rods; thence South 80 rods; thence West 160 rods; thence South 80 rods; thence East 80 rods; thence South 160 rods; thence West 80 rods, more or less, to the center of Bear River and the Point of Beginning.

(continued)

ALSO EXCEPT THEREFROM any part of the following described property which lies within the above described property, and any portion thereof lying North of the following described line located in Sections 1 and 2, Township 10 South, Range 42 East of the Boise Meridian, and in the SW¼ of Section 6, and in the W¼ and W¼E½ of Section 7, Township 10 South, Range 43 East of the Boise Meridian:

Beginning at a point 1350 feet North from the Southwest Corner of the SE¼SE¼ of Section 2, said point being on the Southerly Right-of-Way of a private road; and running thence Easterly along the Southerly Right-of-Way line of said road 770 feet, more or less, to the center of the Bear River; thence up the center of said Bear River in an Easterly and Southerly direction to the intersection of said Bear River and the South line of Section 1; thence East along the South line of Section 1, 1200 feet, more or less, to a fence line; thence South 18°30' East along said fence line 2840 feet, more or less, to a pipeline; thence North 50° East 2475 feet, more or less, to the Westerly Right-of-Way line of U.S. Highway 30-N as presently located.

Together with the following:

A) Water Rights

1) Idaho Division of Water Rights

<u>Claim #</u>	<u>Source</u>	<u>Flow</u>	<u>Uses</u>	<u># Units</u>	<u>Status</u>	<u>Ownership</u>
11-00254	Bear River	24.00	Irrigation	963	Decreed	Budge L&L
11-00255	Bear River	2.00	Irrigation	82.8	Decreed	Budge L&L (ready to return)
11-00256	Bear River	2.50	Irrigation	93.8	Decreed	Budge L&L
11-00321	Pearl Creek	6.00	Irrigation	300	Decreed	Budge L&L
11-00322	Trail Creek	2.90	Irrigation	145	Decreed	Budge L&L
11-00323	Springs	4.40	Irrigation	220	Decreed	Budge L&L
11-00340	Eight Mile Creek	2.00	Irrigation	100	Decreed	Edwin Whitman
11-00341	Eight Mile Creek	1.00	Irrigation	50	Decreed	Edwin Whitman
11-00342	Eight Mile Creek	1.00	Irrigation	50	Decreed	Edwin Whitman
11-00343	Eight Mile Creek	.20	Irrigation	10	Decreed	Edwin Whitman
11-00344	Eight Mile Creek	.70	Irrigation	35	Decreed	Edwin Whitman
11-00345	Eight Mile Creek	.90	Irrigation	45	Decreed	Woodall & others
11-00346	Eight Mile Creek	1.00	Irrigation	50	Decreed	Woodall & others
11-00355	Eight Mile Creek	.90	Irrigation	45	Decreed	Charles Foster
11-00362	Eight Mile Creek	.50	Irrigation	25	Decreed	Charles Foster

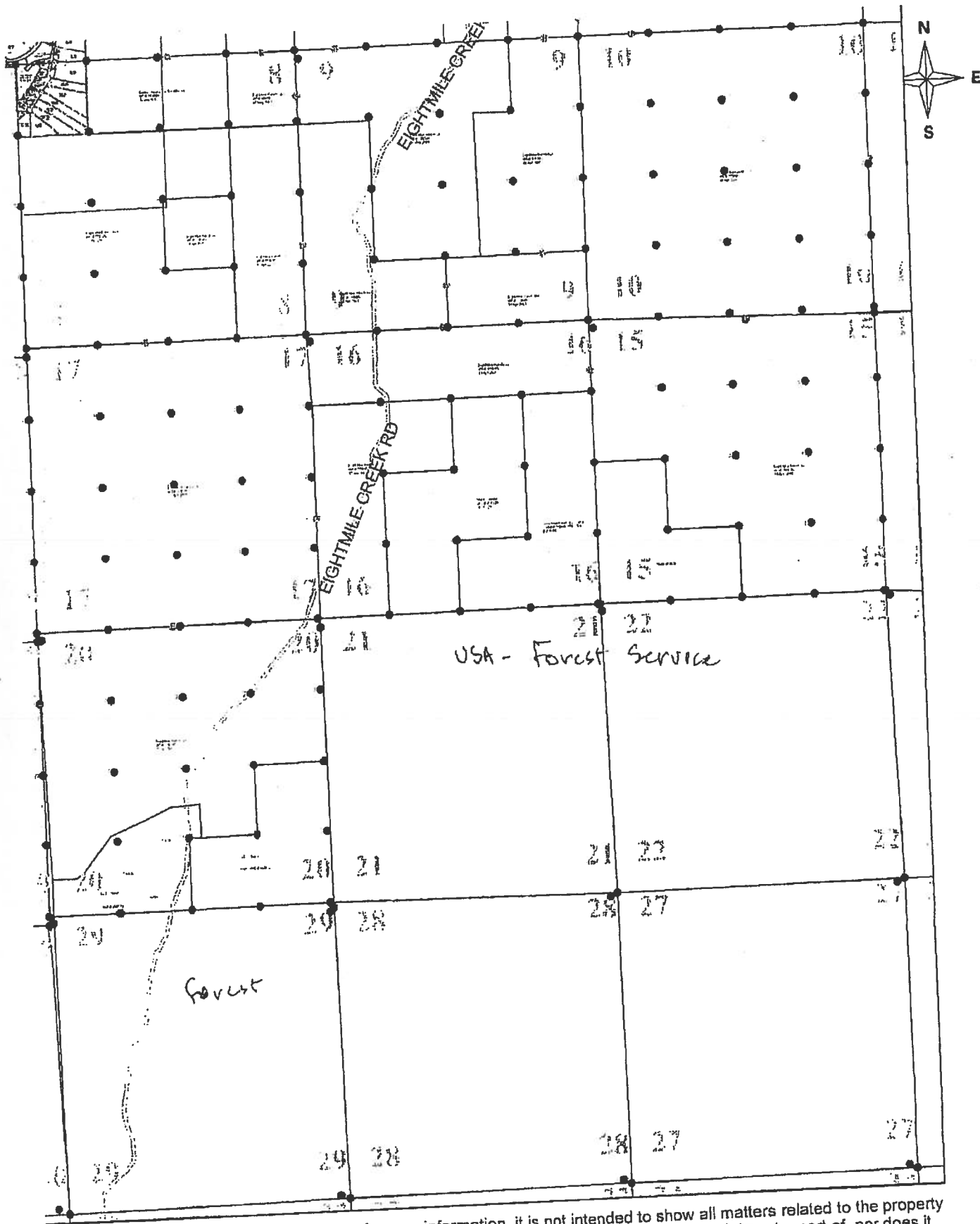
B) Grazing Permits

1) Forest Permits

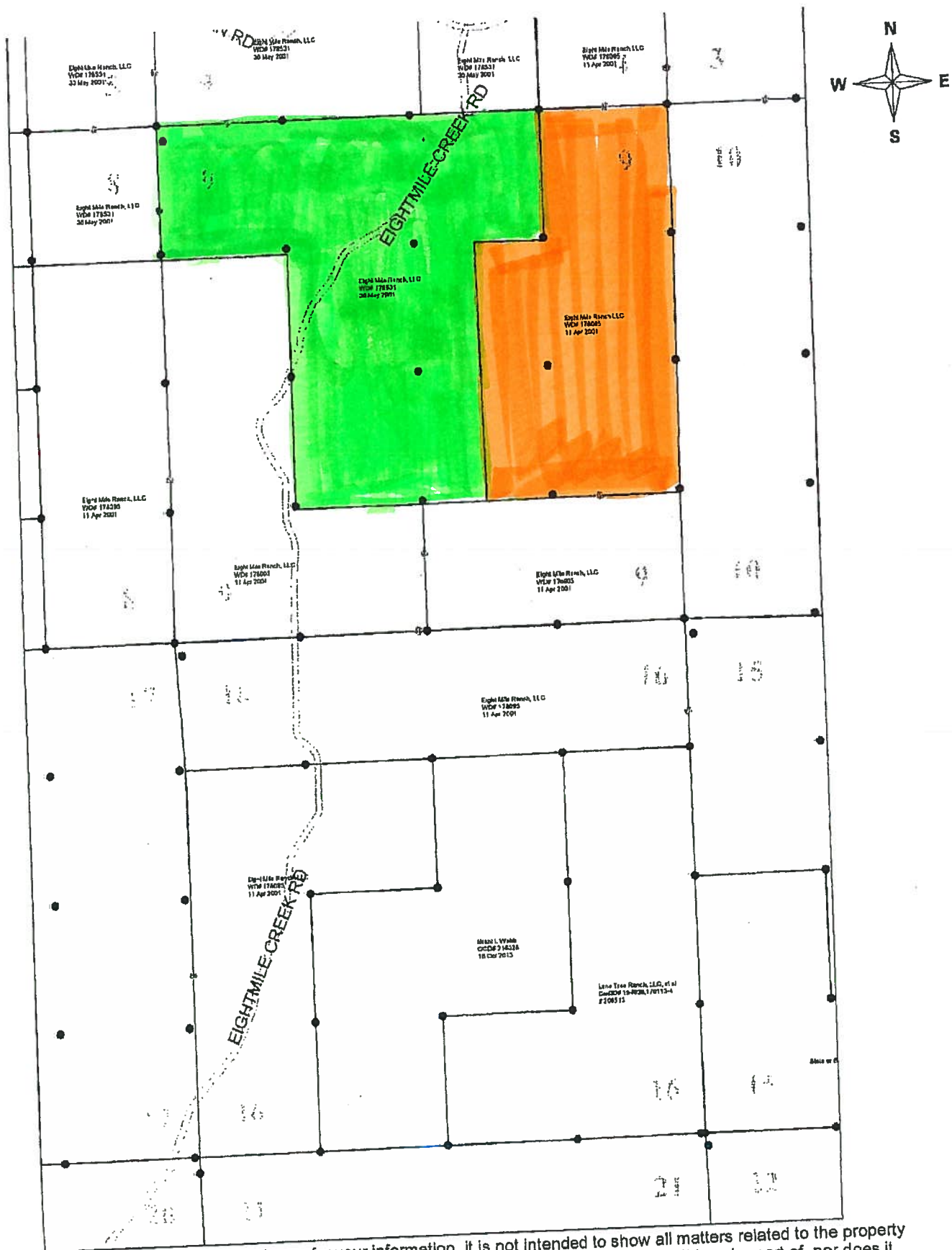
<u>Allotment</u>	<u>Livestock</u>	<u>Number</u>	<u>Season of Use</u>	<u>AUMs/Hd. Mths.</u>
Eightmile	Cattle	158	7/26 to 9/10	400 hd. Mths.
Trail Hollow	Cattle	167	6/2 to 8/15	306 hd. Mths.

2) BLM Permits

<u>Allotment</u>	<u>Livestock</u>	<u>Number</u>	<u>Season of Use</u>	<u>AUMs/Hd. Mths.</u>
Trail Hollow	Cattle	400	9/16 to 10/30	17 AUMs



This sketch is provided without charge for your information, it is not intended to show all matters related to the property including, but not limited to area dimensions, encroachments, or location of boundaries. It is not a part of, nor does it modify the commitment or policy to which it is attached. The Company assumes NO LIABILITY for any matter related to this sketch. References should be made to an accurate survey for further information.*



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