

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 72-07541

Priority: January 02, 1996

Maximum Diversion Rate: 0.04 CFS

It is hereby certified that BARBARA J NEEDS
6300 SE 7TH AVE.
CALDWELL ID 83607

And

MARK NEEDS
6300 S E 7TH AVE
CALDWELL ID 83607

has complied with the terms and

conditions of the permit, issued pursuant to Application for Permit dated January 02, 1996; and has submitted Proof of Beneficial Use on November 29, 1999. An examination confirms that water has been diverted from:

SOURCE

SPRING

Tributary: SINKS

and a water right has been established as follows:

BENEFICIAL USE

DOMESTIC

PERIOD OF USE

01/01 to 12/31

DIVERSION RATE

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

SPRING

SW1/4NE1/4SE1/4

Sec. 10, Twp 13N, Rge 18E, B.M.

CUSTER County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	18E	10													X	X			

CONDITIONS OF APPROVAL

- Domestic use is for 2 homes. Homes are located on parcel number RP13N18E107350 and RP13N18E107375. Spring is located on parcel number RP13N18E107300.
- The domestic use authorized under this right combined with all other sources shall not exceed 13,000 gallons per day per home.
- The issuance of this right does not grant any right-of-way or easement across the land of another.

State of Idaho
Department of Water Resources
Water Right License

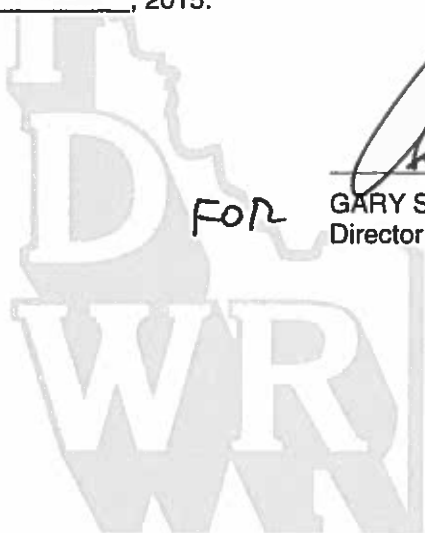
WATER RIGHT NO. 72-07541

4. The diversion and use of water described in this right may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 6th day of October, 2015.

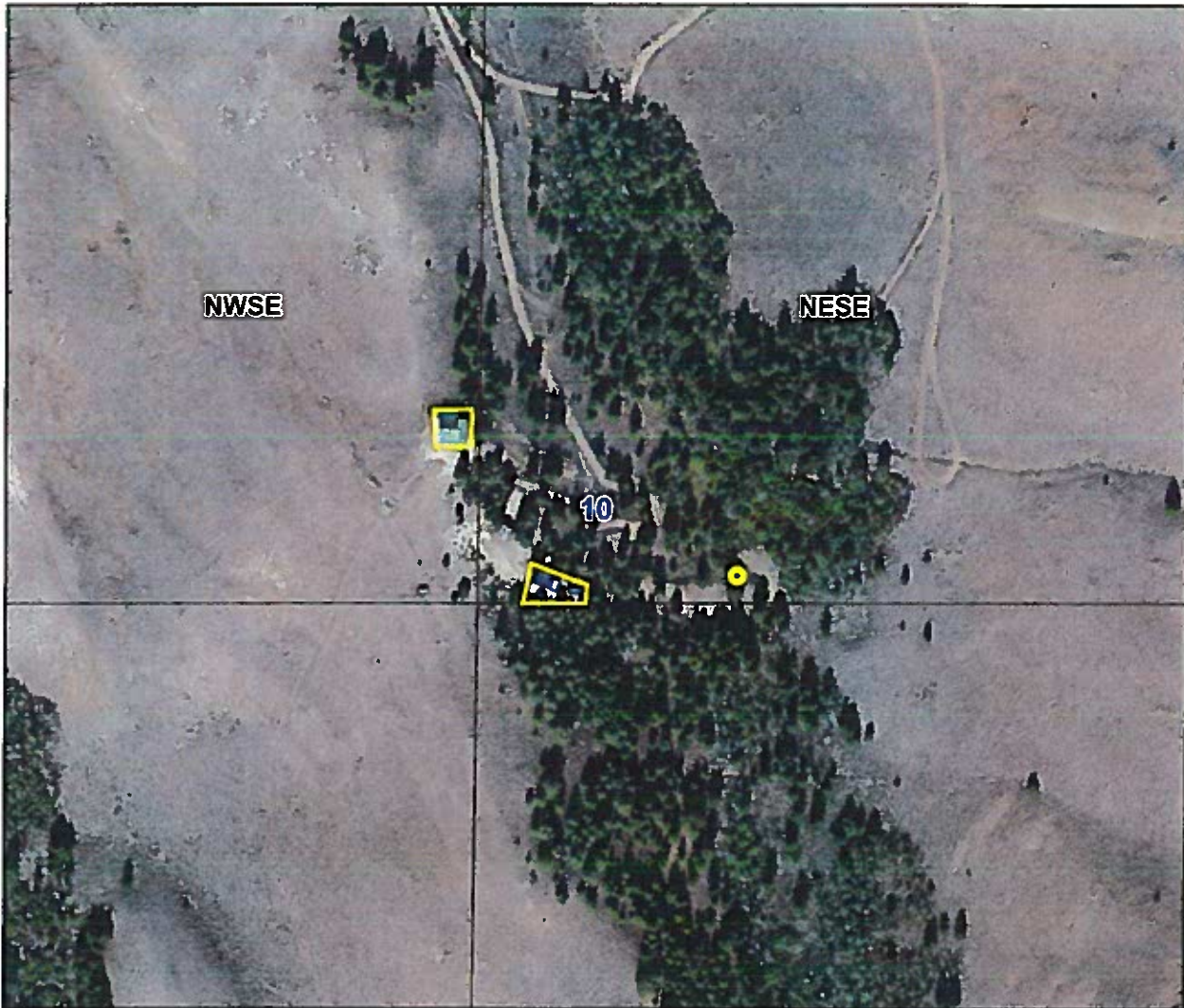

FOR GARY SPACKMAN
Director



State of Idaho
Department of Water Resources
Water Right License
72-7541

18E

13N



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.035 0.07 0.14 Miles



State of Idaho
Department of Water Resources
Attachment To Water Right License
72-7541

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

18E



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.015 0.03 0.06 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 8, 2015

MARK NEEDS
BARBARA J NEEDS
6300 SE 7TH AVE
CALDWELL ID 83607

RE: License No. 72-7541

Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-736-3033.

Sincerely,

Allen Merritt
Southern Region Manager

Enclosure(s)

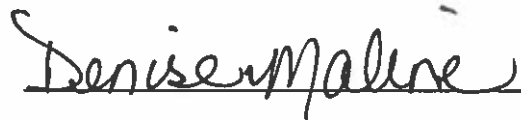
CERTIFICATE OF SERVICE

I hereby certify that on October 8, 2015 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

72-7541

**MARK NEEDS
BARBARA J NEEDS
6300 SE 7TH AVE
CALDWELL ID 83607**

A handwritten signature in black ink, reading "Denise Maline", is written over a solid horizontal line.

**Denise Maline
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 72-07541

RECEIVED
NOV 05 2014
DEPT OF WATER RESOURCES
SOUTHERN REGION

Date of Priority: January 02, 1996

Maximum Diversion Rate: 0.04 CFS

Comes now **EARL CRANE**
PO BOX 11

CHALLIS ID 83226-0011 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 72-07541, and requests that the permit be changed as follows:

Source: SPRING

Tributary: SINKS

BENEFICIAL USE**PERIOD OF USE****RATE OF DIVERSION**

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

SPRING

SW1/4NE1/4SE1/4

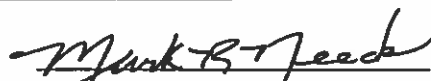
Sec. 10, Twp 13N, Rge 18E, B.M.

CUSTER County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N 18E 10													X	X			

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 21 day of October, 2014.


(Signature)

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 72-07541

.....
FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$100- Receipted by DM # S034381 Date 11-5-2014

ACTION OF THE DEPARTMENT OF WATER RESOURCES

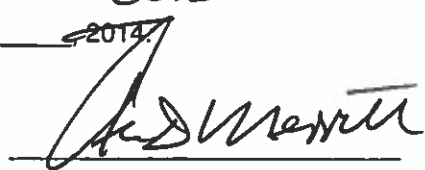
I, GARY SPACKMAN, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 72-07541 with the following:

CONDITIONS OF APPROVAL

1. Domestic use is for 2 homes. Homes are located on parcel number RP13N18E107350 and RP13N18E107375. Spring is located on parcel number RP13N18E107300.
2. The domestic use authorized under this right combined with all other sources shall not exceed 13,000 gallons per day per home.
3. The issuance of this right does not grant any right-of-way or easement across the land of another.
4. The diversion and use of water described in this right may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.

Witness my hand this 6th day of October 2015

FOR


GARY SPACKMAN
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
NOV 05 2014
DEPT OF WATER RESOURCES
SOUTHERN REGION

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
72-7541	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Earl Crane
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Mark R Needs
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 6300 SE 7th Ave Caldwell ID 83607
Mailing address City State ZIP
- (208) 405-1387 helneeds@msn.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: _____

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

7. This form must be signed and submitted with the following **REQUIRED** items:
- ☐ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
 - ☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
 - ☐ Filing fee (see instructions for further explanation):
 - ☐ \$25 per *undivided* water right.
 - ☐ \$100 per *split* water right.
 - ☐ No fee is required for pending adjudication claims.
 - ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
 - ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Mark R Needs owner 10/22/14
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 DM Date 11-5-2014 Receipt No. 5034380 Receipt Amt. \$25-
 Active in the Water Supply Bank? Yes ☐ No ☒ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
 Name on W-9 _____ Approved by _____ Processed by _____ Date _____

WARRANTY DEED

241521

For Value Received BRYON E. DEVORE AND HEIDE M. DEVORE, husband and wife, Grantors, do hereby grant, bargain, sell and convey unto MARK R. NEEDS AND BARBARA J. NEEDS, husband and wife, the Grantees, whose current address is 6300 SE 7th Ave., Caldwell, ID 83607, the following described premises, in Custer County, Idaho, to-wit:

PARCEL A

A parcel of land located in the SE $\frac{1}{4}$ of Section 10, Township 13 North, Range 18 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the SE Corner of said Section 10 from which the E $\frac{1}{4}$ corner of said section bears North 00°11'32" East a distance of 2644.38 feet, the Basis of Bearing of this description, run thence North 00°11'32" East along the easterly boundary of said Section 10 a distance of 1322.19 feet to the NE Corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said section; thence South 89°39'15" West along the northerly boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 798.68 feet; thence South 00°20'45" East a distance of 100.00 feet; thence South 89°39'15" West a distance of 517.72 feet; thence North 00°20'45" West a distance of 100.00 feet; thence North 12°15'34" West a distance of 190.04 feet to the POINT OF BEGINNING; thence continuing North 12°15'34" West a distance of 174.52 feet; thence North 89°39'10" East a distance 198.37 feet to a point on the centerline of an existing road; thence the following courses and distances along said road centerline: South 28°14'52" East, 88.63 feet; South 31°30'40" East, 78.47 feet; South 54°10'09" East, 61.93 feet; South 70°13'28" East, 39.59 feet; South 12°31'00" East, 29.17 feet; South 36°27'06" West, 10.43 feet; thence South 07°10'18" East a distance of 49.03 feet; thence North 72°13'12" West a distance of 354.92 feet to the POINT OF BEGINNING.

As shown by the record of survey filed July 22, 2008, as instrument No. 239207, records of Custer County, Idaho.

ALSO

PARCEL B

A parcel of land located in the SE $\frac{1}{4}$ of Section 10, Township 13 North, Range 18 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the SE Corner of said Section 10, from which the E $\frac{1}{4}$ Corner of said section bears North 00°11'32" East a distance of 2644.38 feet, the Basis of Bearing of this description, run thence North 00°11'32" East along the easterly boundary of said Section 10 a distance of 1322.19 feet to the NE Corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section; thence South 89°39'15" West along the northerly boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 798.68 feet; thence South 00°20'45" East a distance of 100.00 feet; thence South 89°39'15" West a distance of 198.63 feet to the POINT OF BEGINNING; thence continuing South 89°39'15" West a distance of 319.09 feet; thence North 00°20'45" West a distance of 100.00 feet; thence North 12°15'34" West a distance of 190.04 feet; thence South 72°13'12" East a distance of 354.92 feet; thence South 07°10'18" East a distance of 176.78 feet to the POINT OF BEGINNING.

As shown by the record of survey filed July 22, 2008, as instrument No. 239207, records of Custer County, Idaho.

TOGETHER WITH an easement 15 feet in width on each side of the following described centerline:

Part of Section 10, Township 13 North, Range 18 East, Boise Meridian, Custer County, Idaho described as:

Beginning at a point on Garden Creek Road that is North 00°08'59" East, 2652.27 feet along the Section line to the East Quarter Corner of said Section 10 and North 89°28'23" West, 2559.39 feet from the Southeast Corner of said Section 10; and running thence South 25°59'32" East, 88.50 feet; thence South 50°45'12" East, 64.40 feet; thence South 74°56'34" East, 44.51 feet; thence North 68°19'45" East, 166.89 feet; thence North 61°02'30" East, 150.50 feet; thence North 67°54'32" East, 77.18 feet; thence North 86°45'40" East, 112.57 feet; thence South 18°14'38" East, 128.14 feet; thence South 25°10'14" West, 212.50 feet; thence South 44°10'40" East, 33.53 feet; thence North 85°17'19" East, 224.22 feet; thence North 71°39'17" East, 205.03 feet; thence South 70°19'10" East, 40.91 feet; thence South 42°30'06" East, 118.94 feet; thence South 34°00'37" East, 80.11 feet; thence South 24°00'54" East, 89.97 feet; thence South 29°06'13" East, 83.46 feet; thence South 20°07'36" East, 96.05 feet; thence South 06°16'35" East, 117.53 feet; thence South 13°03'05" East, 150.92 feet; thence South 24°54'59" East, 110.02 feet to the end of said road centerline

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: This 17th day of September, 2009.

Bryon E. Devore
BRYON E. DEVORE

Heide M. Devore
HEIDE M. DEVORE

STATE OF IDAHO)
 : ss
County of CUSTER)

On this 17 day of SEPTEMBER 2009,
before me, a Notary Public, personally
appeared Bryon E. Devore and Heide M.
Devore, known or identified to me to be the
persons whose names are subscribed to the
within instrument, and acknowledged to
me that they executed the same.

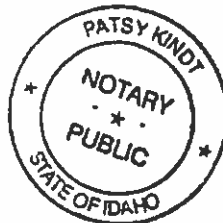
Patsy Kindt
Notary Public for:
Residing at Challis
Commission Expires 3/24/10

STATE OF IDAHO, COUNTY OF CUSTER
I hereby certify that this instrument was filed for
record at the request of

CCT
at 22 minutes past 2
o'clock P.M., this 17th day of September
2009, in my office.

Barbara C. Tierney
Ex-Officio Recorder

By Leuca Baker
Deputy



WARRANTY DEED

241534

For Value Received BRYON E. DEVORE AND HEIDE M. DEVORE, husband and wife, Grantors, do hereby grant, bargain, sell and convey unto MOUNTAIN WEST ENTRUST/IRA fbo MARK R. NEEDS IRA, the Grantee, whose current address is 10096 W. Fairview Ave., Suite 160, Boise, ID 83704 the following described premises, in Custer County, Idaho, to-wit:

PARCEL C:

A parcel of land located in the SE $\frac{1}{4}$ of Section 10, Township 13 North, Range 18 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the SE Corner of said Section 10, from which the E $\frac{1}{4}$ Corner of said section bears North 00°11'32" East a distance of 2644.38 feet, the Basis of Bearing of this description, run thence North 00°11'32" East along the easterly boundary of said Section 10 a distance of 1322.19 feet to the NE corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section;
thence South 89°39'15" West along the northerly boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 798.68 feet to the POINT OF BEGINNING;
thence South 00°20'45" East a distance of 100.00 feet;
thence South 89°39'15" West a distance of 198.63 feet;
thence North 07°10'18" West a distance of 225.81 feet to a point on the centerline of an existing road;
thence the following courses and distances along said road centerline:
North 36°27'06" East, 10.43 feet; North 12°31'00" West, 29.17 feet; North 70°13'28" West, 39.59 feet;
North 54°10'09" West, 61.93 feet; North 31°30'40" West, 78.47 feet; North 28°14'52" West, 88.63 feet;
thence North 89°39'10" East a distance of 243.47 feet; thence South 23°18'31" East a distance of 387.43 feet to the POINT OF BEGINNING.

As shown by the record of survey filed July 22, 2008, as instrument No. 239207, records of Custer County, Idaho.

TOGETHER WITH an easement 15 feet in width on each side of the following described centerline:

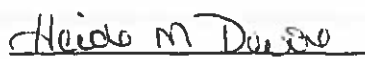
Part of Section 10, Township 13 North, Range 18 East, Boise Meridian, Custer County, Idaho described as:

Beginning at a point on Garden Creek Road that is North 00°08'59" East, 2652.27 feet along the Section line to the East Quarter Corner of said Section 10 and North 89°28'23" West, 2559.39 feet from the Southeast Corner of said Section 10; and running thence South 25°59'32" East, 88.50 feet; thence South 50°45'12" East, 64.40 feet; thence South 74°56'34" East, 44.51 feet; thence North 68°19'45" East, 166.89 feet; thence North 61°02'30" East, 150.50 feet; thence North 67°54'32" East, 77.18 feet; thence North 86°45'40" East, 112.57 feet; thence South 18°14'38" East, 128.14 feet; thence South 25°10'14" West, 212.50 feet; thence South 44°10'40" East, 33.53 feet; thence North 85°17'19" East, 224.22 feet; thence North 71°39'17" East, 205.03 feet; thence South 70°19'10" East, 40.91 feet; thence South 42°30'06" East, 118.94 feet; thence South 34°00'37" East, 80.11 feet; thence South 24°00'54" East, 89.97 feet; thence South 29°06'13" East, 83.46 feet; thence South 20°07'36" East, 96.05 feet; thence South 06°16'35" East, 117.53 feet; thence South 13°03'05" East, 150.92 feet; thence South 24°54'59" East, 110.02 feet to the end of said road centerline.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho and that they will warrant and defend the same from all lawful claims whatsoever.

Dated. This 17th day of September, 2009.


BRYON E. DEVORE

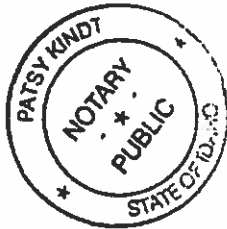

HEIDE M. DEVORE

241534

STATE OF IDAHO)
: ss
County of Custer)

On this 17 day of Sept, 2009,
before me, a Notary Public, personally
appeared Bryon E. Devore and Heide M.
Devore, known or identified to me to be the
persons whose names are subscribed to the
within instrument, and acknowledged to
me that they executed the same.

Patsy Kindt
Notary Public for:
Residing at Challis
Commission Expires 3/24/10



STATE OF IDAHO, COUNTY OF CUSTER
I hereby certify that this instrument was filed for
record at the request of

CCT
at 49 minutes past 11:00
o'clock AM, this 18th day of September
2009, in my office.

Barbara C. Tierney
Ex-Officio Recorder

By [Signature]
Deputy
#6.00