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

RECEIVED
MAY 21 2015
Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

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

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
13-4040 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
13-917 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
13-4041 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
13-4099 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Theo L Smith
   Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): S Lazy S Properties LLC
   New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

   3347 East Riverdale Road | Preston | Idaho | 83263
   Mailing address | City | State | ZIP

   (208) 852-0488 | sambos02@gmail.com
   Telephone | Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
   ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
   ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: _____.

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.

   SUPPORT DATA IN FILE # 13-917

   ☐ 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: X _____ (Signature of new owner/claimant) | Samuel L Smith (Title, if applicable) | 5/21/2015 (Date)

   Signature: _____ (Signature of new owner/claimant) | _____ (Title, if applicable) | _____ (Date)

For IDWR Office Use Only:

Receipted by JB Date 5/21/2015 Receipt No. E041059 Receipt Amt $100.-

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 JB Processed by JB Date 5/29/2015

IDAHO DEPARTMENT OF WATER RESOURCES 1/28/2014

Proof Report

Water Right 13-4040

Owner Type	**Name and Address**
Current Owner	THEO L SMITH RT 2 PRESTON, ID 83263

Priority Date: 3/11/1882
Basis: Statutory Claim
Status: Active

Source	**Tributary**
SPRINGS	SINKS

Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
STOCKWATER	1/01	12/31	0.020 CFS	
DOMESTIC	1/01	12/31	0.120 CFS	
	Total Diversion		0.120 CFS	

Source and Point(s) of Diversion

SPRINGS	NENW	Sec. 28, Twp 14S, Rge 40E,	FRANKLIN County
SPRINGS	SWNW	Sec. 28, Twp 14S, Rge 40E,	FRANKLIN County

Place Of Use

STOCKWATER within FRANKLIN County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
14S	40E	28						X											

DOMESTIC Same as STOCKWATER

Conditions of Approval:

Comments:

Dates and Other Information
Mitigation Plan: False

Combined Use Limits
N/A

Water Supply Bank:
N/A

CERTIFICATE OF ORGANIZATION LIMITED LIABILITY COMPANY

FILED EFFECTIVE

(Instructions on back of application)

2012 DEC 10 PM 1:47

1. The name of the limited liability company is:

   S Lazy S Properties, LLC

2. The complete street and mailing addresses of the initial designated office:

   3347 East Riverdale Road
   (Street Address)
   Preston, ID 83263
   (Mailing Address, if different than street address)

3. The name and complete street address of the registered agent:

   Samuel L Smith (Name) — 3347 East Riverdale Road (Street Address)

4. The name and address of at least one member or manager of the limited liability company:

Name	Address
Samuel L Smith	3347 East Riverdale Road Preston, ID 83263

5. Mailing address for future correspondence (annual report notices):

   3347 East Riverdale Road Preston, ID 83263

6. Future effective date of filing (optional): _____

Signature of a manager, member or authorized person.

Signature Samuel L. Smith

Typed Name: Samuel L. Smith

Signature _____

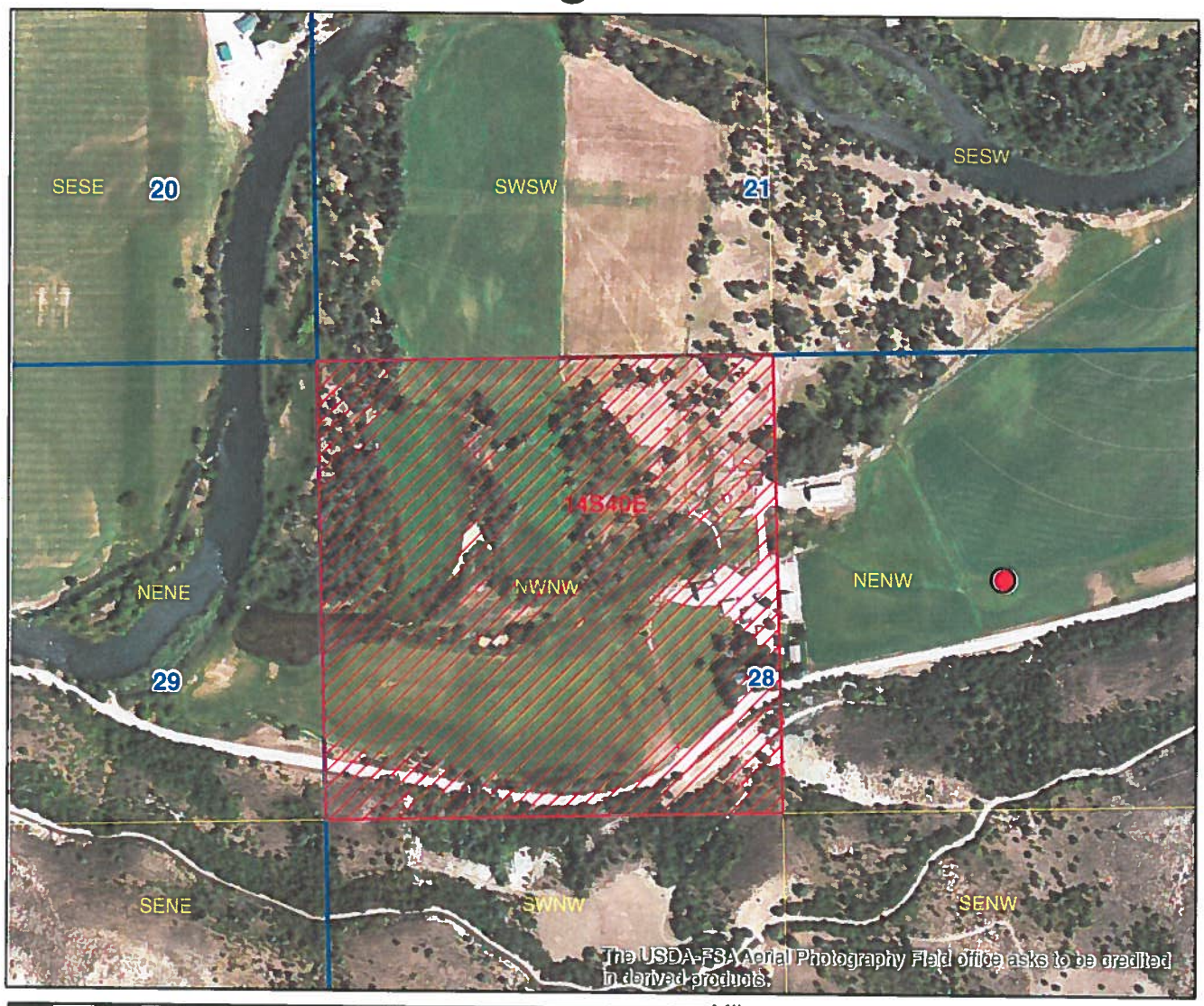
Typed Name: _____

Secretary of State use only

IDAHO SECRETARY OF STATE
12/10/2012 05:00
CK: 1684 CT: 277045 BH: 1350742
1 @ 100.00 = 100.00 ORGAN LLC # 2
1 @ 20.00 = 20.00 EXPEDITE C # 3

W119711

Water Right 13-4040



0 0.0475 0.095 0.19 0.285 0.38 Miles

Legend

- Point_of_Diversion
- Place_of_Use
- Township/Range
- Sections
- QQ

N
W E
S

Imagery: 2013 NAIP
Idaho Department of Water Resources, Eastern Region
Prepared by Allison Torres, May 11, 2015

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/11/2015

WATER RIGHT NO. 13-917

Owner Type	Name and Address
Current Owner	THEO L SMITH RT 2 PRESTON, ID 83263
Original Owner	D P EVANS

Priority Date: 05/01/1882
Basis: Decreed
Status: Active

Source	Tributary
SPRINGS	
STATION CREEK	BEAR RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/20	9/30	0.4 CFS	
Total Diversion			0.4 CFS	

Location of Point(s) of Diversion:

STATION CREEK	NWNE	Sec. 27	Township 14S	Range 40E	FRANKLIN County
SPRINGS	NWNE	Sec. 27	Township 14S	Range 40E	FRANKLIN County

Place(s) of use:

Place of Use Legal Description: IRRIGATION FRANKLIN County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
14S	40E	21		SWSE	20									

Total Acres: 20

Conditions of Approval:

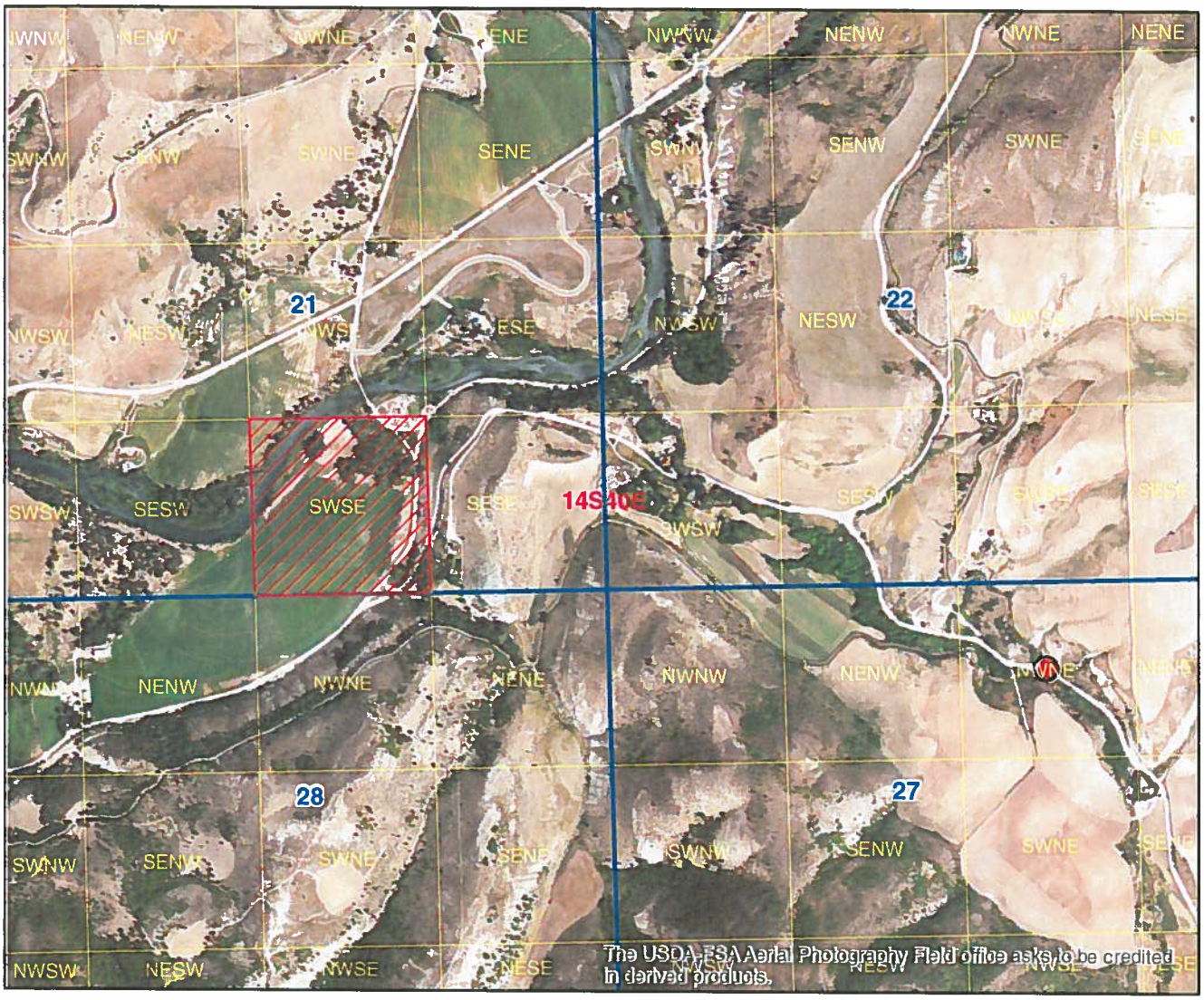
1. TRANS. 2393 SPECIFIES P/D.

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:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plantiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

Water Right 13-917



Miles

0 0.125 0.25 0.5 0.75 1

Legend

- Point_of_Diversion
- Place_of_Use
- Township/Range
- Sections
- QQ

N
W E
S

Imagery: 2013 NAIP
Idaho Department of Water Resources, Eastern Region
Prepared by Allison Torres, May 11, 2015

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/11/2015

WATER RIGHT NO. 13-4041

Owner Type	Name and Address
Current Owner	THEO L SMITH RT 2 PRESTON, ID 83263

Priority Date: 05/01/1947
Basis: Statutory Claim
Status: Active

Source	Tributary
EVANS SLOUGH	

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	1/01	12/31	0.14 CFS	
Total Diversion			0.14 CFS	

Location of Point(s) of Diversion:

EVANS SLOUGH | NWNW | Sec. 28 | Township 14S | Range 40E | FRANKLIN County

Place(s) of use:

Place of Use Legal Description: STOCKWATER FRANKLIN County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres

14S	40E	28		NWNW									

Dates:
Licensed Date:
Decreed Date:
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

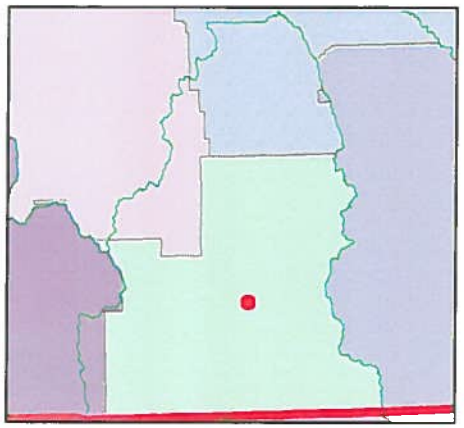
Other Information:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plantiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

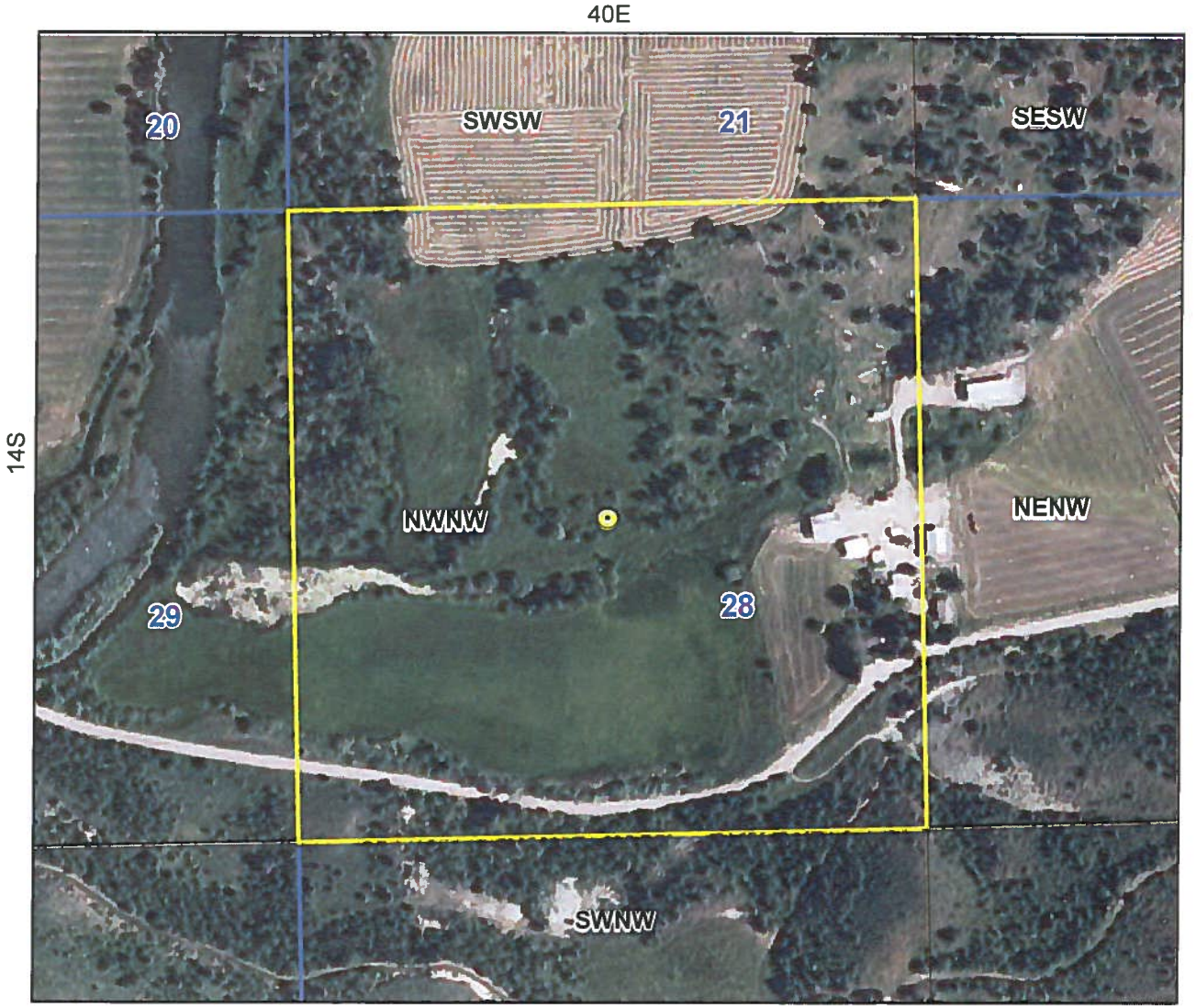
Idaho Department of Water Resources

Water Right
13-4041
(STOCKWATER)

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



Franklin County
IDWR Basin 13



Prepared by Torres, Allison

Background: 2009 Aerial Photography

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/11/2015

WATER RIGHT NO. 13-4099

Owner Type	Name and Address
Current Owner	THEO L SMITH RT 2 PRESTON, ID 83263

Priority Date: 04/01/1890
Basis: Statutory Claim
Status: Active

Source	Tributary
STATION CREEK	BEAR RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	11/01	0.96 CFS	
Total Diversion			0.96 CFS	

Location of Point(s) of Diversion:

STATION CREEK | NWNE | Sec. 27 | Township 14S | Range 40E | FRANKLIN County

Place(s) of use:

Place of Use Legal Description: IRRIGATION FRANKLIN County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres

14S	40E	21		SESW	4														
				SWSE	22														
		28		NWNE	6														
				NENW	16		NWNW	10											

Total Acres: 58

Dates:
Licensed Date:
Decreed Date:
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

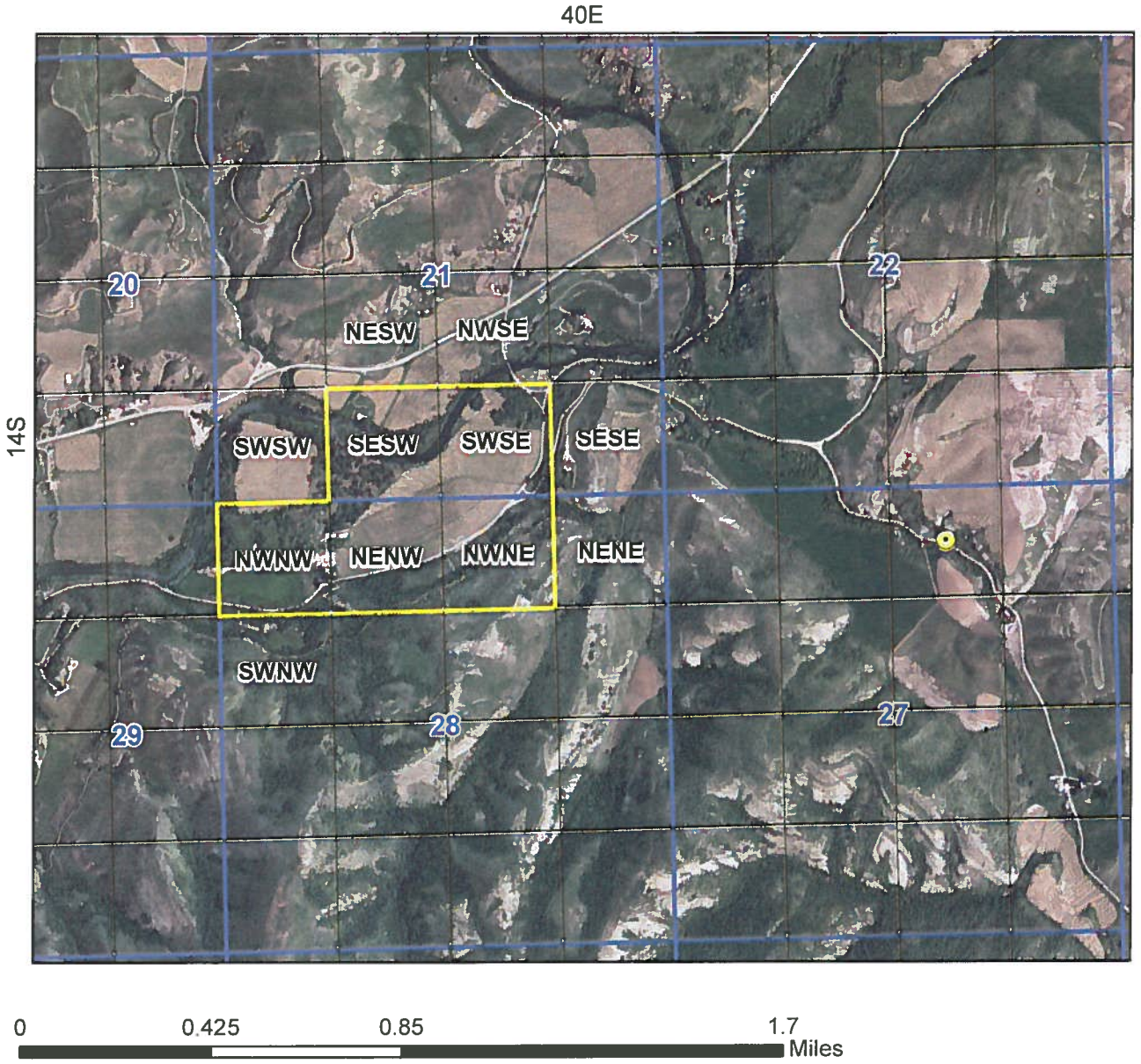
Other Information:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plantiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

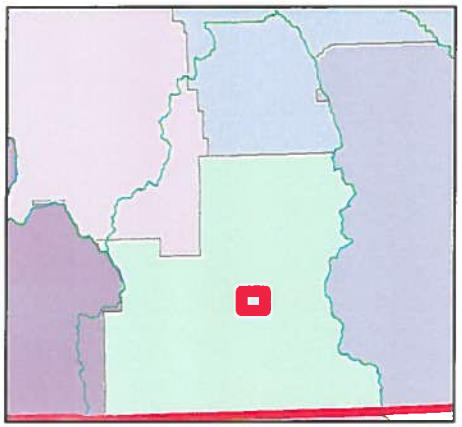
Close

Idaho Department of Water Resources

Water Right
13-4099
(IRRIGATION)

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters





Franklin County
IDWR Basin 13

Prepared by Torres, Allison

Background: 2009 Aerial Photography

184746 1-2

Recorded at the request of
Arda Smith
9:25 a.m. NOV 22 1991 p.m.
LaRAE E. JOHNSON, RECORDER
By G. Shepherd Deputy
FRANKLIN COUNTY, IDAHO

Reception ☐
Indexed ☐☐

(DO NOT WRITE ABOVE THIS LINE)

WARRANTY DEED

For Value Received ARDA K. SMITH AND SAMUEL L. SMITH as Trustees of the THEO L. SMITH FAMILY TRUST the grantors, do hereby grant, bargain, sell and convey unto SAMUEL L. SMITH and VICKI LEE SMITH, husband and wife the grantees, the following described premises, in Franklin County, Idaho, to wit:

SEE ATTACHED EXHIBIT "A"

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 incumbrances

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

Dated:
Nov. 22, 1991
Nov. 22, 1991

Arda K. Smith
Samuel L. Smith

(NOTARY SEAL)

State of Idaho
County of Franklin } ss On the day of November A.D. 19 91

personally appeared before me
ARDA K. SMITH and SAMUEL L. SMITH
the signer(s) of the within instrument, who duly acknowledged to me that they executed the same.

Pat J. West
(NOTARY PUBLIC)

Residing at: Preston, Idaho My Commission expires: Nov. 13, 1997

Mail deed to:

Mail tax notice to:

EXHIBIT "A"

Township 14 South, Range 40 East of the Boise Meridian, Franklin County, Idaho

Section 20: Commencing at the Southeast corner of Section 20, running thence West to the center of Bear River, thence Northerly along center of Bear River to East boundary line of said Section; thence South to the point of beginning.

Section 21: All that portion of SW¼SE¼ and S½SW¼ lying and being on the South side of Bear River.

Section 28: NW¼, EXCEPTING THEREFROM: Commencing at a point 80 rods East and 56 rods South of the Northwest corner of said Section 28, and running thence North 210 feet; thence East 205 feet; thence South 210 feet; thence West 205 feet to the point of beginning.

ALSO INCLUDING: NW¼SW¼, NW¼SE¼, SUBJECT TO A RIGHT OF WAY OVER THE FOLLOWING DESCRIBED PROPERTY: Commencing at the Southeast corner of the NW¼SE¼ of said Section 28, running thence North 5 rods, more or less, thence Southwest to a point 30 rods, more or less, West of the place of beginning; thence East 15 rods, more or less, to the place of beginning.
Said right-of-way being given by QUITCLAIM DEED 138857, recorded January 6, 1976, and by WARRANTY DEED 142564, recorded April 26, 1977, records of Franklin County, Idaho.

ALSO INCLUDING: Beginning at a point 266 feet S of NW cor. the NE¼NE¼ of said Section 28, said point being 10 feet below Preston, Riverdale, Mink Creek Canal, running thence South 77 rods, thence North 31° East 68 rods, more or less, to a point 10 feet North of said canal, thence following the meanderings of said canal to the point of beginning.

ALSO INCLUDING: The W½NE¼, EXCEPTING THEREFROM; Beginning at the Northwest corner of the NE¼NE¼ of said Section 28, running thence South 266 feet, more or less, to a point 10 feet below Preston, Riverdale and Mink Creek Canal, thence North 63° West 380 feet, more or less, to the upper side of Glencoe dugway at the bottom of Water Hollow, thence Northeasterly along upper side of said dugway to a point 600 feet, more or less, North of the point of beginning, thence South 600 feet, more or less, to the point of beginning. SUBJECT TO right of way for irrigation ditch along bottom of water Hollow. TOGETHER WITH an unnamed Spring located thereon, First Parties grant to Second parties prior right and usage of said water. Second parties should allow First parties to maintain a water box and pipe leading from said spring for culinary water not being used by second parties but this shall not be detrimental to second parties prior rights and usage of said water.

Section 29: SE¼NE¼, NE¼SE¼ and all that portion of the NE¼NE¼ lying and being on the South side of Bear River.

THIS GRANT IS INTENDED TO CONVEY TO THE GRANTEE ALL RIGHTS, TITLE AND INTEREST OF THE GRANTOR, EXCEPT THAT ARDA K. SMITH RESERVES A LIFE ESTATE ON SAID PROPERTY WITH THE ABSOLUTE AND UNHAMPERED RIGHT TO OCCUPY AND POSSESS SAID PROPERTY FOR THE REMAINDER OF HER NATURAL LIFE.

204231 1-2

WARRANTY DEED

SAMUEL L. SMITH and VICKI LEE SMITH (aka Vicki E. Smith), husband and wife, grantors of Preston, Franklin County, State of Idaho, hereby WARRANT AND CONVEY all of their interest to SAMUEL L. SMITH and VICKI L. SMITH, Trustees (and to their Successors in Trust) of the SMITH FAMILY TRUST U/A/D November 19th, 1998 grantee of 3347 East Riverdale Road, Preston, Idaho 83263, for the sum of $10.00, and other valuable consideration in the following described tract of land in Franklin County, State of Idaho:

See Attached Exhibit "A"

WITNESS the hand of said grantors, this 19th day of November, 1998.

Samuel L. Smith
SAMUEL L. SMITH

Vicki L. Smith
VICKI L. SMITH

STATE OF IDAHO)
:
COUNTY OF FRANKLIN)

On the 19th day of November, 1998, personally appeared before me, SAMUEL L. SMITH and VICKI L. SMITH, the signers of the foregoing instrument, who duly acknowledge to me that they executed the same.

CAROL O HODGES NOTARY PUBLIC STATE OF IDAHO

Carol O. Hodges
NOTARY PUBLIC
Franklin Co. Idaho
Preston,

My Commission Expires
1-20-99

Recorded at the request of
VICKI L. SMITH
9:40 a.m. NOV 19 1998 p.m.
V. ELLIOTT LARSEN, RECORDER
By Shawna Geddes Deputy
FRANKLIN COUNTY, IDAHO

Township 14 South, Range 40 East of the Boise Meridian, Franklin County, Idaho

Section 20: Commencing at the Southeast corner of Section 20, running thence West to the center of Bear River, thence Northerly along center of Bear River to East boundary line of said Section; thence South to the point of beginning.

Section 21: All that portion of SW¼SE¼ and S½SW¼ lying and being on the South side of Bear River.

Section 28: NW¼, EXCEPTING THEREFROM: Commencing at a point 80 rods East and 56 rods South of the Northwest corner of said Section 28, and running thence North 210 feet; thence East 205 feet; thence South 210 feet; thence West 205 feet to the point of beginning.

ALSO INCLUDING: NW¼SW¼, NW¼SE¼, SUBJECT TO A RIGHT OF WAY OVER THE FOLLOWING DESCRIBED PROPERTY: Commencing at the Southeast corner of the NW¼SE¼ of said Section 28, running thence North 5 rods, more or less, thence Southwest to a point 30 rods, more or less, West of the place of beginning; thence East 15 rods, more or less, to the place of beginning.
Said right-of-way being given by QUITCLAIM DEED 138857, recorded January 6, 1976, and by WARRANTY DEED 142564, recorded April 26, 1977, records of Franklin County, Idaho.

ALSO INCLUDING: Beginning at a point 266 feet S of NW cor. the NE¼NE¼ of said Section 28, said point being 10 feet below Preston, Riverdale, Mink Creek Canal, running thence South 77 rods, thence North 31° East 68 rods, more or less, to a point 10 feet North of said canal, thence following the meanderings of said canal to the point of beginning.

ALSO INCLUDING: The W½NE¼, EXCEPTING THEREFROM; Beginning at the Northwest corner of the NE¼NE¼ of said Section 28, running thence South 266 feet, more or less, to a point 10 feet below Preston, Riverdale and Mink Creek Canal, thence North 63° West 380 feet, more or less, to the upper side of Glencoe dugway at the bottom of Water Hollow, thence Northeasterly along upper side of said dugway to a point 600 feet, more or less, North of the point of beginning, thence South 600 feet, more or less, to the point of beginning. SUBJECT TO right of way for irrigation ditch along bottom of water Hollow. TOGETHER WITH an unnamed Spring located thereon, First Parties grant to Second parties prior right and usage of said water. Second parties should allow First parties to maintain a water box and pipe leading from said spring for culinary water not being used by second parties but this shall not be detrimental to second parties prior rights and usage of said water.

Section 29: SE¼NE¼, NE¼SE¼ and all that portion of the NE¼NE¼ lying and being on the South side of Bear River.

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204231 2-2

198255 1-2

Recorded at the request of
Skabelund Law Offices
4:30
a.m. FEB 10 1997 p.m
V. ELLIOTT LARSEN, RECORDER
By Shauna Geddes Deputy
FRANKLIN COUNTY, IDAHO

When Recorded Mail To:
SAMUEL L. SMITH
3347 East Riverdale Road
Preston, ID 83263

WARRANTY DEED

SAMUEL L. SMITH and VICKI LEE SMITH (aka Vicki E. Smith), husband and wife, **grantors** of Preston, Franklin County, State of Idaho, hereby WARRANT AND CONVEY all of their interest to SAMUEL L. SMITH and VICKI L. SMITH, Trustees (and to their Successors in trust) of the SMITH FAMILY TRUST U/A/D January 9, 1997, **grantee** of 3347 East Riverdale Road, Preston, Idaho 83263, for the sum of $10.00, and other valuable consideration, in the following described tract of land in Franklin County, State of Idaho:

See Exhibit "A" attached hereto and incorporated herein.

The Grantees have full power to sell, mortgage, or otherwise hypothecate the property described.

WITNESS the hand of said grantors, this 9 day of January, 1997.

Samuel L. Smith
SAMUEL L. SMITH

Vicki Lee Smith
VICKI LEE SMITH

STATE OF UTAH)
: ss.
COUNTY OF CACHE)

On the 9 day of January, 1997, personally appeared before me, SAMUEL L. SMITH and VICKI LEE SMITH, the signers of the foregoing instrument, who duly acknowledge to me that they executed the same.

Notary Public

NOTARY PUBLIC
STEVEN R. SKABELUND
387 West Center
Orem, Utah 84057
My Commission Expires: 1-1-98
State of Utah

198255 2-2

Exhibit A

Parcel 1:

Commencing at the W¼ corner of Section 28 Township 14 Range 40; East of the Boise Meridian, East 80 Rods to the point of beginning; Thence East 80 rods, thence South 65 Rods, more or less; Thence Southwest 82 rods, more or less to the SE corner of the NW¼SW¼; Thence North 80 rods to the point of beginning -- containing 36 Acres, more or less.

Parcel 2:

Commencing at a point 80 rods East and 56 Rods South of the North West corner of Section 28 Township 14 South, Range 40 East of the Boise Meridian. Running thence North 210 feet, thence East 205 feet, thence South 210 feet, Thence West 205 feet to the point of beginning.

Parcel 3:

Commencing at the Northwest Corner of the SW¼ of the SW¼, of Section 7, Township 13 South, Range 40 East, thence East 35 Rods to the East Side of the Treasureton Road, to the true point of beginning. Thence East 12 Rods more or less, to the East Side of Existing Stream, thence South 20° West 16 Rods to the East Side of the Treasureton Road, thence North 20° West 7 Rods along the East side of the County Road to the true point of beginning.

199305 1-3

Received at the request of
Samuel L. Smith

a.m. JUN 16 1997 4:40 p.m.

V. ELLIOTT LARSEN, RECORDER
By Camille Larsen Deputy
FRANKLIN COUNTY, IDAHO

WARRANTY DEED

SAMUEL L. SMITH and VICKI LEE SMITH (aka Vicki E. Smith), husband and wife, grantors of Preston, Franklin County, State of Idaho, hereby WARRANT AND CONVEY all of their interest to SAMUEL L. SMITH and VICKI L. SMITH, Trustees (and to their Successors in trust) of the SMITH FAMILY TRUST U/A/D June 16th, 1997 grantee of 3347 East Riverdale Road, Preston, Idaho 83263, for the sum of $10.00, and other valuable consideration in the following described tract of land in Franklin County, State of Idaho:

See Warranty Deed No. 178423 and Quitclaim Deed No. 178424 attached hereto and incorporated herein.

The Grantees have full power to sell, mortgage, or otherwise hypothecate the property described.

WITNESS the hand of said grantors, this 16th day of June, 1997.

Samuel L. Smith
SAMUEL L. SMITH

Vicki Lee Smith
VICKI LEE SMITH

STATE OF IDAHO

COUNTY OF FRANKLIN

On the 16th day of June, 1997, personally appeared before me, SAMUEL L. SMITH and VICKI LEE SMITH, the signers of the foregoing instrument, who duly acknowledge to me that they executed the same.

Carol O. Hodges
Notary Public
My Commission Expires 12-24-99
Preston, Idaho

CAROL O HODGES NOTARY PUBLIC STATE OF IDAHO

1993052-3

178423

7-4626

WARRANTY DEED

For Value Received JESSE GEORGE JACKSON

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

SAMUEL L. SMITH and VICKI E. SMITH,
husband and wife,

whose current address is 3347 East Riverdale Road
Preston, Idaho 83263

the grantees , the following described premises, in Franklin County Idaho, to wit:

Township 14 South, Range 40 East of the Boise Meridian

Section 28: S½SW¼. mb 3.1

Section 29: SE¼SE¼. mb 4.1

Section 32: E½NE¼. mb 1.2

Section 33: W½NW¼, NE¼NW¼. mb 2.2

Recorded at the request of Grantee Land Title

11:25 a.m. SEP 23 1988 p.m.

CORRIE L. KELLER, RECORDER
By Carol Baker Deputy
FRANKLIN COUNTY, IDAHO

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantor do es hereby covenant to and with the said Grantee , that he the owner in fee simple of said premises; that they are free from all incumbrances

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

Dated: September 21, 1988

STATE OF IDAHO, COUNTY OF FRANKLIN

On this 21st day of Sept. , 1988, before me, a notary public in and for said State, personally appeared

JESSE GEORGE JACKSON

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

Notary Public

Residing at Swan Lake , Idaho

Comm. Expires June 1, 1994

Furnished by the AMERICAN LAND TITLE CO., Pocatello, Idaho

199305 33

178424

4-4626

QUITCLAIM DEED

For Value Received KATHY JACKSON, a married woman, as to any community interest she may have therein,

do hereby convey, release, remise and forever quit claim unto

SAMUEL L. SMITH and VICKI E. SMITH
husband and wife,

whose current address is 3347 East Riverdale Road
Preston, Idaho 83263

the following described premises, to-wit:

Township 14 South, Range 40 East of the Boise Meridian, Franklin County, Idaho

Section 28: S½SW¼. ark 3.1

Section 29: SE¼SE¼. ark 4.1

Section 32: E½NE¼. ark 1.2

Section 33: W½NW¼, NE¼NW¼. ark 2.2

Recorded at the request of
Western Land Title

11:32 a.m. SEP 23 1988 p.m.

CORRIE L. KELLER, RECORDER
By Carol Probst Deputy
FRANKLIN COUNTY, IDAHO

together with their appurtenances.

Dated: 9/22/88

Kathy Jackson

STATE OF ~~IDAHO~~ UTAH COUNTY OF Salt Lake

On this 22 day of Sept., 19 88 before me, a notary public in and for said State, personally appeared KATHY JACKSON

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Notary Public

Residing at Salt Lake City, Utah

Comm. Expires 5-14-90

Furnished by the AMERICAN LAND TITLE CO., Pocatello, Idaho

257034 1-2

Recorded at the request of
Samuel L. Smith
Time 9:14 A

DEC 31 2012

SHAUNA T GEDDES, RECORDER
BY _____ Deputy
FRANKLIN COUNTY IDAHO

When recorded, return to:

Samuel L. Smith
3347 East Riverdale Road
Preston, ID 83263

QUIT CLAIM DEED

SAMUEL L. SMITH and VICKI L. SMITH, Trustees of THE SMITH FAMILY TRUST U/A/D November 19, 1998, GRANTORS, hereby quit claim to S LAZY S PROPERTIES, LLC, an Idaho limited liability company, GRANTEE, of 3347 East Riverdale Road, Preston, Idaho 83263, for the sum of Ten Dollars ($10.00) and other good and valuable consideration, the following described real property in FRANKLIN COUNTY, IDAHO:

See the attached **EXHIBIT A**

IN WITNESS WHEREOF, GRANTORS have caused this instrument to be executed this 31 day of December 2012.

THE SMITH FAMILY TRUST u/a/d November 19, 1998

By: _____
Samuel L. Smith, Trustee

By: _____
Vicki L. Smith, Trustee

STATE OF IDAHO)
: ss.
COUNTY OF Franklin)

On this 31st day of December 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared SAMUEL L. SMITH, Trustee, and VICKI L. SMITH, Trustee of THE SMITH FAMILY TRUST, known or identified to me to be Trustees of THE SMITH FAMILY TRUST, the trust that executed the instrument or the persons who executed the instrument on behalf of said trust, and acknowledged to me that such trust executed the same.

SHANNON GEDDES NOTARY STATE OF IDAHO

_____
Notary Public

257034 2-2

Township 14 South, Range 40 East of the Boise Meridian, Franklin County, Idaho

Section 20: Commencing at the Southeast corner of Section 20, running thence West to the center of Bear River, thence Northerly along center of Bear River to East boundary line of said Section; thence South to the point of beginning.

Section 21: All that portion of SW¼SE¼ and S½SW¼ lying and being on the South side of Bear River.

Section 28: NW¼, EXCEPTING THEREFROM: Commencing at a point 80 rods East and 56 rods South of the Northwest corner of said Section 28, and running thence North 210 feet; thence East 205 feet; thence South 210 feet; thence West 205 feet to the point of beginning.

ALSO INCLUDING: NW¼SW¼, NW¼SE¼, SUBJECT TO A RIGHT OF WAY OVER THE FOLLOWING DESCRIBED PROPERTY: Commencing at the Southeast corner of the NW¼SE¼ of said Section 28, running thence North 5 rods, more or less, thence Southwest to a point 30 rods, more or less, West of the place of beginning; thence East 15 rods, more or less, to the place of beginning.
Said right-of-way being given by QUITCLAIM DEED 138857, recorded January 6, 1976, and by WARRANTY DEED 142564, recorded April 26, 1977, records of Franklin County, Idaho.

ALSO INCLUDING: Beginning at a point 266 feet S of NW cor. the NE¼NE¼ of said Section 28, said point being 10 feet below Preston, Riverdale, Mink Creek Canal, running thence South 77 rods, thence North 31° East 68 rods, more or less, to a point 10 feet North of said canal, thence following the meanderings of said canal to the point of beginning.

ALSO INCLUDING: The W½NE¼, EXCEPTING THEREFROM; Beginning at the Northwest corner of the NE¼NE¼ of said Section 28, running thence South 266 feet, more or less, to a point 10 feet below Preston, Riverdale and Mink Creek Canal, thence North 63° West 380 feet, more or less, to the upper side of Glencoe dugway at the bottom of Water Hollow, thence Northeasterly along upper side of said dugway to a point 600 feet, more or less, North of the point of beginning, thence South 600 feet, more or less, to the point of beginning. SUBJECT TO right of way for irrigation ditch along bottom of water Hollow. TOGETHER WITH an unnamed Spring located thereon. First Parties grant to Second parties prior right and usage of said water. Second parties should allow First parties to maintain a water box and pipe leading from said spring for culinary water not being used by second parties but this shall not be detrimental to second parties prior rights and usage of said water.

Section 29: SE¼NE¼, NE¼SE¼ and all that portion of the NE¼NE¼ lying and being on the South side of Bear River.

THIS GRANT IS INTENDED TO CONVEY TO THE GRANTEE ALL RIGHTS, TITLE AND INTEREST OF THE GRANTOR, EXCEPT THAT ARDA K. SMITH RESERVES A LIFE ESTATE ON SAID PROPERTY WITH THE ABSOLUTE AND UNHAMPERED RIGHT TO OCCUPY AND POSSESS SAID PROPERTY FOR THE REMAINDER OF HER NATURAL LIFE.

EXHIBIT A

257035

Recorded at the request of
Samuel L. Smith
Time 9:19 A

DEC 31 2012

SHAUNA T. GEDDES, RECORDER
BY _____ Deputy
FRANKLIN COUNTY IDAHO

When recorded, return to:

Samuel L. Smith
3347 East Riverdale Road
Preston, ID 83263

QUIT CLAIM DEED

SAMUEL L. SMITH and VICKI L. SMITH, Trustees of THE SMITH FAMILY TRUST U/A/D June 16, 1997, GRANTORS, hereby quit claim to S LAZY S PROPERTIES, LLC, an Idaho limited liability company, GRANTEE, of 3347 East Riverdale Road, Preston, Idaho 83263, for the sum of Ten Dollars ($10.00) and other good and valuable consideration, the following described real property in FRANKLIN COUNTY, IDAHO:

Township 14 South, Range 40 East, of the Boise Meridian:
Section 28: S½SW¼
Section 29: SE¼SE¼
Section 32: E½NE¼
Section 33: W½NW¼, NE¼NW¼

IN WITNESS WHEREOF, GRANTORS have caused this instrument to be executed this 31 day of December 2012.

THE SMITH FAMILY TRUST u/a/d June 16, 1997

By: _____
Samuel L. Smith, Trustee

By: _____
Vicki L. Smith, Trustee

STATE OF IDAHO)
: ss.
COUNTY OF Franklin)

On this 31st day of December 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared SAMUEL L. SMITH, Trustee, and VICKI L. SMITH, Trustee of THE SMITH FAMILY TRUST, known or identified to me to be Trustees of THE SMITH FAMILY TRUST, the trust that executed the instrument or the persons who executed the instrument on behalf of said trust, and acknowledged to me that such trust executed the same.

SHANNON GEDDES NOTARY PUBLIC STATE OF IDAHO

_____
Notary Public

Re- 257616

Recorded at the request of
Samuel L. Smith
Time 9:27 A

DEC 31 2012

SHAUNA T GEDDES, RECORDER
BY _____ Deputy
FRANKLIN COUNTY IDAHO

When recorded, return to:

Samuel L. Smith
3347 East Riverdale Road
Preston, ID 83263

257038

Re- Recorded at the request of
Vicki L. Smith
Time 11:20 A

MAR 08 2013

SHAUNA T GEDDES, RECORDER
BY _____ Deputy
FRANKLIN COUNTY IDAHO

QUIT CLAIM DEED

SAMUEL L. SMITH and VICKI L. SMITH (aka Vicki Lee Smith), Trustees of ~~SAMUEL L.~~ wle SMITH FAMILY TRUST, GRANTORS, hereby quit claim to S LAZY S PROPERTIES, LLC, an Idaho limited liability company, GRANTEE, of 3347 East Riverdale Road, Preston, Idaho 83263, for the sum of Ten Dollars ($10.00) and other good and valuable consideration, the following described real property in FRANKLIN COUNTY, IDAHO:

Section 32, Township 14 South, Range 40 East, Boise Meridian:
Commencing at the Northeast Corner of the Northeast Quarter of Southeast Quarter of said Section and running thence West 80 Rods, thence running South 58 Rods, thence running in a South~~west~~ east direction to the Section line and thence East 48 Rods to the Southeast corner, thence North 80 Rods to the Place of Beginning. wle

IN WITNESS WHEREOF, GRANTORS have caused this instrument to be executed this 31 day of December 2012.

SAMUEL L. SMITH FAMILY TRUST

By: _____
Samuel L. Smith, Trustee

By: Vicki L Smith
Vicki L. Smith, Trustee

STATE OF IDAHO)
: ss.
COUNTY OF Franklin)

On this 31st day of December 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared SAMUEL L. SMITH, Trustee, and VICKI L. SMITH (aka Vicki Lee Smith), Trustee of ~~SAMUEL L.~~ SMITH FAMILY TRUST, known or identified to me to be Trustees of ~~SAMUEL L.~~ wle SMITH FAMILY TRUST, the trust that executed the instrument or the persons who executed the instrument on behalf of said trust, and acknowledged to me that such trust executed the same.

SHANNON GEDDES NOTARY PUBLIC STATE OF IDAHO

Shannon Geddes
Notary Public

Recorded at the request of
Samuel L. Smith
Time 9:22 A

257036

DEC 31 2012

SHAUNA T GEDDES, RECORDER
BY _____ Deputy
FRANKLIN COUNTY IDAHO

When recorded, return to:

Samuel L. Smith
3347 East Riverdale Road
Preston, ID 83263

QUIT CLAIM DEED

SAMUEL L. SMITH and VICKI L. SMITH, Trustees of THE SMITH FAMILY TRUST U/A/D January 9, 1997, GRANTORS, hereby quit claim to S LAZY S PROPERTIES, LLC, an Idaho limited liability company, GRANTEE, of 3347 East Riverdale Road, Preston, Idaho 83263, for the sum of Ten Dollars ($10.00) and other good and valuable consideration, the following described real property in FRANKLIN COUNTY, IDAHO:

> Commencing at the W¼ corner of Section 28 Township 14 South Range 40 East of the Boise Meridian, East 80 Rods to the point of beginning; Thence East 80 Rods, thence South 65 Rods, more or less; thence Southwest 82 Rods, more or less to the SE corner of the NW¼SW¼; thence North 80 Rods to the point of beginning. Containing 36 acres, more or less.

IN WITNESS WHEREOF, GRANTORS have caused this instrument to be executed this 31 day of December 2012.

THE SMITH FAMILY TRUST u/a/d January 9, 1997

By: _____
Samuel L. Smith, Trustee

By: _____
Vicki L. Smith, Trustee

STATE OF IDAHO)
: ss.
COUNTY OF Franklin)

On this 31st day of December 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared SAMUEL L. SMITH, Trustee, and VICKI L. SMITH, Trustee of THE SMITH FAMILY TRUST, known or identified to me to be Trustees of THE SMITH FAMILY TRUST, the trust that executed the instrument or the persons who executed the instrument on behalf of said trust, and acknowledged to me that such trust executed the same.

HANNON GEDDES NOTARY STATE OF IDAHO

_____
Notary Public

3347 E. Riverdale Rd
Preston Id. 83263

257659

Recorded at the request of
Sam Smith
Time 10:54

MAR 12 2013

SHAUNA T GEDDES, RECORDER
BY C. Lam Deputy
FRANKLIN COUNTY IDAHO

QUIT-CLAIM DEED

ROSS T BARRINGTON, Trustee of The Barrington Family Trust, of Hurricane, County of Washington, State of Utah, grantor, hereby QUIT-CLAIM to S LAZY S PROPERTIES, LLC, grantee of Preston, County of Franklin, State of Idaho, any and all interest in the following described tract of land in Franklin County, State of Idaho:

THE SOUTH HALF OF THE SOUTHWEST QUARTER, THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 28, TOWNSHIP 14 SOUTH, RANGE 40 EAST, BOISE MERIDIAN.

WITNESS, the hands of said grantor, this 8 day of March, A.D., 2013.

Ross T. Barrington
ROSS T. BARRINGTON, Trustee

STATE OF Utah)
COUNTY OF Washington)ss:

On the 8 day of March, 2013, personally appeared before me ROSS T. BARRINGTON, Trustee of The Barrington Family Trust, the signer of the within instrument, who duly acknowledged to me that they executed the same.

My Commission Expires:
11/6/2016

Julie M Selleck
NOTARY PUBLIC
Residing at Washington County

JULIE M SELLECK
Notary Public
State of Utah
COMMISSION # 660667
My Commission Expires November 06, 2016

257039 1-5

Recorded at the request of
Samuel L. Smith
Time 9:30 A

DEC 31 2012

SHAUNA T GEDDES, RECORDER
BY [signature] Deputy
FRANKLIN COUNTY IDAHO

When recorded, return to:

Samuel L. Smith
3347 East Riverdale Road
Preston, ID 83263

ASSIGNMENT OF BOUNDARY LINE AGREEMENT

SAMUEL L. SMITH and VICKI SMITH, Trustees of THE SAMUEL L. SMITH FAMILY TRUST ("Assignors"), hereby assign, transfer, convey, quit claim and grant to S LAZY S PROPERTIES, LLC, an Idaho limited liability company, of 3347 East Riverdale Road, Preston, Idaho 83263, for the sum of Ten Dollars ($10.00) and other good and valuable consideration, all of Assignors' right, title and interest under that certain Corrected Boundary Line Agreement by and between Riverdale Wholesale, Inc. (designated "First Party" therein) and Assignor (designated "Second Party" therein), dated June 8, 1998 and recorded June 12, 1998 as Entry No. 202617 in the records of the Franklin County Recorder. A copy of such Corrected Boundary Line Agreement is attached hereto as **Exhibit A**.

IN WITNESS WHEREOF, Assignors have caused this instrument to be executed this 31 day of December 2012.

THE SAMUEL L. SMITH FAMILY TRUST

By: [signature]
Samuel L. Smith, Trustee

By: [signature]
Vicki Smith, Trustee

STATE OF IDAHO)
: ss.
COUNTY OF Franklin)

On this 31st day of December 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared SAMUEL L. SMITH, Trustee, and VICKI SMITH, Trustee of THE SAMUEL L. SMITH FAMILY TRUST, known or identified to me to be Trustees of THE SAMUEL L. SMITH FAMILY TRUST, the trust that executed the instrument or the persons who executed the instrument on behalf of said trust, and acknowledged to me that such trust executed the same.

SHANNON GEDDES NOTARY PUBLIC STATE OF IDAHO

[signature]
Notary Public

202617 1-4

Steven R. Fuller

11:15 a.m. JUN 12 1998 p.m.

EXHIBIT A
257039 2-5

V. ELLIOTT LARSEN, RECORDER
By Camille Larsen Deputy
FRANKLIN COUNTY, IDAHO

CORRECTED BOUNDARY LINE AGREEMENT

THIS AGREEMENT made and entered into this 8th day of June, 1998, by and between **RIVERDALE WHOLESALE, INC.**, whose current address is 3232 East Riverdale Road, Preston, Idaho (hereinafter "FIRST PARTY") and **SAMUEL L. SMITH** and **VICKI SMITH, TRUSTEES OF THE SAMUEL L. SMITH FAMILY TRUST**, whose current address is 3347 East Riverdale Road, Preston, Idaho 83263 (hereinafter "SECOND PARTY").

RECITALS

I.

The parties to this agreement are adjoining landowners of parcels of property located and described as follows:

FIRST PARTY:

Commencing at a point 18 rods North of the center of Section 29, Township 14 South, Range 40 East of the Boise Meridian, and running thence North 8°55' West 246 feet; thence following the County road along the following meander: North 22°56' East 800 feet; thence North 38°59' East 300 feet; thence East to the North and South center line of the East Half of said Section 29; thence South along that line to the South line of said Section 29: thence West along the Section line 80 rods; thence North 178 rods to the point of beginning, and containing approximately 122 acres.

SECOND PARTY:

Township 14 South, Range 40 East of the Boise Meridian
Section 29: SE¼NE¼, NE¼SE¼ and all that portion of the NE¼NE¼ lying and being on the South side of Bear River.

The existing common boundary line between the two properties, as set forth in the deeds held by the parties is described as follows:

FIRST PARTY:

Thence East to the North and South center line of the East Half of said Section 29; thence South along that line to the South line of said Section 29:

257039 3-5

202617 2-4

SECOND PARTY:

SE¼NE¼, NE¼SE¼.

The parties desire to establish a new boundary line along an established fence line, as a matter of mutual convenience between the adjoining properties.

For the reasons set forth above, and in consideration of the mutual covenants and promises contained in this agreement **FIRST PARTY** and **SECOND PARTY** AGREE AS FOLLOWS:

1. The new boundary line between the property owned by **FIRST PARTY** and **SECOND PARTY**, as established by a survey prepared by Alexander A. Hudson, a Professional Land Surveyor, State of Idaho, shall be located as follows:

A common boundary line located in Section 29, Township 14 South, Range 40 East, Boise Meridian, Franklin County, Idaho and further described as follows:

Beginning at the center of said Section 29; Thence North 39°55'07" East 2166.45 feet (Astronomic North basis) to a 5/8" rebar with cap set on the point of intersection of a fence line and the South right-of-way line of the county road, the True Point of Beginning of this common line; thence following an established fence through the following courses: South 06°33'48" East 482.26 feet; South 05°39'21" East 328.03 feet; South 87°22'52" East 26.28 feet; South 00°32'30" East 1011.02 feet; South 00°08'31" West 530.58 feet; South 03°00'08" West 794.88 feet; South 01°19'32" West 226.83 feet; South 02°42'06" West 234.81 feet; South 02°39'44" East 270.42 feet; South 16°39'09" West 28.24 feet; South 11°03'30" East 23.30 feet; South 05°38'44" West 74.26 feet; South 00°47'38" East 86.64 feet; South 01°15'37" West 160.48 feet to a 5/8" rebar with cap set on the South line of said Section 29.

2. Each of us does hereby remise, release and quitclaim as necessary to other party in this agreement any land lying between the common boundary line by deed and the new common boundary line.

3. Both parties and their successors and assigns further agree to maintain the common boundary fence according to the provisions of the Idaho State Code.

4. This agreement constitutes the entire agreement between the parties, and any prior understanding or representations of any kind preceding the date of this agreement shall not be binding on either party except to the extent incorporated in this agreement.

257039 4-5

202617 3-4

5. Any modification of this agreement or additional obligation assumed by either party in connection with this agreement shall be binding only in writing signed by each party or an authorized representative of each party.

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

FIRST PARTY

RIVERDALE WHOLESALE, INC.

By: _____
JAMES S. READ, President

SECOND PARTY

THE SAMUEL L. SMITH FAMILY TRUST

By: _____
SAMUEL L. SMITH, Trustee

By: _____
VICKI SMITH, Trustee

STATE OF IDAHO)
)
County of Franklin)

On this 8th day of ~~May~~ June, 1998, before me, a Notary Public in and for said State, personally appeared **JAMES S. READ**, known or identified to me to be the President of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.

_____
NOTARY PUBLIC for State of Idaho
Residing at: Preston, ID
Comm. Expires: 2/19/99

257039 5-5 202617 4-4

STATE OF IDAHO)
)
County of Franklin)

On this 5th day of May, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared **SAMUEL L. SMITH and VICKI SMITH,** known or identified to me to be the persons whose names are subscribed to the within instrument as Trustees of the SAMUEL L. SMITH FAMILY TRUST and acknowledged to me that they executed the same as Trustees of the said Trust.

NOTARY PUBLIC for State of Idaho
Residing at: Swan Lake. ID
Comm. Expires: 3/9/03

THIS BOUNDARY LINE AGREEMENT IS BEING RECORDED TO CORRECT THAT CERTAIN BOUNDARY LINE AGREEMENT DATED APRIL 22, 1998, AND RECORDED APRIL 27, 1998, AS MICROFILM INSTRUMENT NO. 202108 IN THE RECORDS OF FRANKLIN COUNTY, IDAHO.