

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

79996

RECEIVED

APR 15 2015

Department of Water Resources
Eastern Region

Name of Applicant(s) Mikel J Saxton and June Marie Saxton Phone (208)847-2112
Mailing address 5943 Center Lane Geneva ID 83238 Email saxtonranch@gmail.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☒ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☒ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☒ No Representative

Name of Representative _____ Phone _____
Mailing address _____ Email _____

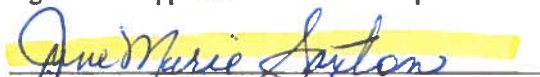
- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


Signature of Applicant or Authorized Representative

Mikel J Saxton
Print Name and Title if applicable

4-13-15
Date


Signature of Applicant or Authorized Representative

June Marie Saxton
Print Name and Title if applicable

4/13/15
Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Ownership
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.
Correct the ownership of the water rights and created a permissible place of use. Currently ground water and surface water are used in conjunction to facilitate the irrigation of 353.2 acres. The place of use change allows the applicant to move the ground water where it is needed from year to year. 236 acres will be defined for 2015 Irrigation.

79996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	11-7007	3.12 cfs	Irrigation	04/15 to 10/15	Ground Water
☒ ☐	11-2119	1.60 cfs	Irrigation	04/15 to 10/15	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 4.72 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 4.72 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
 Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.) PPU

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	46E	22	31.4	3	36.5	40	0.1			2					26.7	4.6	9.7	28.9	182.9
13S	46E	23						20.8	34.5			5.7							61.0
13S	46E	27	28.5	10.7	10.9	27.1										7.9	24.2		109.3
Total Acres (for irrigation use)																			353.2

STATE OF IDAHO

Ident. No. 79996

DEPARTMENT OF WATER RESOURCES

AMENDED**Point of Diversion/Place of Use Supplement**Attachment to: ☐ Application for Permit to Appropriate Water
☐ Application for Amendment of Permit☒ Application for Transfer**
☐ Beneficial Use Field Report☐ Adjudication Claim
☐ Statutory ClaimLocation of points of diversion (POD): **SEE PAGE 3**

New POD?	Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or well/diversion tag #
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										

Description of place of use (POU): **Irrigated place of use for 2015**

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	46E	22	31.4	2.0	7	40									25.6	0.1	9.2	28.8	144.1
13S	46E	23						20.8	34.5			5.7							61
13S	46E	27	22.0	9.0															31
TOTAL Acres																			236.1

**If this supplemental sheet is for an Application for Transfer, insert this page into Part 1B of the application.

Page _____

5.19.15 - OK per telephone w/ Mike Saxton.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. _____

Point of Diversion/Place of Use Supplement

Attachment to: ☐ Application for Permit to Appropriate Water ☒ Application for Transfer** ☐ Adjudication Claim
☐ Application for Amendment of Permit ☐ Beneficial Use Field Report ☐ Statutory Claim

Location of points of diversion (POD): **SEE PAGE 3**

New POD?	Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or well/diversion tag #
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										

Description of place of use (POU): **Irrigated place of use for 2015**

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	46E	22	31.4	1.9	7	40									25.6	0.1	9.2	28.8	144
13S	46E	23						20.8	34.5			5.7							61
13S	46E	27	22.0	9.0															31
															TOTAL ACRES				236

**If this supplemental sheet is for an Application for Transfer, insert this page into Part 1B of the application. Page _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
Well to mainline to sprinkler irrigation system.
-
-
- b. Who owns the property at the point(s) of diversion? Applicant
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
-
-
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____
-
- It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
If yes, ☐ complete [Attachment WSB](#).
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
No change to the land, the transfer application only corrects the place of use to what has been historically irrigated.
-
-
- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
Water Shares with Thomas Fork Canal Company are used in conjunction with the ground water rights.
-
-
- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:
Yes No
- | | | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |
- If yes, describe:
-
-
-

Page _____ of _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 11-2119

Current Owner: EUGENE C SAXTON
Priority Date: 2/10/1961
Origin: Water Right
Status: Active
Basis: License

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	1.6 CFS	
	<u>Total Diversion</u>	1.6 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 22,	Twp 13S,	Rge 46E B.M.
BEAR LAKE County				

Place of Use

IRRIGATION Within BEAR LAKE County

T13S R46E S22	NESE	40.00	T13S R46E S22	SESE	40.00
Total Acres: 80					

Licensed Date: 8/7/1962

79996

Page _____ of _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 11-7007

Current Owner: JAMES E SAXTON

Priority Date: 11/8/1968

Origin: Water Right

Status: Active

Basis: License

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/15	3.12 CFS	468 AF
	<u>Total Diversion</u>	3.12 CFS	468 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 22,	Twp 13S,	Rge 46E B.M.
BEAR LAKE County				

Place of Use

IRRIGATION Within BEAR LAKE County

T13S R46E S22	SWNE	34.00	T13S R46E S22	SWSE	4.00
T13S R46E S27	NENE	40.00	T13S R46E S27	SENE	39.00
T13S R46E S27	NESE	39.00			

Total Acres: 156

Conditions of Approval:

1. AC. IRR. = 156.1.

Licensed Date: 10/6/1971

79996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System ([GIS](#)) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**.

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

[illegible]

FOR DEPARTMENT USE ONLY

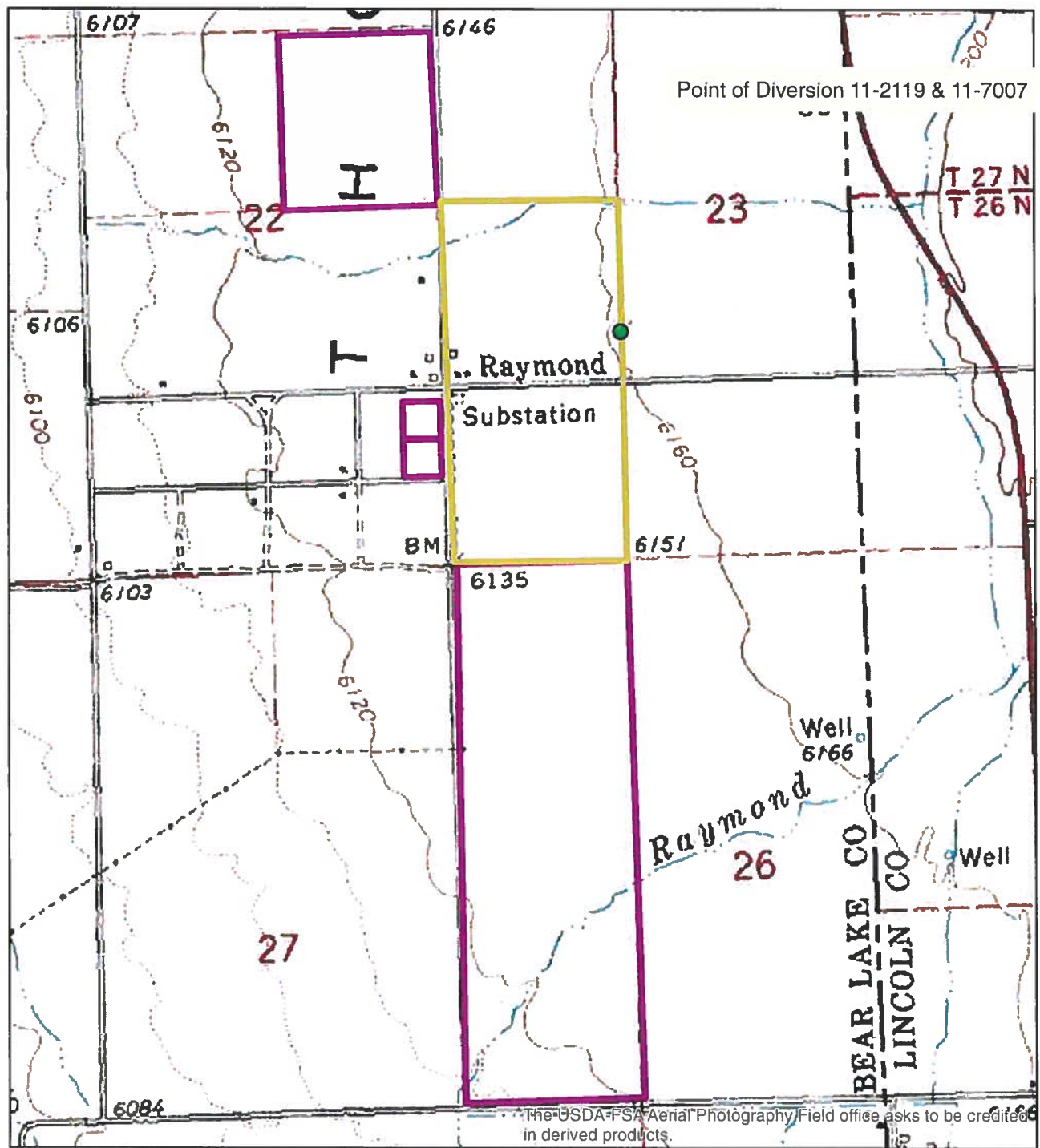
Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Preliminary check by _____ Date _____

Fee paid \$ 50.00 Date 3.20.15 Received by JB Receipt # E040788

Add'l fee paid \$820.00 Date 4.15.15 Received by Receipt # E040901

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)



Mike Saxton

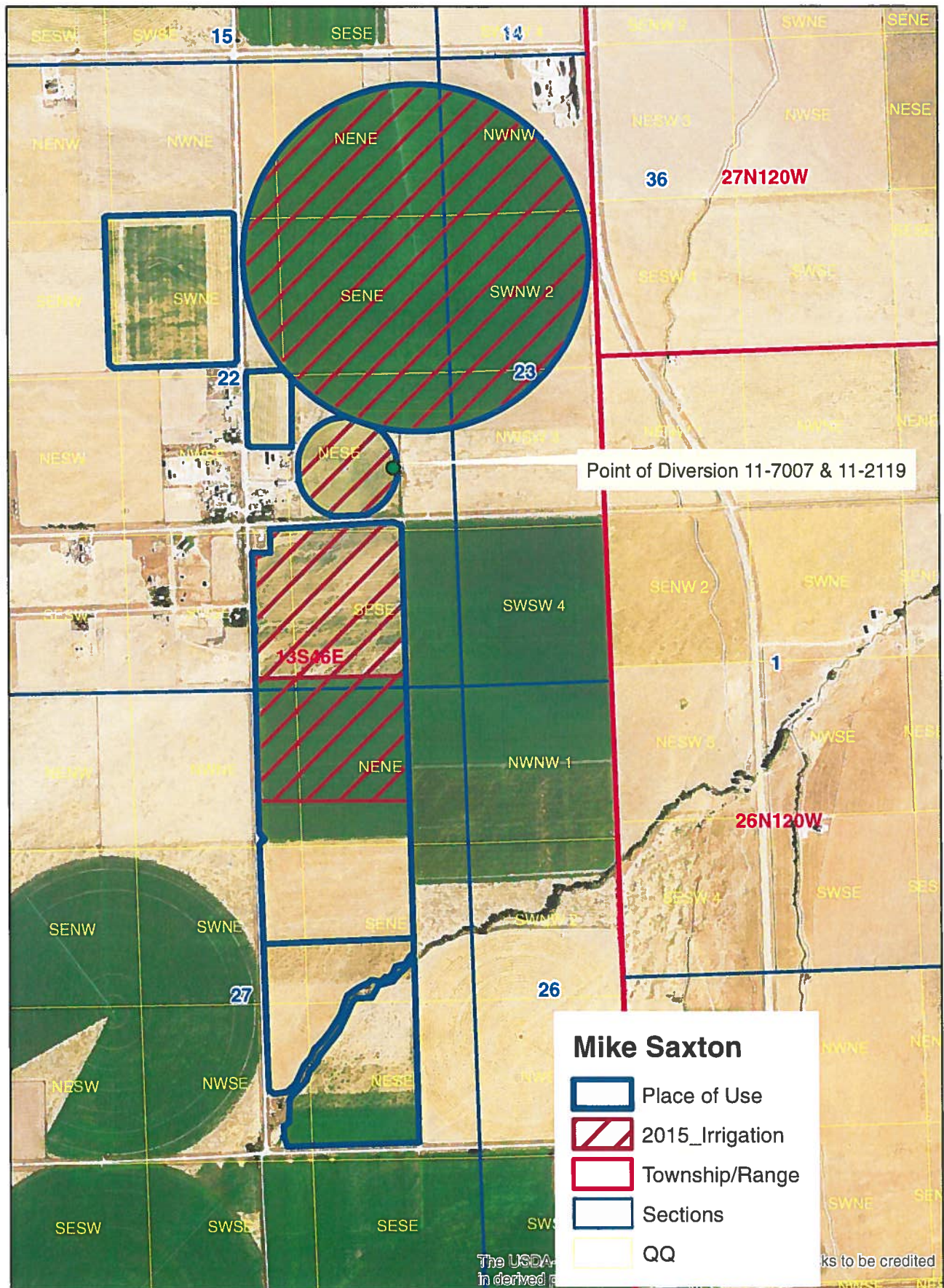
- 11-2119
- 11-7007_license

Orig QA

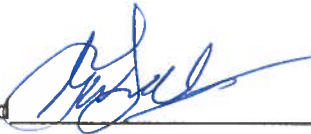


0 0.1 0.2 0.4 Miles

79996



We, Terry W. Saxton, and Jana^{see} P. Saxton, relinquish to Mikel J. Saxton, all of my water rights on my 2 ½ acre lot in the Raymond town site in Raymond, Idaho, 13 S 46 E Sec 22 SW ¼ of the SE ¼.

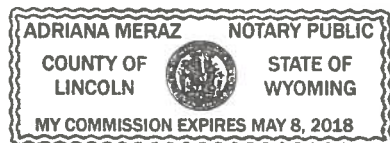
Signed 

Dated 3-23-15

Signed 

Dated 3/23/15

Adriana Meraz



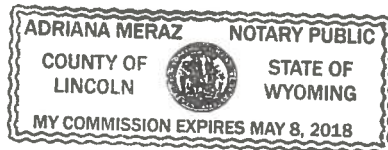
Exp. May 8, 2018

I, Bobbi J. Saxton Heap, relinquish to Mikel J. Saxton, all of my water rights on my 2 ½ acre lot in the Raymond town site in Raymond, Idaho, 13 S 46 E Sec 22 SW ¼ of the SE ¼.

Signed Bobbi J. Saxton Heap

Dated 3-23-15

Adriana Meraz



Exp. May 8, 2018

We, James E. Saxton, and MaryLu Saxton, relinquish to Mikel J. Saxton, all of our water rights in 13 S 46 E Section 22 NE ¼ of the SE ¼.

Beginning at the Northwest corner of the SE ¼ SE ¼ of said Section 22, and running thence East 454 feet; thence North 200 feet, thence West 454 feet; thence South 200 feet to the Place of Beginning.

Signed

James E. Saxton

Dated

3-23-15

Signed

Mary Lu Saxton

Dated

3-23-15

Adriana Meraz



Ex. May 8, 2018

WARRANTY DEED

81540
 Made this 26th day of February in the year of our Lord One Thousand Nine Hundred and Sixty Two, between Eugene Saxton and Eleanor Saxton, husband and wife of [redacted] County of Bear Lake, State of Idaho the parties of the first part, and James E. Saxton and Mary L. Saxton, husband and wife of Raymond, County of Bear Lake, State of Idaho the parties of the second part:

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of One Dollar and other valuable consideration DOLLARS, lawful money of the United States of America, to us in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged we, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said parties of the second part, and to heirs and assigns forever: All that certain lot, piece or parcel of land situate, lying and being in the County of Bear Lake State of Idaho, bounded and more particularly described as follows, to-wit:

S½NE¼, SE¼NW¼ and NW¼SE¼ of Section 3, Township 14, South, Range 46 East of the Boise Meridian; also E½SE¼ of Section 22, Township 13, South, Range 46 East of the Boise Meridian.

WR 11-2119 well EC Saxton

Subject to that certain Mortgage executed by the sellers herein to the Federal Land Bank Association and also subject to that certain Mortgage executed by the sellers herein to Farm Home Administration, both of which are on record in Bear Lake County, Idaho.

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

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said parties of the second part, and to their heirs and assigns forever. And the said parties of the first part, and their heirs and assigns warrant the said premises in the quiet and peaceable possession of the said parties of the second part their heirs and assigns against the said parties of the first part, and 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.

Eugene Saxton (Seal)

Eleanor Saxton (Seal)

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

On this 28th day of February in the year 1962, before me Ruth Alard, a Notary Public in and for said County and State, personally appeared Eugene Saxton and Eleanor Saxton 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)

Ruth Alard

Notary Public.

My Commission Expires
 March 6, 1964

Residence and P.O. Address
 Montpelier, Idaho

Recorded at the request of Eugene Saxton; 9:30 A.M.; March 4, 1962; Book 49 of Deeds at page 245.

By John Rye Deputy

79996

Sam M. Hanks, Recorder.

Fee: \$1.50

No. 81540

WARRANTY DEED

APR 9 1929

Department of Water Resources
Eastern Region

Interest in and to the hereinafter described real property, his portion of the money on hand.

Interest in and to the hereinafter described real property, his portion of the money on hand.

Interest in and to the hereinafter described real property, his portion of the money on hand.

To ANDY L. EVANS, an undivided one-sixth interest in and to the hereinafter described real property, and the sum of \$28.59, his portion of the money on hand.

To MAY A. EVANS, an undivided one-sixth interest in and to the hereinafter described real property, and the sum of \$28.59, his portion of the money on hand.

The following is a description of the real property to which there is hereby decreed to the hereinbefore named persons each an undivided one-sixth, interest, to-wit:

The West half (W $\frac{1}{2}$) of the South West Quarter (SW $\frac{1}{4}$) of Section thirty-four (34); the East half of the South East Quarter (SE $\frac{1}{4}$) of Section thirty-three (33); The West half (W $\frac{1}{2}$) of the South East Quarter (SE $\frac{1}{4}$) of Section thirty-three (33); North East Quarter (NE $\frac{1}{4}$) of the South West Quarter (SW $\frac{1}{4}$) of Section thirty-four (34), Township thirteen (13) Range forty-six (46) East.

Lots numbers one and four of Block Number 15 in Townsite of Raymond, being in the West half (W $\frac{1}{2}$) of the South East Quarter (SE $\frac{1}{4}$) of Section twenty two (22), Township thirteen (13) Range 46 East Boise Meridian.

AND IT IS FURTHER, ORDERED, ADJUDGED AND DECREED that said administrator, upon the payment and delivery of said personal property as hereinbefore ordered, be fully and finally discharged and released from his trust as such administrator, and that his sureties shall thereupon and thenceforth be discharged from any liability of his future acts.

CHRISTIAN, TUELLER, JUDGE.

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

I, Christian Tueller, Probate Judge, in and for Bear Lake County, State of Idaho, hereby certify that the foregoing is a full, true and complete copy of the original Decree of Distribution in the foregoing estate, now on file and of record in my office.

IN WITNESS WHEREOF, I have hereto set my hand and affixed the official seal of my office, the 30th day of January, 1929.

Christian Tueller,
PROBATE JUDGE.

(SEAL)

Recorded at request of D. C. Kunk, March 29th 1929, at 11:20 a. m.

ALICE KUNK, County Recorder.

Deputy.

32802

WARRANTEE

WARRANT

THIS INSTRUMENT, made this 30th day of Jan. in the year of our Lord one thousand nine hundred and twenty nine, and in the year of the Independence of the United States of America the fifty-ninth, by and between the State of Idaho, parties of the first part, and the County of Bear Lake, parties of the second part, for and to the use and behoof of the County of Bear Lake, Idaho, do hereby certify that the foregoing is a full, true and complete copy of the original Decree of Distribution in the foregoing estate, now on file and of record in my office.

Warranty Deed
(IDAHO)

g Meadows
Deed chain

NOW ALL MEN BY THESE PRESENTS, That

WILLIS RUSSELL and ETHEL I. RUSSELL, a/k/a ETHEL C. RUSSELL, his wife,
of Grace, and his wife,

of the County of Caribou, State of Idaho,

parties of the first part, for and in consideration of the sum of TWENTY-FOUR THOUSAND TWO
HUNDRED SIXTY AND NO/100-----Dollars (\$ 24,260.00),

in lawful money of the United States of America, and other valuable consideration, to them

in hand paid by JAMES E. SAXTON and MARY L. SAXTON,

of Bear Lake County, Idaho,
his wife,/hereinafter called party of the second part, do hereby GRANT, BARGAIN, SELL and CON-
VEY unto the party of the second part, as a community property estate, and to the heirs and assigns of the second

party, all of the following-described property situate, lying and being in the County of Bear Lake,
State of Idaho, to wit:

Township 13 South, Range 46 East, Boise Meridian:

Section 27: East Half of the Northeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$); Northeast
Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$).

Section 34: Commencing at the Northwest Corner of the Southwest
Quarter of Section 34, Township 13 South, Range 46 East, Boise
Meridian; thence East 160 rods; thence South 30 rods; thence West
80 rods; thence North 78 rods; thence West 80 rods; thence North
2 rods to the place of beginning.

Section 22: Commencing at the Northeast Corner of the Southwest
Quarter of the Northeast Quarter; thence West 70 rods; thence South
80 rods; thence East 70 rods; thence North 80 rods to the point
of beginning.

* * * * *

Together with all water and water rights, ditches and ditch rights, used
thereon or appurtenant thereto, including but not limited to 40 shares
of the capital stock of Thomas Fork Irrigation Company, Inc., and 155
shares of the capital stock of Taylor Canal Company, Inc.

Together with all grazing rights, licenses, leases, permits and privileges
now owned, held or used by the parties of the first part in connection
with the operation of the above premises, including but not limited to
rights to graze 25 head of cows on land located in Lincoln County,
Wyoming, under a permit issued by the Bureau of Land Management, United
States Department of the Interior.

Subject to exceptions and reservations contained in patents from the
United States.

Subject to existing easements for roads, highways, ditches, canals,
laterals and power and transmission lines.

Subject to the easement in favor of the Utah Power and Light Company as
disclosed by the instrument recorded May 28, 1962, in Book 11 of
Miscellaneous Records at Page 462, records of 89996
Bear Lake County, Idaho.



Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining and all improvements, water and water rights appurtenant thereto or reasonably necessary to the use of the real property, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD the said premises together with the appurtenances thereto unto the party of the second part, as community property, and to the heirs and assigns of the second party forever.

The parties of the first part, for themselves and for their heirs, executors and administrators, do hereby covenant to and with the party of the second part, and with the heirs and assigns of second party, that they are lawfully seized in fee simple of said premises, that they are free from all encumbrances, and that they will and their heirs, executors and administrators shall warrant and forever defend the title thereto against all lawful claims and demands whatsoever.

IN WITNESS WHEREOF the said parties of the first part have hereunto set their hand(s) and seal(s) this 14th day of January, 1969

WITNESSES:

Willis Russell [SEAL]
WILLIS ROSELL (Husband)

Ethel I. Russell [SEAL]
ETHEL I. ROSELL, a/k/a (Wife)
ETHEL C. ROSELL

ACKNOWLEDGMENT

STATE OF IDAHO
COUNTY OF CARIBOU

On this 14th day of January, 1969, before me, a Notary Public in and for said County and State, personally appeared WILLIS ROSELL and ETHEL I. ROSELL, and a/k/a ETHEL C. ROSELL, his wife, to me known to be the identical individual(s) described in and who executed the within and foregoing instrument and whose name(s) are subscribed thereto, and acknowledged to me that they signed, sealed and executed the same as their free and voluntary act and deed for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above mentioned.

[SEAL]

92344

Notary Public
Notary Public in and for the State of
Residing at
My commission expires:

Recorded in Book 12-60 12:00 PM

County, Idaho, on January 16, 1969

manifold in Book

at Page 12-60

NOTARY PUBLIC

INDEXED

79996

RECORDING SYSTEMS

WARRANTY DEED

For Value Received,

JAMES E. SAXTON and MARY L. SAXTON, husband and wife,
of 1012 RAYMOND ROAD, GENEVA, County of Bear Lake, State of ID. 83238,

THE GRANTOR(S),

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

MIKEL J. SAXTON and JUNE MARIE SAXTON, husband and wife,
of 5943 CENTER LANE, GENEVA, County of Bear Lake, State of ID. 83238,

THE GRANTEE(S),

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

TOWNSHIP 13 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN, IDAHO:
Section 22: Commencing at the Northeast Corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$; thence West 70 rods; thence South 80 rods; thence East 70 rods; thence North 80 rods to the Point of Beginning.

Section 22: NE $\frac{1}{4}$ SE $\frac{1}{4}$. EXCEPT: Beginning at the Northwest corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 22, and running thence East 454 feet; thence North 200 feet; thence West 454 feet; thence South 200 feet to the Place of Beginning.

Section 23: Lots 1, 2, 3
EXCEPT: North 290 feet of Lot 1.

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

DATED THIS May 28, 2008

JAMES E. SAXTON

MARY L. SAXTON

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 28 day of May, 2008, before me a Notary Public in and for the State, personally appeared

JAMES E. SAXTON and MARY L. SAXTON,
husband and wife

Instrument # 201538

BEAR LAKE COUNTY

5-28-2008 05:00:17 No. of Pages: 1

Recorded for: FIRST IDAHO TITLE CO.

KERRY HADDOCK

Ex-Officio Recorder Deputy

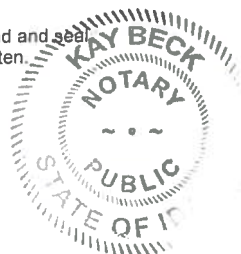
Index to: WARRANTY DEED

Fee: 3.00
Cindy Garner

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

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

Notary Public
Residing at: 1012 Raymond Road
My Commission Expires: 12-01-12



MAIL TAX NOTICE TO: **MIKEL J. SAXTON and JUNE MARIE SAXTON**
5943 CENTER LANE, GENEVA, ID. 83238

70996

WARRANTY DEED

For Value Received,

JAMES E. SAXTON and MARY L. SAXTON, husband and wife,
of 1012 RAYMOND ROAD, GENEVA, County of Bear Lake, State of IDAHO 83238,

THE GRANTOR(S),

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

MIKEL J. SAXTON and JUNE MARIE SAXTON, husband and wife,
of 5943 CENTER LANE, GENEVA, County of Bear Lake, State of IDAHO 83238,

THE GRANTEE(S),

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

✓ TOWNSHIP 14 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN, IDAHO:
Section 3: S $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$.

✓ TOWNSHIP 13 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN, IDAHO:
Section 22: SE $\frac{1}{4}$ SE $\frac{1}{4}$.

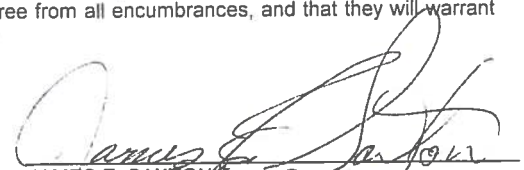
EXCEPT THEREFROM: Beginning at the Northwest Corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 22, Township 13 South, Range 46 East, Boise Meridian, and running thence East 200 feet; thence South 200 feet; thence West 200 feet; thence North 200 feet to the Place of Beginning.

✓ Section 27: E $\frac{1}{2}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$.

✓ Section 34: Commencing at the Northwest Corner of the Southwest Quarter of Section 34, Township 13 South, Range 46 East, Boise Meridian; thence East 160 rods; thence South 80 rods; thence West 80 rods; thence North 78 rods; thence West 80 rods; thence North 2 rods to the Place of Beginning.

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

DATED THIS May 28, 2008.


JAMES E. SAXTON


MARY L. SAXTON

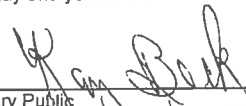
STATE OF IDAHO, COUNTY OF BEAR LAKE

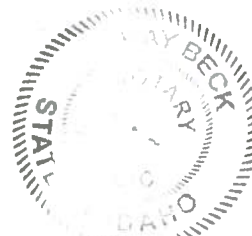
On this 28 day of May, 2008, before me a Notary Public in and for the State, personally appeared

JAMES E. SAXTON and MARY L. SAXTON,
husband and wife

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

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


Notary Public
Residing at: David ID
My Commission Expires: 12-01-12



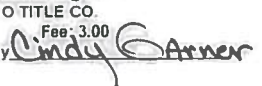
Instrument # 201536

BEAR LAKE COUNTY

5-28-2008 04:54:05 No. of Pages: 1

Recorded for: FIRST IDAHO TITLE CO.

KERRY HADDOCK Fee: 3.00

Ex-Officio Recorder Deputy 

Index to: WARRANTY DEED

MAIL TAX NOTICE TO: **MIKEL J. SAXTON and JUNE MARIE SAXTON**
5943 CENTER LANE, GENEVA, ID. 83238