

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?
29-13245	Yes ☒	Yes ☐		Yes ☐	Yes ☐
29-260	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Frank Hough
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Greg or Jamie Smedley
New owner(s) as listed on the conveyance document
- Mailing address: 2472 S. Old Hwy 91 City: Inkom State: ID ZIP: 83245
- Telephone: 208-221-2537 Email: greg@smedleybuilders.com

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: 7/2014
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.

SUPPORT DATA

IN FILE # 29-260

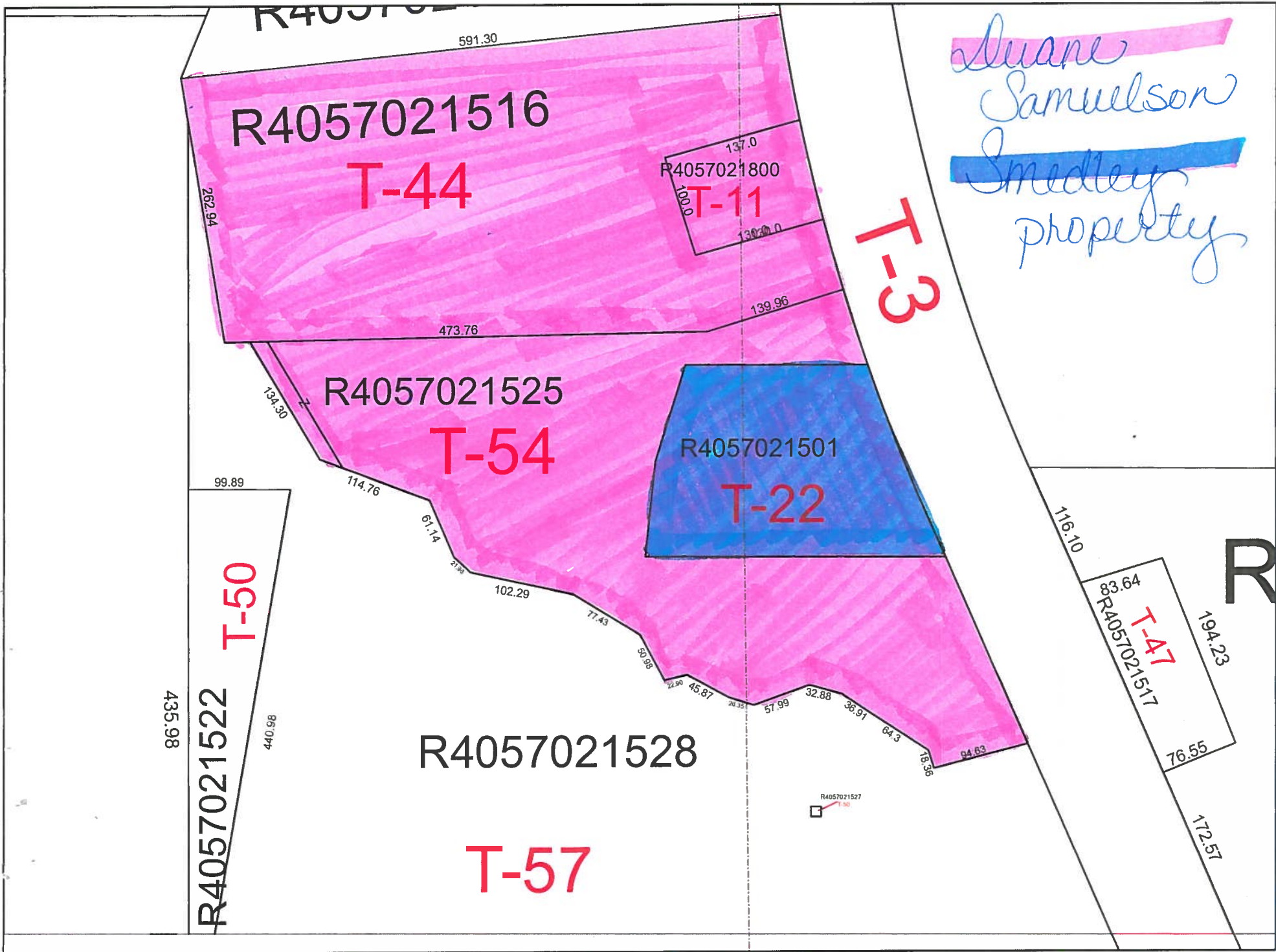
8. Signature: [Signature] Title, if applicable: _____ Date: 12-5-14
Signature of new owner/claimant
- Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

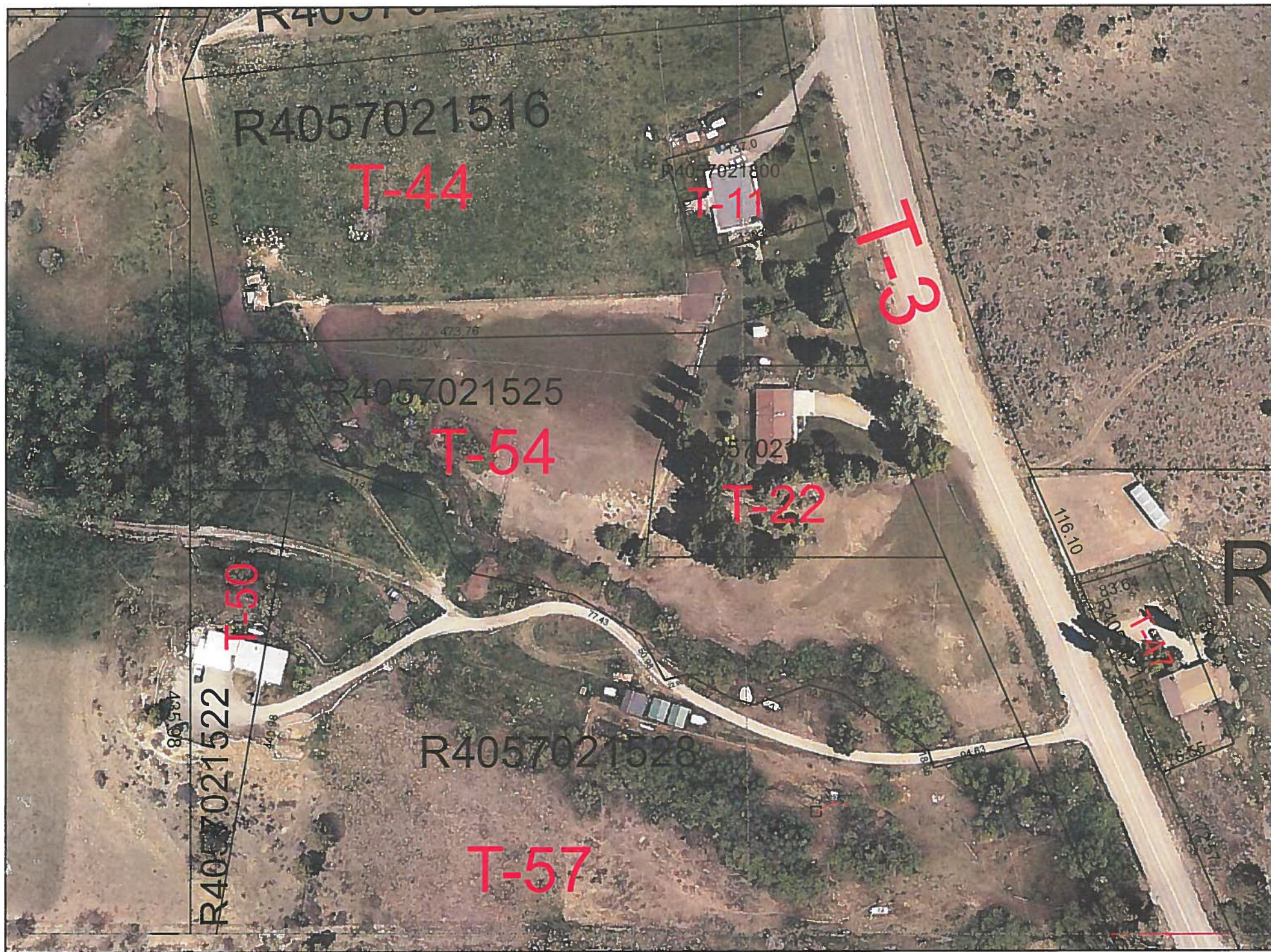
For IDWR Office Use Only:

Received by [Signature] Date 12/5/2014 Receipt No. E040470 Receipt Amt. \$200.-

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 [Signature] Processed by [Signature] Date 2/25/2015







WARRANTY DEED

Order No.:11281AM

FOR VALUE RECEIVED

The Estate of Mary S. Hough

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

Greg Smedley and Jamie Smedley, husband and wife

whose current address is:

2472 South Old Highway 91

Inkom, ID 83245

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

See EXHIBIT "A"

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

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

Dated: April 11, 2014

Darlene Samuelson co-personal representative

Darlene Samuelson, Co-Personal Representative

Frank N. Hough

Frank N. Hough, Co-Personal Representative

co-personal representative

State of Idaho} ss.

County of Bannock}

On this 11th day of April, 2014, before me, Holly F. Gardner, a Notary Public in and for said state, personally appeared Darlene Samuelson and Frank N. Hough known or identified to me to be the persons whose names are subscribed to the foregoing instrument as Co-Personal Representatives of the estate of Mary S. Hough, and acknowledged to me that they executed the same as Co-Personal Representatives.

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

EXHIBIT "A"

11281AM

A parcel of land located in the SE 1/4 of section 23 township 8 south, range 36 E.B.M., Bannock County, Idaho, Its more particularly described as follows:

Commencing at the SE corner of section 23, thence N 0°03'11" W, along the east line of section 23 a distance of 1322.12 feet to the south 1/16 corner; thence N 89°41'29" W, along the south 1/16 line a distance of 987.50 feet to the southwesterly right of way line of US Highway 191; thence N 23°51'59" W, along said right of way line a distance of 403.34 feet to the true point of beginning. Thence continuing N 23°51'58" W, along said right of way line a distance of 43.95 feet to the point of curvature of a 1959.57 foot radius curve concave to the northeast having a central angle of 4°38'40" and a chord of 158.80 feet which bears N 21°32'25" W; Thence along said curve in a northwesterly direction 158.84 feet; thence leaving said right of way N 89°51'47" W, a distance of 179.76 feet; Thence S 17°16'57" W, a distance of 98.91 feet; Thence S 05°50'25" W, a distance of 93.67 feet; Thence S 89°51'47" E, a distance of 294.76 feet to the southwesterly right of way line of US Highway 191 and the true point of beginning.

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

First American Title - Pocatello

21411594

2014 Aug 29 PM 12:34:00

Electronically Recorded by Simplifile

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **515450-P (sg)**

Date: **August 27, 2014**

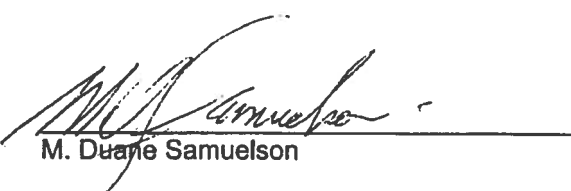
For Value Received, **Parcel 1: M. Duane Samuelson and S. Darlene Samuelson, husband and wife**

Parcel 2: M. Duane Samuelson and Darlene Samuelson, husband and wife as community property with right of survivorship, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Greg Smedley and Jamie Smedley, husband and wife**, hereinafter called the Grantee, whose current address is **2472 S. Old Hwy 91, Inkom, ID 83245**, the following described premises, situated in **Bannock County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

TOGETHER WITH WATER RIGHTS # 29-13245 AND #29-260 FOR PORTNEUF RIVER AND ROBBER'S ROOST CREEK

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.


M. Duane Samuelson

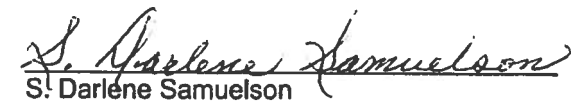

S. Darlene Samuelson

EXHIBIT A**PARCEL 1:**

A PARCEL OF LAND LOCATED IN THE E½ OF SECTION 23, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE ¼ CORNER COMMON TO SECTIONS 14 AND 23, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, A FOUND BANNOCK COUNTY MONUMENT (INSTRUMENT NO. 561542); THENCE S 89°09'24" E, A DISTANCE OF 1440.40 FEET ALONG THE NORTH LINE OF SAID SECTION 23 TO THE WESTERLY RIGHT OF WAY OF HIGHWAY 91-191; THENCE S 1°41'18" W, A DISTANCE OF 2725.57 FEET, ALONG THE WESTERLY RIGHT OF WAY OF HIGHWAY 91-191, TO THE P.C. OF A CURVE THAT BEARS SOUTHEASTERLY WITH A RADIUS OF 1960.00 FEET WITH A CENTRAL ANGLE OF 25°33'; THENCE CONTINUING ALONG SAID CURVE A DISTANCE OF 346.62 FEET, TO A ½' REBAR. L.S. #5074 AND THE TRUE POINT OF BEGINNING;

THENCE S 84°12'00" W, A DISTANCE OF 591.28 FEET ALONG THE SOUTHERLY BOUNDARY OF LANCE AND WENDY ELISON (INSTRUMENT NO.99007868) TO A ½" REBAR, L.S. #5074;

THENCE S 9°41'47" E, A DISTANCE OF 261.78 FEET TO A 5/8" REBAR L.S. #8053;

THENCE N 88°14'36" E, A DISTANCE OF 471.19 FEET TO A TIE POST REPLACING THE ORIGINAL 5/8" REBAR L.S. #8053;

THENCE N 76°05'22" E, A DISTANCE OF 139.96 FEET TO A 5/8" REBAR L.S. #8053 AT THE WESTERLY RIGHT OF WAY OF HIGHWAY 91-191;

THENCE NORTHERLY ALONG SAID RIGHT OF WAY ALONG A NORTHEASTERLY CURVE WITH A RADIUS OF 1960 FEET AND DELTA ANGLE OF 8°06'18" A DISTANCE OF 277.26 FEET TO THE TRUE POINT OF BEGINNING.

ALSO:

COMMENCING AT THE S.W. CORNER OF M. DUANE SAMUELSON PARCEL Instr. #99019345), THENCE N. 88°14'36" E. A DISTANCE OF 34.5 FEET TO THE POINT OF BEGINNING; THENCE S. 27°06'22" E. 134.24 FEET; THENCE S. 69°25'09" E. ALONG THE CENTERLINE OF ROBBERS ROOST CREEK 19.53 FEET, MORE OR LESS; THENCE N. 26°13'05" W. 141.43 FEET TO THE SOUTH BOUNDARY OF M. DUANE SAMUELSON PARCEL; THENCE S. 88°14'036 W. 16.97 FEET TO THE POINT OF BEGINNING

PARCEL 2:

A PARCEL OF LAND LOCATED IN THE SE¼ OF SECTION 23, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SECTION 23, THENCE N. 0°03'11" W. ALONG THE EAST LINE OF SECTION 23 A DISTANCE OF 1322.12 FEET TO THE SOUTH 1/16 CORNER; THENCE N. 89°41'29" W. ALONG THE SOUTH 1/16 LINE A DISTANCE OF 987.50 FEET TO THE SOUTHWESTERLY RIGHT OF WAY LINE OF U.S. HIGHWAY 191; THENCE N. 23°51'58" W. ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 219.74 FEET TO AN EXISTING FENCE LINE AND THE TRUE POINT OF BEGINNING;

THENCE S. 75°30'51" W. ALONG SAID FENCE LINE A DISTANCE OF 94.53 FEET TO AN INTERSECTION WITH THE CENTERLINE OF ROBBERS ROOST CREEK;

THENCE FOLLOWING THE CENTERLINE OF ROBBERS ROOST CREEK IN A NORTHWESTERLY AND WESTERLY DIRECTION ON THE FOLLOWING FOURTEEN COURSES:

N. 17°31'22" W. A DISTANCE OF 18.36 FEET;

N. 57°10'32" W. A DISTANCE OF 64.53 FEET;

N. 55°54'09" W. A DISTANCE OF 36.91 FEET;

N. 74°59'36" W. A DISTANCE OF 32.88 FEET;

S. 70°39'07" W. A DISTANCE OF 57.99 FEET;

N. 72°35'31" W. A DISTANCE OF 26.35 FEET;

N. 61°47'52" W. A DISTANCE OF 45.87 FEET;

S. 76°05'25" W. A DISTANCE OF 22.90 FEET;

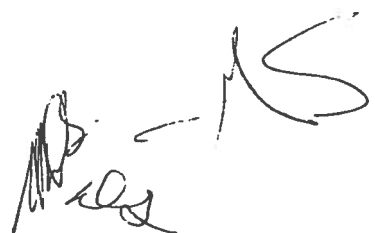
N. 28°13'48" W. A DISTANCE OF 50.98 FEET;

N. 58°52'44" W. A DISTANCE OF 77.43 FEET;
N. 78°02'51" W. A DISTANCE OF 102.29 FEET;
N. 47°44'40" W. A DISTANCE OF 21.98 FEET;
N. 23°16'18" W. A DISTANCE OF 61.14 FEET;
N. 69°25'21" W. A DISTANCE OF 89.50 FEET TO AN EXISTING FENCE ON THE EASTERLY LINE
OF A 16 FOOT STRIP OF GROUND GRANTED TO SAMUELSON;
THENCE ALONG SAID FENCE LINE N. 30°45'20" W. A DISTANCE OF 145.43 FEET TO THE
SOUTH LINE OF THE SAMUELSON PROPERTY;
THENCE N. 88°14'36" E. ALONG SAID SOUTH LINE A DISTANCE OF 433.36 FEET;
THENCE N. 76°09'26" E. A DISTANCE OF 137.33 FEET TO A POINT ON THE SOUTHWESTERLY
RIGHT OF WAY LINE OF U.S. 191, SAID POINT FALLS AN A 1959.57 FOOT RADIUS CURVE
CONCAVE TO THE NORTHEAST, HAVING A CENTRAL ANGLE OF 7°18'20" AND A CHORD OF
249.69 WHICH BEARS S. 20°12'35" E.; THENCE ALONG SAID CURVE A DISTANCE OF 249.86
FEET TO THE POINT OF TANGENCY;
THENCE CONTINUING ALONG THE RIGHT OF WAY LINE S. 23°51'58" E. A DISTANCE OF
227.54 FEET TO THE TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM:

A PARCEL OF LAND LOCATED IN THE SE¼ OF SECTION 23, TOWNSHIP 8 SOUTH, RANGE 36
EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS
FOLLOWS:

COMMENCING AT THE SE CORNER OF SAID SECTION 23, THENCE N. 0°03'11" W ALONG THE
EAST LINE OF SECTION 23 A DISTANCE OF 1322.12 FEET TO THE SOUTH 1/16 CORNER;
THENCE N. 89°41'29" W. ALONG THE SOUTH 1/16 LINE A DISTANCE OF 987.50 FEET TO THE
SOUTHWESTERLY RIGHT OF WAY LINE OF U.S. HIGHWAY 191; THENCE N. 23°51'59" W.
ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 403.34 FEET TO THE TRUE POINT OF
BEGINNING; THENCE CONTINUING N. 23°51'58" W. ALONG SAID RIGHT OF WAY LINE A
DISTANCE OF 43.95 FEET TO THE POINT OF CURVATURE OF A 1959.57 FOOT RADIUS CURVE
CONCAVE TO THE NORTHEAST HAVING A CENTRAL ANGLE OF 4°38'40" AND A CHORD OF
158.80 FEET WHICH BEARS N. 21°32'25" W.; THENCE ALONG SAID CURVE IN A
NORTHWESTERLY DIRECTION 158.84 FEET; THENCE LEAVING SAID RIGHT OF WAY N.
89°51'47" W. A DISTANCE OF 179.76 FEET; THENCE S. 17°16'57" W. A DISTANCE OF 98.91
FEET; THENCE S. 05°50'25" W. A DISTANCE OF 93.67 FEET; THENCE S. 89°51'47" E. A
DISTANCE OF 294.76 FEET TO THE SOUTHWESTERLY RIGHT OF WAY LINE OF U.S. HIGHWAY
191 AND THE TRUE POINT OF BEGINNING.

Handwritten signature and initials, possibly "MS" and "K", in the bottom right corner of the page.

First American Title - Pocatello

21416135

2014 Dec 12 AM 09:59:00

Electronically Recorded by Simplifile

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

*Change to Smedley
Onstine will change at
a later date.

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **525836-P (sg)**

Date: **November 26, 2014**

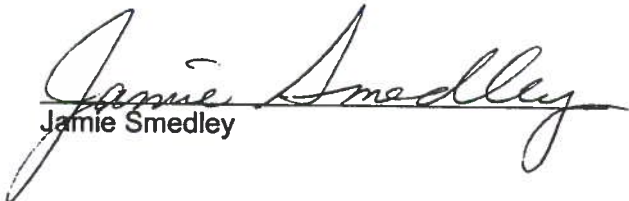
For Value Received, **Greg Smedley and Jamie Smedley, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Ralph Onstine and Nora L. Onstine, husband and wife**, hereinafter called the Grantee, whose current address is **3577 South Old Hwy 91, McCammon, ID 83250**, the following described premises, situated in **Bannock County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.** *nbo*

Mailing Address: 3103 S. OLD HIGHWAY 91, McCAMMON IDAHO 83250

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.


Greg Smedley

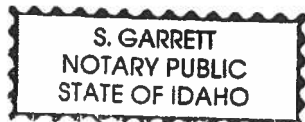

Jamie Smedley

STATE OF Idaho)
SS.

Instrument: 21416135 Page:0

COUNTY OF Bannock)
9, 10th

On this ~~Twelfth~~ ^{9, 10th} day of December, 2014, before me, a Notary Public in and for said State, personally appeared **Greg Smedley and Jamie Smedley**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



A handwritten signature in cursive script, appearing to read "S. Garrett".

Notary Public for the State of Idaho
Residing at: INKOM, ID
My Commission Expires: 9/30/17

EXHIBIT A**PARCEL 1:**

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THENCE S 84°12'00" W, A DISTANCE OF 591.28 FEET ALONG THE SOUTHERLY BOUNDARY OF LANCE AND WENDY ELISON (INSTRUMENT NO. 99007868) TO A ½" REBAR, L.S. #5074;

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PARCEL 2:

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N. 28°13'48" W. A DISTANCE OF 50.98 FEET;

Handwritten signatures and initials are present at the bottom right of the page, including what appears to be 'AS' and 'JS'.

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 N. 78°02'51" W. A DISTANCE OF 102.29 FEET;
 N. 47°44'40" W. A DISTANCE OF 21.98 FEET;
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 89°51'47" W. A DISTANCE OF 179.76 FEET; THENCE S. 17°16'57" W. A DISTANCE OF 98.91
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 DISTANCE OF 294.76 FEET TO THE SOUTHWESTERLY RIGHT OF WAY LINE OF U.S. HIGHWAY
 191 AND THE TRUE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

A PARCEL OF LAND LOCATED IN THE SE¼ OF SECTION 23, TOWNSHIP 8 SOUTH, RANGE 36
 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO. IT IS MORE PARTICULARLY
 DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SECTION 23, THENCE N. 0°03'11" W. ALONG THE EAST
 LINE OF SECTION 23, A DISTANCE OF 1322.12 FEET TO THE SOUTH 1/16 CORNER; THENCE
 N. 89°41'29" W. ALONG THE SOUTH 1/16 LINE A DISTANCE OF 987.50 FEET TO THE
 SOUTHWESTERLY RIGHT OF WAY LINE OF U.S. HIGHWAY 191; THENCE N. 23°51'58" W.
 ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 219.74 FEET TO AN EXISTING FENCE LINE
 AND THE TRUE POINT OF BEGINNING. THENCE S. 75°30'51" W. ALONG SAID FENCE LINE A
 DISTANCE OF 94.53 FEET TO AN INTERSECTION WITH THE CENTERLINE OF ROBBERS
 ROOST CREEK; THENCE FOLLOWING THE CENTERLINE OF ROBBERS ROOST CREEK IN A
 NORTHWESTERLY AND WESTERLY DIRECTION ON THE FOLLOWING FOURTEEN COURSES:
 N. 17°31'22" W. A DISTANCE OF 18.36 FEET;
 N. 57°10'32" W. A DISTANCE OF 64.53 FEET;
 N. 55°54'09" W. A DISTANCE OF 36.91 FEET;
 N. 74°59'36" W. A DISTANCE OF 32.88 FEET;
 S. 70°39'07" W. A DISTANCE OF 57.99 FEET;
 N. 72°35'31" W. A DISTANCE OF 26.35 FEET;
 N. 61°47'52" W. A DISTANCE OF 45.87 FEET;
 S. 76°05'25" W. A DISTANCE OF 22.90 FEET;
 N. 28°13'48" W. A DISTANCE OF 50.98 FEET;
 N. 58°52'44" W. A DISTANCE OF 77.43 FEET;

N. 78°02'51" W. A DISTANCE OF 102.29 FEET;

N. 47°44'40" W. A DISTANCE OF 21.98 FEET;

N. 23°16'18" W. A DISTANCE OF 61.14 FEET;

N. 69°25'21" W. A DISTANCE OF 85.10 FEET TO AN EXISTING FENCE ON THE EASTERLY LINE OF A 16 FOOT STRIP OF GROUND DESCRIBED IN INSTR. NO. 99019345; THENCE ALONG SAID FENCE LINE N. 26°13'05" W. A DISTANCE OF 141.43 FEET; THENCE N. 88°14'36" E. A DISTANCE OF 417.68 FEET; THENCE S. 19°06'08" W. A DISTANCE OF 56.42 FEET; THENCE S. 17°16'57" W. A DISTANCE OF 98.91 FEET; THENCE S. 05°50'20" W, A DISTANCE OF 93.67 FEET; THENCE S. 89°51'47" E. A DISTANCE OF 294.76 FEET TO A POINT ON THE SOUTHWESTERLY RIGHT OF WAY LINE OF U.S. 191; THENCE ALONG RIGHT OF WAY LINE S. 23°51'58" E. A DISTANCE OF 183.60 FEET TO THE TRUE POINT OF BEGINNING.

Instrument: 21416135 Page:0

AS JS
DJ nlo

4-1

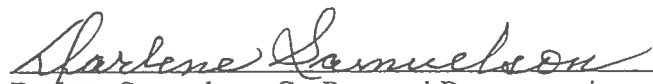
QUITCLAIM DEED

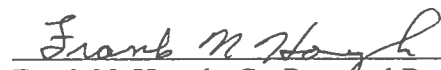
FOR VALUE RECEIVED, We, Darlene Samuelson and Frank N. Hough, as co-personal representatives of the estate of Mary S. Hough, deceased, do hereby convey, release, remise and forever quit claim unto M. Duane Samuelson and Darlene Samuelson, husband and wife, whose current address is 3577 S. Old Highway 91, McCammon, ID 83250, the following described premises, to wit:

That certain restriction set forth on Exhibit B of the Warranty Deed recorded as Instrument No. 99019345 in the records of Bannock County, Idaho indicating "No use or claim of any water, from the Portneuf River or Robbers Roost Creek, is included in this transaction." In recognition of water from Robbers Roost Creek having been used to irrigate the tract for a number of years, this restriction is removed by the estate of the surviving Grantor on said Instrument No. 99019345. The property described on the attached Exhibit A and C is conveyed with no such restriction on water usage.

together with their appurtenances.

EXECUTED this 20 day of June, 2014.


Darlene Samuelson, Co-Personal Representative of
the Estate of Mary S. Hough, deceased


Frank N. Hough, Co-Personal Representative of the
Estate of Mary S. Hough, deceased

4-2

21407980

STATE OF IDAHO)

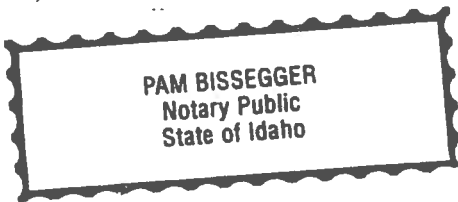
:SS

County of Bannock)

On this 20 day of June, 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared Darlene Samuelson and Frank N. Hough, known or identified to me to be the persons whose names are subscribed to the within instrument, as Co-Personal Representatives of the Estate of Mary S. Hough, deceased, and acknowledged to me that they executed the same as such Co-Personal Representatives.

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

(seal)



Pam Bissegger
NOTARY PUBLIC FOR IDAHO
Residing at: McCammon, ID
My Commission Expires: 1-3-2018

NOTAL RECORD DIV 980
BANNOCK COUNTY IDAHO

19 DEPUTY Dr

Darlene Samuelson & Frank Hough

21407980

2014 JUN 20 P 3:18

21407980

~~99019345~~

4-3

Exhibit A.

~~4-5~~

LEGAL DESCRIPTION
For
M. Duane Samuelson

A parcel of land located in the E ½ of section 23, T8S, R36E, B.M., Bannock County Idaho, more particularly described as follows:

Commencing at the ¼ corner common to sections 14 & 23 a found Bannock County monument (Instr. # 561542); thence S 89° 09' 24" E a distance of 1440.40' along the north line of section 23 to the westerly R/W of Highway 91-191; thence S 1° 41' 18" W A distance of 2723.57' along the westerly R/W of Highway 91-191 to the P.C. of a curve that bears southeasterly with a radius of 1959.57' and a central angle of 25° 33'; thence continuing along the westerly R/W of said curve a distance of 346.62', and the Point of Beginning; thence S 84° 12' W a distance of 591.30' along the southerly boundary of Lance & Wendy Elison (Instr. # 99010450); thence S 2° 00' 56" W a distance of 262.94'; thence S 80° 13' 41" E a distance of 473.76'; thence N 87° 26' 11" E a distance of 139.96' to the westerly R/W of Highway 91-191; thence northwesterly along said curve a distance of 276.92', and the Point of Beginning.

Said parcel contains 3.265 acres, more or less, excepting the original homesite (Instr. # 785586). Utilities or other easements not researched.

Exhibit c

H-4

Second Parcel

For M. Duane Samuelson

21407980

99019345

Beginning at the S.W. corner of M. Duane Samuelson parcel, thence S $80^{\circ}-13'-41''$ E a distance of 34.5 feet to the P.O.B; thence Southeasterly to an existing fence Post on the south side of Robbers Roost Creek: Thence parallel to the South boundary of M. Duane Samuelson's Property of distance of 16.23 Feet: thence Northwesterly to the South Boundary of M. Duane Samuelson: thence N $80^{\circ}-13'-41''$ W a distance of 16.23 feet, and the Point of Beginning. Parcel is a 16 foot wide strip.

OF THE SIXTH JUDICIAL CIRCUIT
AND FOR THE COUNTY OF

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STATE OF IDAHO)

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County of Bannock)

Darlene Samuelson and Frank N. Hough, hereby accept the duties of Co-Personal Representatives of the Estate of Mary S. Hough, deceased, and do solemnly swear they will perform, according to law, the duties of Co-Personal Representatives.

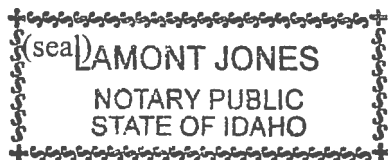
Frank N. Hough

Frank N. Hough
3712 S. Old Hwy 91
McCammon, ID 83250
(208)775-3373

Darlene Samuelson

Darlene Samuelson
3577 S. Old Hwy 91
McCammon, ID 83250
(208) 775-3521

SUBSCRIBED AND SWORN TO before me this 25th day of may, 2010.



Lamont Jones
NOTARY PUBLIC FOR IDAHO

Residing at: Pocatello
My Commission Expires: 11/3/10

4-1

21106196

**CORRECTION
DEED OF DISTRIBUTION BY PERSONAL REPRESENTATIVES**

THIS DEED, made by Darlene Samuelson and Frank N. Hough, as co-personal representatives of the estate of Mary S. Hough, deceased, Grantors, to Darlene Samuelson, Grantee, whose mailing address is 3577 S. Old Hwy 91, McCammon, Idaho 83250.

WHEREAS, Grantors are the qualified co-personal representatives of said estate, filed as Case No. CV 10-2300 IE in Bannock County, Idaho;

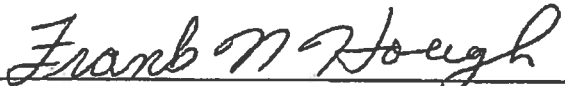
WHEREAS, Grantee is entitled to distribution of the hereinafter described real property;
and

THEREFORE, for valuable consideration received, Grantors quitclaim, transfer and covey to Grantee the real property in Bannock County, Idaho particularly described on the two (2) page attachment hereto and by reference incorporated herein with all appurtenances, including water and water rights.

THIS CORRECTION CO-PERSONAL REPRESENTATIVES' DEED IS EXECUTED SOLELY FOR THE PURPOSE OF CORRECTING A MISTAKE ON PAGE 2 OF THE ATTACHMENT TO THE CO-PERSONAL REPRESENTATIVES DEED RECORDED AS INSTRUMENT NUMBER 21012972 IN THE OFFICIAL RECORDS OF BANNOCK COUNTY, IDAHO.

EXECUTED this 11 day of April, 2011.

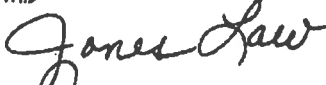

Darlene Samuelson, Co-Personal Representative of
the Estate of Mary S. Hough, deceased


Frank N. Hough, Co-Personal Representative of the
Estate of Mary S. Hough, deceased

OFFICIAL RECORD BOOK 942
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF
FEE 19 DEPUTY mt

Correction Deed of Distribution by Personal Representatives - page 1
c:\lamont\april1\Hough(correction deed of distribution)0411111



21106196

2011 APR 27 A 8:24

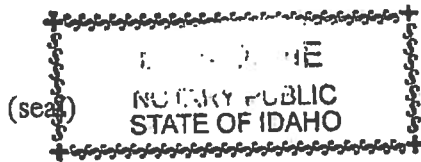
STATE OF IDAHO)

:ss

County of Bannock)

On this 11 day of April, 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared Darlene Samuelson, known or identified to me to be the person whose name is subscribed to the within instrument, as Co-Personal Representative of the Estate of Mary S. Hough, deceased, and acknowledged to me that she executed the same as such Co-Personal Representative.

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



Lori Davie
 NOTARY PUBLIC FOR IDAHO
 Residing at: Pocatello, ID
 My Commission Expires: 11.21.2013

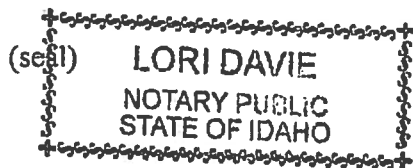
STATE OF IDAHO)

:ss

County of Bannock)

On this 30 day of April, 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared Frank N. Hough, known or identified to me to be the person whose name is subscribed to the within instrument, as Co-Personal Representative of the Estate of Mary S. Hough, deceased, and acknowledged to me that he executed the same as such Co-Personal Representative.

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



Lori Davie
 NOTARY PUBLIC FOR IDAHO
 Residing at: Pocatello, ID
 My Commission Expires: 11.21.2013

A parcel of land located in the SE ¼ of Section 23 T.8S., R.36E., B.M., Bannock County, Idaho. It is more particularly described as follows:

Commencing at the SE corner of Section 23, thence N.0°03'11"W. along the East line of Section 23 a distance of 1322.12 feet to the South 1/16 corner; thence N.89°41'29"W. along the South 1/16 line a distance of 987.50 feet to the Southwesterly Right of Way line of US Highway 191; thence N.23°51'58"W. along said Right of Way line a distance of 219.74 feet to an existing fence line and the TRUE POINT OF BEGINNING. Thence S.73°30'51"W. along said fence line a distance of 94.53 feet to an intersection with the centerline of Robbers Roost Creek; thence following the centerline of Robber Roost Creek in a Northwesterly and Westerly direction on the following fourteen courses:

N.17°31'22"W. a distance of 18.36 feet;
 N.57°10'32"W. a distance of 64.53 feet;
 N.55°54'09"W. a distance of 36.91 feet;
 N.74°59'36"W. a distance of 32.88 feet;
 S.70°39'07"W. a distance of 57.99 feet;
 N.72°35'31"W. a distance of 26.35 feet;
 N.61°47'52"W. a distance of 45.87 feet;
 S.76°05'25"W. a distance of 22.90 feet;
 N.28°13'48"W. a distance of 50.98 feet;
 N.58°52'44"W. a distance of 77.43 feet;
 N.78°02'51"W. a distance of 102.29 feet;
 N.47°44'40"W. a distance of 21.98 feet;
 N.23°16'18"W. a distance of 61.14 feet;
 N.69°25'21"W. a distance of 89.50 feet to an existing fence on the Easterly line of a 16 foot strip of ground granted to Samuelson; thence along said fence line N.30°43'20"W. a distance of 145.43 feet to the South line of the Samuelson property; thence N.88°14'36"E. along said South line a distance of 433.36 feet and N.76°09'26"E. a distance of 137.33 feet to a point on the Southwesterly Right of Way line of US 191; said point falls on a 1959.57 foot radius curve concave to the Northeast having a central angle of 7°18'20" and a chord of 249.69 which bears S.20°12'35"E.; thence along said curve a distance of 249.86 feet to the point of tangency; thence continuing along Right of Way line S.23°51'58"E. a distance of 227.54 feet to the TRUE POINT OF BEGINNING.

Contains 4.09 Acres

Together with an interest in common in:

A 10 foot by 10 foot parcel of land around an existing well described as follows:

A parcel of land located in the SE ¼ of Section 23 T.8S., R.36E., B.M., Bannock County, Idaho. It is more particularly described as follows:

Commencing at the SE corner of Section 23, thence N.0°03'11"W. along the East line of Section 23 a distance of 1322.12 feet to the South 1/16 corner; thence N.89°41'29"W. along the South 1/16 line a distance of 1272.57 feet; thence N.0°18'31"E. a distance of 113.75 feet to the TRUE POINT OF BEGINNING. Thence N.0°18'31"E. a distance of 10.00 feet; thence N.89°41'29"W. a distance of 10.00 feet; thence S.0°18'31"W. a distance of 10.00 feet; thence S.89°41'29"E. a distance of 10.00 feet to the TRUE POINT OF BEGINNING.

Together with an interest in common in the existing waterline from the above described well, to-wit:

A 10 foot strip of land located in the SE ¼ of Section 23 T.8S., R.36E., B.M., Bannock County, Idaho. A centerline of which is more particularly described as follows:

Commencing at the SE corner of Section 23, thence N.0°03'11"W. along the East line of Section 23 a distance of 1322.12 feet to the South 1/16 corner; thence N.89°41'29"W. along the South 1/16 line a distance of 1277.57 feet; thence N.0°18'31"E. a distance of 123.75 feet to an existing well and the TRUE POINT OF BEGINNING; thence N.23°22'50"W. along an existing waterline a distance of 130.81 feet to the center of Robbers Roost Creek and the POINT OF TERMINUS.

Excepting therefrom:

A parcel of land located in the SE ¼ of Section 23 T.8S., R.36E., B.M., Bannock County, Idaho. It is more particularly described as follows:

Commencing at the SE corner of Section 23, thence N.0°03'11"W. along the East line of Section 23 a distance of 1322.12 feet to the South 1/16 corner; thence N.89°41'29"W. along the South 1/16 line a distance of 987.50 feet to the Southwesterly Right of Way line of US Highway 191; thence N.23°51'59"W. along said Right of Way line a distance of 403.34 feet to the TRUE POINT OF BEGINNING. Thence continuing N.23°51'58"W. along said Right of Way line a distance of 43.95 feet to the point of curvature of a 1959.57 foot radius curve concave to the Northeast having a central angle of 4°38'40" and a chord of 158.80 feet which bears N.21°32'25"W.; thence along said curve in Northwesterly direction 158.84 feet; thence leaving said Right of Way N.89°51'47"W. a distance of 179.76 feet; thence S.17°16'57"W. a distance of 98.91 feet; thence S.05°50'25"W. a distance of 93.67 feet; thence S.89°51'47"E. a distance of 294.76 feet to the Southwesterly Right of Way line of US Highway 191 and the TRUE POINT OF BEGINNING.

DEED OF DISTRIBUTION BY PERSONAL REPRESENTATIVES

THIS DEED, made by Darlene Samuelson and Frank N. Hough, as co-personal representatives of the estate of Mary S. Hough, deceased, Grantors, to Frank N. Hough, Grantee, whose mailing address is 3512 S. Old Hwy 91, McCammon, Idaho 83250.

WHEREAS, Grantors are the qualified co-personal representatives of said estate, filed as Case No. CV 10-2300 IE in Bannock County, Idaho; and

THEREFORE, for valuable consideration received, Grantors quitclaim, transfer and convey to Grantee the real property described in Bannock County, Idaho particularly described on the two (2) page attachment hereto and by reference incorporated herein with all appurtenances, including water and water rights.

EXECUTED this 5th day of August, 2010.

Darlene Samuelson
Darlene Samuelson, Co-Personal Representatives of
the Estate of Mary S. Hough, deceased

Frank N. Hough
Frank N. Hough, Co-Personal Representatives of
the Estate of Mary S. Hough, deceased

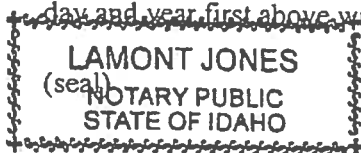
STATE OF IDAHO)

:ss

County of Bannock)

On this 5th day of August, 2010, before me, the undersigned, a Notary Public in and for said State, personally appeared Darlene Samuelson and Frank N. Hough, known or identified to me to be the persons whose names are subscribed to the within instrument, as Co-Personal Representatives of the Estate of Mary S. Hough, deceased, and acknowledged to me that they executed the same as such Co-Personal Representatives.

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



Lamont Jones
NOTARY PUBLIC FOR IDAHO
Residing at: Pocatello
My Commission Expires: 11/3/10

A parcel of land located in the SE ¼ of Section 23 T.8S., R.36E., B.M., Bannock County, Idaho. It is more particularly described as follows:

Commencing at the SE corner of Section 23, thence N.0°03'11"W. along the East line of Section 23 a distance of 1322.12 feet to the South 1/16 corner; thence N.89°41'29"W. along the South 1/16 line a distance of 987.50 feet to the Southwesterly Right of Way line of US Highway 191, the TRUE POINT OF BEGINNING. Thence N.23°51'58"W. along said Right of Way line a distance of 219.74 feet to an existing fence line; thence S.75°30'51"W. along said fence line a distance of 94.53 feet to an intersection with the centerline of Robbers Roost Creek; thence following the centerline of Robber Roost Creek in a Northwesterly and Westerly direction on the following fourteen courses:

N.17°31'22"W. a distance of 18.36 feet;
 N.57°10'32"W. a distance of 64.53 feet;
 N.55°54'09"W. a distance of 36.91 feet;
 N.74°59'36"W. a distance of 32.88 feet;
 S.70°39'07"W. a distance of 57.99 feet;
 N.72°35'31"W. a distance of 26.35 feet;
 N.61°47'52"W. a distance of 45.87 feet;
 S.76°05'25"W. a distance of 22.90 feet;
 N.28°13'48"W. a distance of 50.98 feet;
 N.58°52'44"W. a distance of 77.43 feet;
 N.78°02'51"W. a distance of 102.29 feet;
 N.47°44'40"W. a distance of 21.98 feet;
 N.23°16'18"W. a distance of 61.14 feet;
 N.69°25'21"W. a distance of 114.76 feet to an existing fence on a Southwesterly line of the Samuelson property; thence along said line N.30°45'20"W. a distance of 134.30 feet to the South line of the Samuelson property; thence S.88°14'36"W. along said South line a distance of 19.53 feet and N.09°39'47"W. along the Westerly line a distance of 19.94 feet to the East line of Instr# 92008506; thence S.0°43'26"E. along said line a distance of 175.11 feet to the North line of Instr# 20607015; thence S.89°41'29"E. along said North line a distance of 99.89 feet; thence continuing along the Easterly line of Instr# 20607015 S.09°00'18"W. a distance of 440.98 feet to the South 1/16 line; thence S.89°41'29"E. along the South 1/16 line a distance of 841.82 feet to the TRUE POINT OF BEGINNING.

Contains 6.13 Acres

together with the existing powerline easement existing within:

A 10 foot strip of land located in the SE ¼ of Section 23 T.8S., R.36E., B.M., Bannock County, Idaho. A centerline of which is more particularly described as follows:

Commencing at the SE corner of Section 23, thence N.0°03'11"W. along the East line of Section 23 a distance of 1322.12 feet to the South 1/16 corner; thence N.89°41'29"W. along the South 1/16 line a distance of 1277.57 feet; thence N.0°18'31"E. a distance of 123.75 feet to an existing well and the TRUE POINT OF BEGINNING; thence N.23°22'50"W. along an existing waterline a distance of 130.81 feet to the center of Robbers Roost Creek and the POINT OF TERMINUS.

Subject to:

A 10 foot by 10 foot parcel of land around an existing well described as follows:

A parcel of land located in the SE $\frac{1}{4}$ of Section 23 T.8S., R.36E., B.M., Bannock County, Idaho. It is more particularly described as follows:

Commencing at the SE corner of Section 23, thence N.0°03'11"W. along the East line of Section 23 a distance of 1322.12 feet to the South 1/16 corner; thence N.89°41'29"W. along the South 1/16 line a distance of 1272.57 feet; thence N.0°18'31"E. a distance of 113.75 feet to the TRUE POINT OF BEGINNING. Thence N.0°18'31"E. a distance of 10.00 feet; thence N.89°41'29"W. a distance of 10.00 feet; thence S.0°18'31"W. a distance of 10.00 feet; thence S.89°41'29"E. a distance of 10.00 feet to the TRUE POINT OF BEGINNING.

Subject to the existing waterline from the above described well, to-wit:

A 10 foot strip of land located in the SE $\frac{1}{4}$ of Section 23 T.8S., R.36E., B.M., Bannock County, Idaho. A centerline of which is more particularly described as follows:

Commencing at the SE corner of Section 23, thence N.0°03'11"W. along the East line of Section 23 a distance of 1322.12 feet to the South 1/16 corner; thence N.89°41'29"W. along the South 1/16 line a distance of 1146.71 feet; thence North a distance of 181.93 feet to the TRUE POINT OF BEGINNING. Thence N.27°38'27"W. a distance of 275.29 feet; thence N.85°11'50"E. a distance of 65.80 feet to the POINT OF TERMINUS.

OFFICIAL RECORD BK# 934
BANNOCK COUNTY-IDAHO

RECORDED AT REQUEST OF
FEE 16 DEPUTY *ms*

Jones Law

21012971

2010 AUG -5 P 12:33

QUITCLAIM DEED

For Value Received

785586

Mark D. Samuelson and Shirley Darlene Samuelson, also shown of record as Duane Samuelson and S. Darlene Samuelson (husband & wife)

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

M. Duane Samuelson and S. Darlene Samuelson - husband and wife

whose current address is

3577 S. Old Hwy 91
McCammon, Idaho 83250

the following described premises, to-wit:

Beginning at the Northeast corner of Section 23, Township 8 South, Range 36, E.B.M., Bannock County, Idaho; thence North 89°17' West, 1323.45 feet along the North boundary line of said Section 23 to the East 1/16 corner of said Section; thence South 3°14' West, 3366.63 feet to a point, thence North 74°41' East 146.90 feet to the point of beginning; thence Northwesterly at right angles 100 feet to a point; thence North 74°41' East, 137 feet, more or less, to the West right of way boundary of U.S. Highway 30 North; thence along a curve to the left, having a radius of 1960 feet and a tangent to which at the said point of intersection bears South 15°19' East, to a point which bears North 74°41' East, 130 feet from the true point of beginning; thence South 74°41' West, 130 feet to the true point of beginning....

together with their appurtenances.

Dated: December 4, 1986

Mark D. Samuelson
Duane Samuelson

Shirley Darlene Samuelson
S. Darlene Samuelson

STATE OF IDAHO, COUNTY OF Bannock
On this 4th day of December, 19 86,
before me, a notary public in and for said State, personally
appeared

M. Duane Samuelson and S. Darlene
Samuelson (husband & wife)

NOTARY SEAL

known to me to be the person s who s name s
subscribed to the within instrument, and acknowledged to
me that they executed the same.

K. C. Davis
Notary Public

785586

NO. RECORDED AT REQUEST OF
PIONEER TITLE CO.

'86 DEC -5 10:28

455
7-24

31
WARRANTY DEED

Accom.

99015648

FOR VALUE RECEIVED

FRANK H. HOUGH AND MARY S. HOUGH, HUSBAND AND WIFE

the grantors, do hereby grant, bargain, sell, and convey unto

M. DUANE SAMUELSON AND S. DARLENE SAMUELSON, HUSBAND AND WIFE

the grantees, whose current address is

3577 So. Old Hyw. 91, McCammon, Id. 83250

the following described premises, to-wit:

SEE ATTACHED EXHIBITS A & B

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 said premises are free from all incumbrances except as herein above set forth and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: AUGUST 5, 1999

Frank H. Hough
FRANK H. HOUGH

Mary S. Hough
MARY S. HOUGH

STATE OF IDAHO, COUNTY OF BANNOCK	
On this 5TH day of AUGUST, 1999, before me, a notary public in and for said State, personally appeared	
FRANK H. HOUGH AND MARY S. HOUGH, HUSBAND AND WIFE	
known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.	RON BITTON Notary Public State of Idaho
<u>Ron Bitt</u> Notary Public Residing at <u>Pocatello</u> , Idaho Comm. Expires <u>5/30/2005</u>	

99015648

NO
RECORDED AT REQUEST OF
FIRST AMERICAN TITLE
'99 AUG 5 PM 3 39

OFFICIAL RECORD BOOK NO 743
BENNET COUNTY IDAHO
LAND RECORDS
FEE 5- DEPUTY 41

Paid 5- 41 Paid
CK

3.2

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EXHIBIT A

A parcel of land located in section 23, T8S, R36E. B.M., Id, more particularly described as follows:

Commencing at the 1/4 corner common to sections 14 and 23; thence S 89°09' 24" a distance of 1440.40 feet (instrument #99007868); thence S 1°41' 18" W a distance of 2723.57 feet, along the westerly right of way of highway 91-191, to the P.C. of a southeasterly curve with a radius of 1959.57 (record 1960.00') feet and a delta angle of 25°33" a distance of 346.62 feet, and the True Point of Beginning; thence S 84°12' 00" W a distance of 591.30 feet along the southerly boundary of Lance and Wendy Elison (instrument # 99A99007868); thence S 2°00' 56" W a distance of 262.94 feet; thence S 80° 13' 41" E a distance of 473.76 feet; thence n 87° 26' 11" E a distance of 139.96 feet to the westerly right of way of US Highway 91-191; thence northerly along said curve a distance of 276.92 feet, and the true point of beginning.

Said parcel contains 3.265 acres, more or less, excepting the original home site, (instrument #785586).

Also a strip of land being more particularly described as follows: Beginning at the Southwest corner of the above described parcel, thence Southeasterly along the southerly boundary line, South 80°13'41" East a distance of 34 feet to the true Point of beginning; thence continuing South 80°13'41" East a distance of 16 feet ; thence South 25°00'00" East a distance of 168 feet; thence North 80°13' 41" West a distance of 16 feet; Thence North 25° 00' 00" west a distance of 172 feet, more or less, to the true point of beginning.

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Exhibit B

Property shall not be used as a feed lot for cattle or horses nor shall hogs be on the premises. Any corrals or barnyards shall be kept and maintained in sanitary conditions. Any and all outbuildings or barns placed upon the premises shall conform to the general architectural form of the home or homes thereon.

No use or claim of any water, from the Portneuf River or Robbers Roost Creek, is included in this transaction. With the exception of water for the watering of livestock if any.

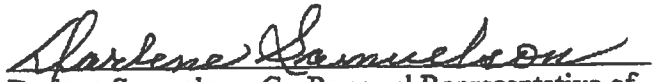
4-1
QUITCLAIM DEED

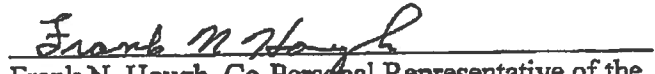
FOR VALUE RECEIVED, We, Darlene Samuelson and Frank N. Hough, as co-personal representatives of the estate of Mary S. Hough, deceased, do hereby convey, release, remise and forever quit claim unto M. Duane Samuelson and Darlene Samuelson, husband and wife, whose current address is 3577 S. Old Highway 91, McCammon, ID 83250, the following described premises, to wit:

That certain restriction set forth on Exhibit B of the Warranty Deed recorded as Instrument No. 99019345 in the records of Bannock County, Idaho indicating "No use or claim of any water, from the Portneuf River or Robbers Roost Creek, is included in this transaction." In recognition of water from Robbers Roost Creek having been used to irrigate the tract for a number of years, this restriction is removed by the estate of the surviving Grantor on said Instrument No. 99019345. The property described on the attached Exhibit A and C is conveyed with no such restriction on water usage.

together with their appurtenances.

EXECUTED this 20 day of June, 2014.


Darlene Samuelson, Co-Personal Representative of
the Estate of Mary S. Hough, deceased


Frank N. Hough, Co-Personal Representative of the
Estate of Mary S. Hough, deceased

4-2

21407980

STATE OF IDAHO)

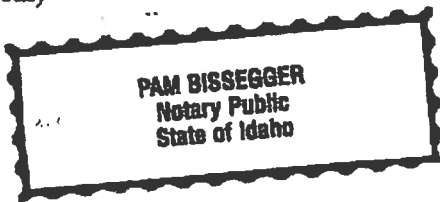
:ss

County of Bannock)

On this 20 day of June, 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared Darlene Samuelson and Frank N. Hough, known or identified to me to be the persons whose names are subscribed to the within instrument, as Co-Personal Representatives of the Estate of Mary S. Hough, deceased, and acknowledged to me that they executed the same as such Co-Personal Representatives.

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

(seal)



Pam Bissegger
NOTARY PUBLIC FOR IDAHO
Residing at: M. Cammon & D
My Commission Expires: 1-3-2018

OFFICIAL RECORD BOOK # 980
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF
FEE 19 DEPUTY Dr

Darlene Samuelson & Frank Hough
21407980 2014 JUN 20 P 3:18

21407980

~~99019345~~4-3
Exhibit A.

LEGAL DESCRIPTION
For
M. Duane Samuelson

A parcel of land located in the E ½ of section 23, T8S, R36E, B.M., Bannock County Idaho, more particularly described as follows:

Commencing at the ¼ corner common to sections 14 & 23 a found Bannock County monument (Instr. # 561542); thence S 89° 09' 24" E a distance of 1440.40' along the north line of section 23 to the westerly R/W of Highway 91-191; thence S 1° 41' 18" W a distance of 2723.57' along the westerly R/W of Highway 91-191 to the P.C. of a curve that bears southeasterly with a radius of 1959.57' and a central angle of 25° 33'; thence continuing along the westerly R/W of said curve a distance of 346.62', and the Point of Beginning; thence S 84° 12' W a distance of 591.30' along the southerly boundary of Lance & Wendy Elison (Instr. # 99010450); thence S 2° 00' 56" W a distance of 262.94'; thence S 80° 13' 41" E a distance of 473.76'; thence N 87° 26' 11" E a distance of 139.96' to the westerly R/W of Highway 91-191; thence northwesterly along said curve a distance of 276.92', and the Point of Beginning.

Said parcel contains 3.265 acres, more or less, excepting the original homesite (Instr. # 785586). Utilities or other easements not researched.

Exhibit c

4-4
Second Parcel

For M. Duane Samuelson

~~4-4~~
21407980

9-19-89

~~99019345~~

Beginning at the S.W. corner of M. Duane Samuelson parcel, thence S 80°-13'-41" E a distance of 34.5 feet to the P.O.B; thence Southeasterly to an existing fence Post on the south side of Robbers Roost Creek. Thence parallel to the South boundary of M. Duane Samuelson's Property of distance of 16.23 Feet; thence Northwesterly to the South Boundary of M. Duane Samuelson; thence N 80°-13'-41" W a distance of 16.23 feet, and the Point of Beginning. Parcel is a 16 foot wide strip.