

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 28 2014

Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

79496

Name of Applicant(s) Rao D. and Julie A. Tueller Phone 208-339-2785Mailing address 219 E Oneida, Preston, ID 83263 Email raotueller@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.

Rao Tueller
Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

Julie Tueller
Signature of Applicant or Authorized Representative

Print Name and Title if applicable

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 _____
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**.

Water right place of use will be changed to update current irrigation practices. Change of ownership and split of water right will be accomplished with this transfer.

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 ☐ ☒	11-140	.70	Irrigation	4/15 to 10/31	Soren Canyon/Thomas Fork
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights .70 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed .70 cubic feet per second and/or _____ acre-feet per annum.

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 #
N			SE	SE	16	12S	46E	BEAR LAKE	Soren Canyon Creek	

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

- ☐ 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	
12S	46E	15											22.5						22.5
12S	46E	16																12.5	12.5
Total Acres (for irrigation use)																			35

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:

an adjustable head gate, that can be locked, in stream channel. This can be closed to divert water through measuring flume. water can flow through flume into irr. system

- b. Who owns the property at the point(s) of diversion? Rao Tweller

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? No
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. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

No effect, land has been historically irrigated this way.

- e. 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:
No other water rights.

- f. 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:

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

4/25/2014

WATER RIGHT NO. 11-140

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RUDOLPH TUELLER

Priority Date: 04/01/1892

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SOREN CANYON CREEK	THOMAS FORK CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	/	/	1.2 CFS	
Total Diversion			1.2 CFS	

Location of Point(s) of Diversion:

SOREN CANYON CREEK||Sec.|Township|Range|County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BEAR LAKE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
12S	46E	16		SESE										
		21		NENE			SENE							

79496

| | | NESE | | | | | | | |

Conditions of Approval:

1. P/D INCOMPLETE. P/U INCOMPLETE - AC. IRR. = 160.

Dates:

Licensed Date:

Decreed Date: 02/20/1902

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: 11F

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

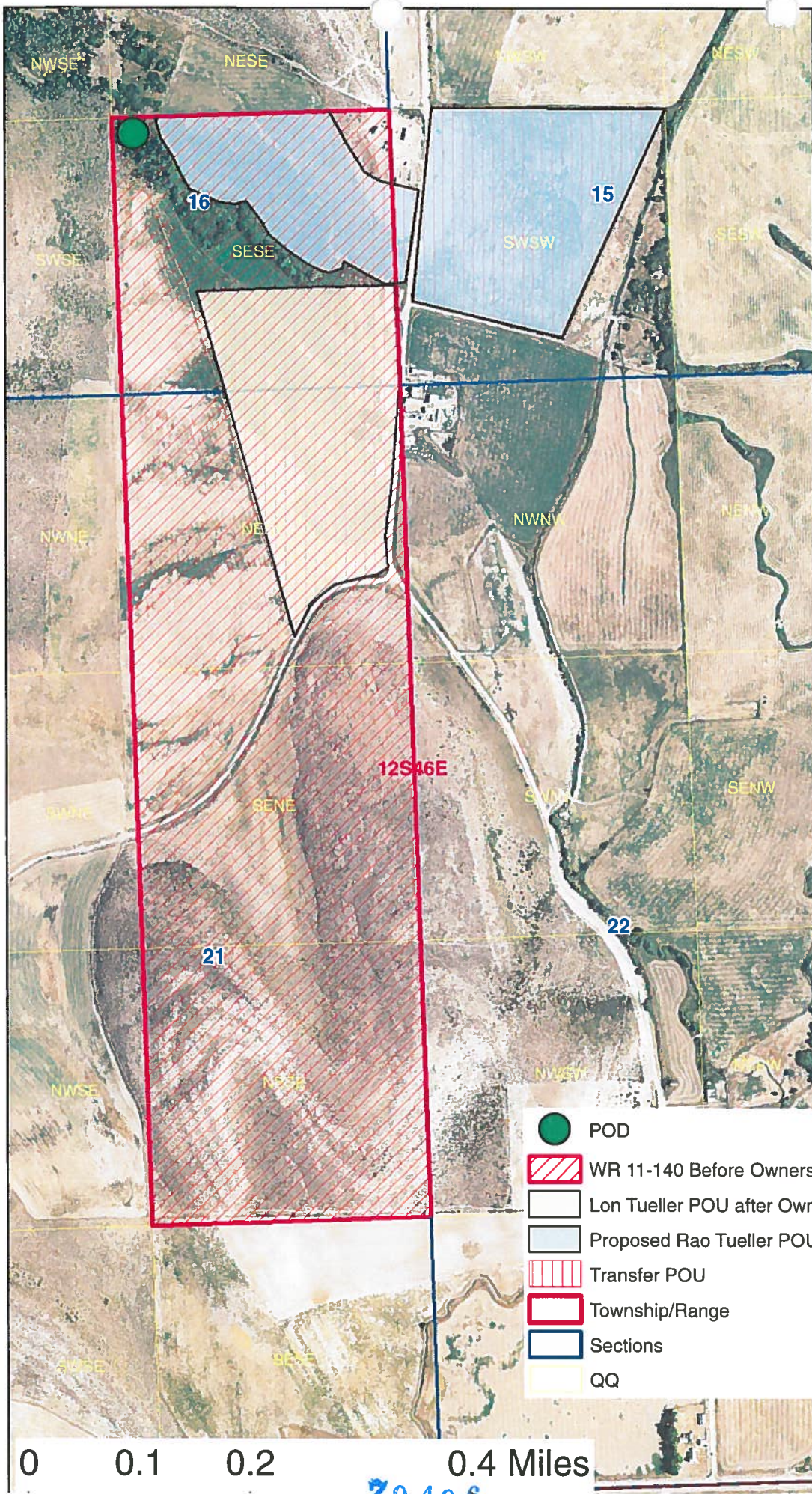
DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Water Right
Transfer
Rao and Julie
Tueller

WR 11-140



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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Notice of Change in Water Right Ownership

Department of Water Resources
Eastern Region

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
11-140	Yes ☒		Yes ☐		Yes ☐
11-7607	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Rudolph Tueller / Jacob Tueller
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Rao D. Tueller, Julie A. Tueller
Name of each new owner as listed on the conveyance document

New owner continued

Name connector ☒ and ☐ or ☐ and/or

219 E Oxida

Mailing address

Preston

City

State

ZIP

208-339-2785

Telephone

rao@tueller@gmail.com

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. 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.

7. Signature: Rao Tueller

Signature of new owner/claimant

Title, if applicable

Date

7-12-14

Signature: Julie Tueller

Signature of new owner/claimant

Title, if applicable

Date

7-12-14

For IDWR Office Use Only:

Received by: [Signature]

Date: 7/28/2014

Receipt No. E040101

Receipt Amt. \$350.-

Approved by: _____

Processed by: _____

Date: _____

\$125.- for this app.

QUIT CLAIM DEED

For Value Received, the sum of Ten Dollars and Other Good and Valuable Consideration,

LON T. TUELLER and EFFIE L. TUELLER, husband and wife,

THE GRANTOR(S),

do(es) hereby Remise, Release and forever Quit Claim unto

RAO D. TUELLER and JULIE A. TUELLER, husband and wife,
Of 219 East Oneida Street, Preston, ID 83263

THE GRANTEE(S),

the following described premises, in **BEAR LAKE County, Idaho**, to wit:

Water right 11-7607

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee(s), heirs and assigns forever.

DATED this July 25, 2014.

Lon T Tueller

LON T. TUELLER

Effie L Tueller

EFFIE L. TUELLER

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 25 day of July, 2014, before me a Notary
Public in and for the State, personally appeared

LON T. TUELLER and EFFIE L. TUELLER

known to me to be the person(s) whose names 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.

Carrie Hemmert

Notary Public
Residing at *St. Lewis, Mo*
My Commission Expires *11.3.2018*



79496

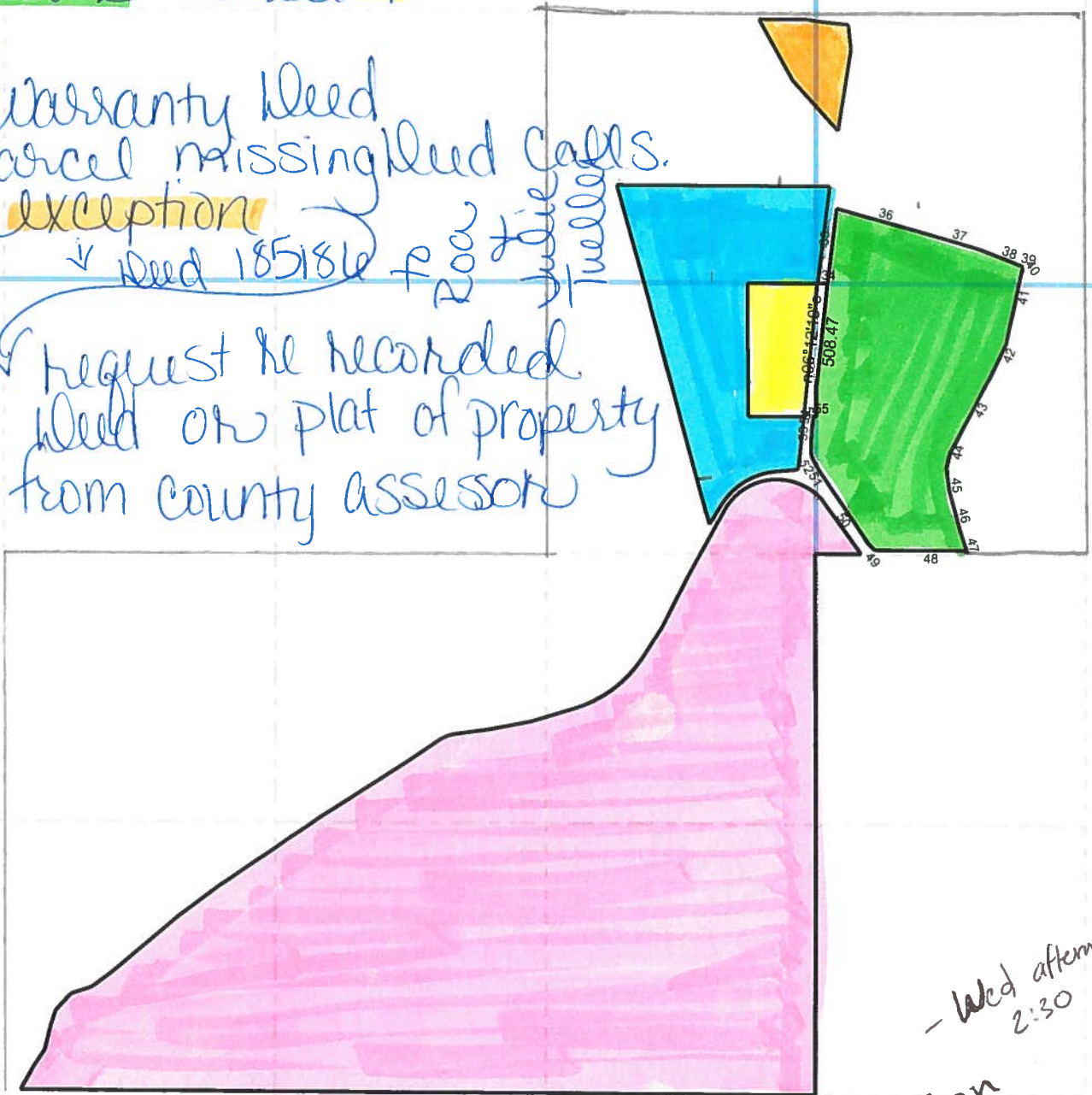
Quit Claims 1972-79

Parcel 1 Parcel 3
Parcel 2 Parcel 4

Guaranty Weed
Parcel missing Weed Calls.
exception

↓ Weed 185186 for 2 1/2 miles

✓ request be recorded
Weed on plat of property
from county assessor



- Wed afternoon
2:30

Lon
847-0094

5/5/2014

Scale: 1 inch= 800 feet

File:

Tract 1: 142.9879 Acres, Closure: n52.4317e 2.00 ft. (1/6143), Perimeter=12285 ft.

Tract 2: 27.5719 Acres, Closure: s89.5134w 56.97 ft. (1/83), Perimeter=4717 ft.

Tract 3: 20.7926 Acres, Closure: s24.0200e 0.01 ft. (1/759960), Perimeter=5098 ft.

Tract 4: 4.6018 Acres (200454 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/397722), Perimeter=1920 ft.

Tract 5: 3.1004 Acres (135052 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1627 ft.

79496

Tract Data and Deed Calls

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Tract 03: 20.7926 Acres, Closure: s24.0200e 0.01 ft. (1/759960), Perimeter=5098 ft.
Tract 04: 4.6018 Acres (200454 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/397722), Perimeter=1920 ft.
Tract 05: 3.1004 Acres (135052 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1627 ft.
Tract 05: 3.1004 Acres (135052 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1627 ft.

1: /se,ne,21,12s,46e
2: s00.1234w 1320.09
3: n89.5308w 3869.98
4: n28.1200e 128.88
5: n33.4122e 96.26
6: n13.4224e 124.68
7: n17.4200e 77.33
8: n42.0858e 91.90
9: curve right radius 70.00 arc 37.73 delta 30.5256 chord n57.3526e 37.27
10: n73.0154e 67.76
11: curve left radius 100.00 arc 34.40 delta 19.4230 chord n63.1039e 34.23
12: n53.1924e 96.56
13: n49.4316e 436.31
14: n52.4333e 236.59
15: n55.4216e 595.50
16: n57.0616e 487.33
17: n56.2031e 219.77
18: curve right radius 180.00 arc 80.73 delta 25.4152 chord n69.1127e 80.06
19: n82.0223e 165.11
20: n78.4433e 207.56
21: n73.2426e 219.80
22: curve left radius 600 arc 421.83 delta 40.1654 chord n53.1559e 413.19
23: n33.0732e 172.06
24: n27.0408e 294.45
25: n28.5300e 387.40
26: n37.1933e 31.17
27: curve right radius 295.72 arc 481.11 delta 93.1300 chord n86.1215e 429.78
28: s44.5709e 23.07
29: s35.5008e 330.78
30: n90w 227.20
31: s00.1354e 1321.71
32: @0
33: /nw,22,12s,46e
34: n89.5123e 56.98
35: n06.4849e 368.85
36: s74.3922e 413.95
37: s73.4536e 325.52
38: s68.4549e 192.52
39: s76.3613e 10.36
40: s34.1837e 11.14
41: s12.1838w 386.69
42: s25.1849w 183.94
43: s28.1350w 412.73
44: s13.4102w 74.26
45: s06.5742e 114.15
46: s15.3646e 201.97
47: s18.3419e 100.49
48: s89.5457w 449.37
49: n41.1042w 47.08
50: n34.1102w 421.57
51: n30.3652w 56.86
52: curve right radius 100.00 arc 58.19 delta 33.2036 chord n13.5634w 57.38
53: n02.4344e 86.19
54: n06.0537e 74.68
55: s89.5539e 16.02

Tract Data and Deed Calls

56: n00.1354w 144.65
57: n06.1210e 508.47
58: @0
59: /ne,21,12s,46e
60: n89.5123e 8.08
61: n07.1127e 477.98
62: n90w 1041.93
63: s15.3917e 499.43
64: s15.0447e 525.62
65: s14.4855e 283.69
66: s15.2305e 401.76
67: n32.3644e 116.62
68: curve right radius 350.00 arc 116.62 delta 52.0201 chord n58.3744e 307.05
69: n84.3845e 107.36
70: n16.4251e 17.70
71: n06.3357e 242.44
72: n89.5539w 273.71
73: n00.1354w 650.00
74: s89.5539e 335.00
75: @0
76: /ne,21,12s,46e
77: /n89.5123e 8.08
78: s89.5123w 8.08
79: n89.5539w 335.00
80: s00.1354e 650.00
81: s89.5539e 273.71
82: n05.5147e 653.36
83: @0
84: /ne,21,12s,46e
85: /n8.0859e 754.49
86: n42.1902w 327.20
87: n29.0834w 340.51
88: n90.00e 241.19
89: s76.5854e 24.46
90: s83.4524e 173.09
91: s6.1854e 121.10
92: s9.1514w 399.85

Unless I am missing something, which could be they should have a corrected deed. We at least need a map from the assessor showing RAO's property, also need deed for the exception. ☺

this is what the legal appears to be following when it ends.

Exception on the deed we received taxlot data says they own it maybe there is another deed.



I hope this makes sense. ☺

5/5/2014

Scale: 1 inch = 800 feet

File: tueller.ndp

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Tract 6: 91.4358 Acres, Closure: s87.5654e 855.33 ft. (1/15), Perimeter=12854 ft.

79 49 6

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Tract 05: 3.1004 Acres (135052 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1627 ft.
Tract 06: 91.4358 Acres, Closure: s87.5654e 855.33 ft. (1/15), Perimeter=12854 ft.
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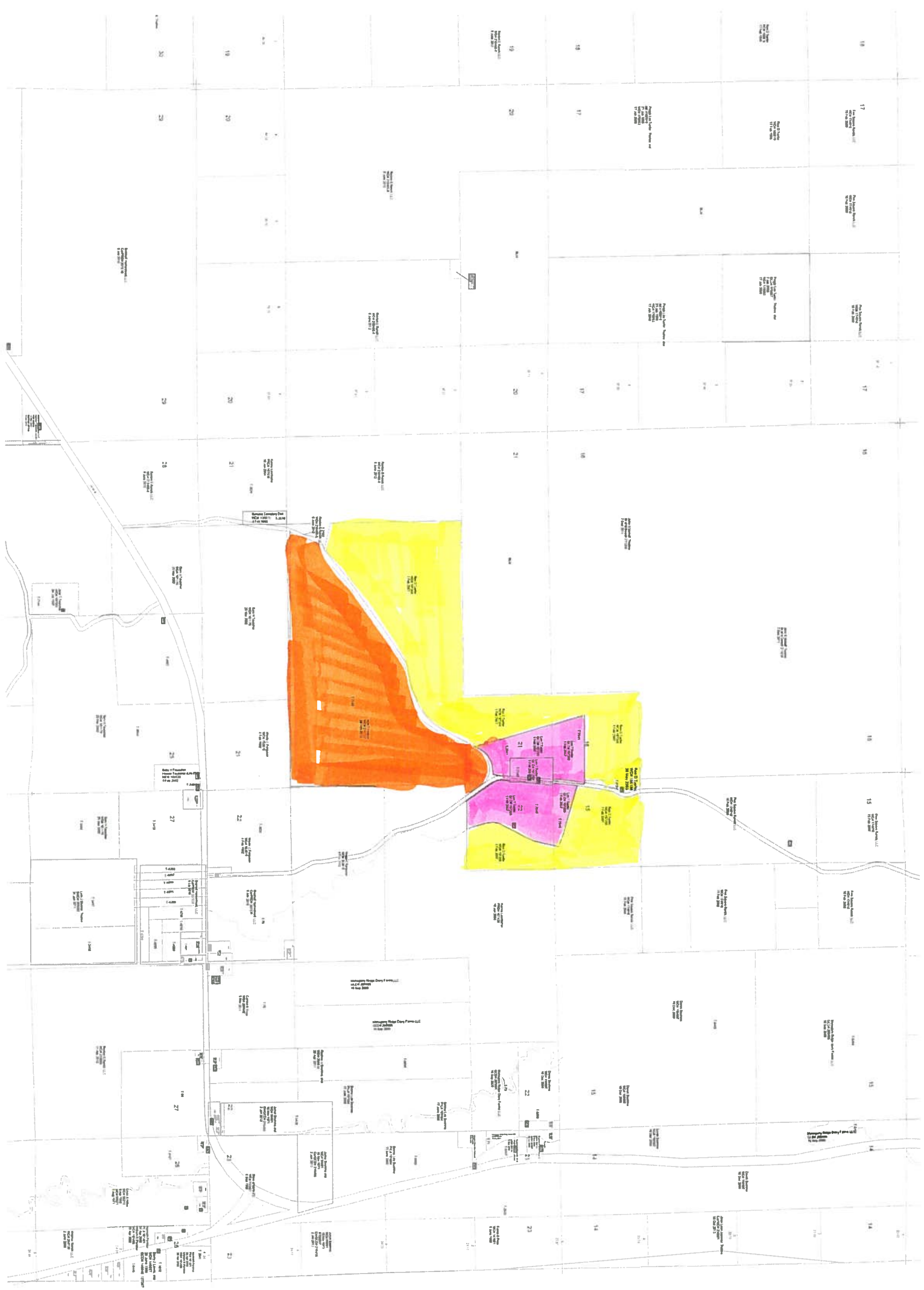
1: /se,ne,21,12s,46e
2: s00.1234w 1320.09
3: n89.5308w 3869.98
4: n28.1200e 128.88
5: n33.4122e 96.26
6: n13.4224e 124.68
7: n17.4200e 77.33
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9: curve right radius 70.00 arc 37.73 delta 30.5256 chord n57.3526e 37.27
10: n73.0154e 67.76
11: curve left radius 100.00 arc 34.40 delta 19.4230 chord n63.1039e 34.23
12: n53.1924e 96.56
13: n49.4316e 436.31
14: n52.4333e 236.59
15: n55.4216e 595.50
16: n57.0616e 487.33
17: n56.2031e 219.77
18: curve right radius 180.00 arc 80.73 delta 25.4152 chord n69.1127e 80.06
19: n82.0223e 165.11
20: n78.4433e 207.56
21: n73.2426e 219.80
22: curve left radius 600 arc 421.83 delta 40.1654 chord n53.1559e 413.19
23: n33.0732e 172.06
24: n27.0408e 294.45
25: n28.5300e 387.40
26: n37.1933e 31.17
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30: n90w 227.20
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35: n06.4849e 368.85
36: s74.3922e 413.95
37: s73.4536e 325.52
38: s68.4549e 192.52
39: s76.3613e 10.36
40: s34.1837e 11.14
41: s12.1838w 386.69
42: s25.1849w 183.94
43: s28.1350w 412.73
44: s13.4102w 74.26
45: s06.5742e 114.15
46: s15.3646e 201.97
47: s18.3419e 100.49
48: s89.5457w 449.37
49: n41.1042w 47.08
50: n34.1102w 421.57
51: n30.3652w 56.86
52: curve right radius 100.00 arc 58.19 delta 33.2036 chord n13.5634w 57.38
53: n02.4344e 86.19
54: n06.0537e 74.68

Tract Data and Deed Calls: File= tueller.ndp

55: s89.5539e 16.02
56: n00.1354w 144.65
57: n06.1210e 508.47
58: @0
59: /ne,21,12s,46e
60: n89.5123e 8.08
61: n07.1127e 477.98
62: n90w 1041.93
63: s15.3917e 499.43
64: s15.0447e 525.62
65: s14.4855e 283.69
66: s15.2305e 401.76
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68: curve right radius 350.00 arc 116.62 delta 52.0201 chord n58.3744e 307.05
69: n84.3845e 107.36
70: n16.4251e 17.70
71: n06.3357e 242.44
72: n89.5539w 273.71
73: n00.1354w 650.00
74: s89.5539e 335.00
75: @0
76: /ne,21,12s,46e
77: /n89.5123e 8.08
78: s89.5123w 8.08
79: n89.5539w 335.00
80: s00.1354e 650.00
81: s89.5539e 273.71
82: n05.5147e 653.36
83: @0
84: /ne,21,12s,46e
85: /n8.0859e 754.49
86: n42.1902w 327.20
87: n29.0834w 340.51
88: n90.00e 241.19
89: s76.5854e 24.46
90: s83.4524e 173.09
91: s6.1854e 121.10
92: s9.1514w 399.85
93: @0
94: /ne,21,12s,46e
95: /n90w 550
96: /s00e 950
97: n10w 1473
98: n90e 750
99: s00e 100
100: n90e 666
101: s00e 1320
102: n90e 625
103: n00e 2640
104: n90w 2640
105: s00e 2640

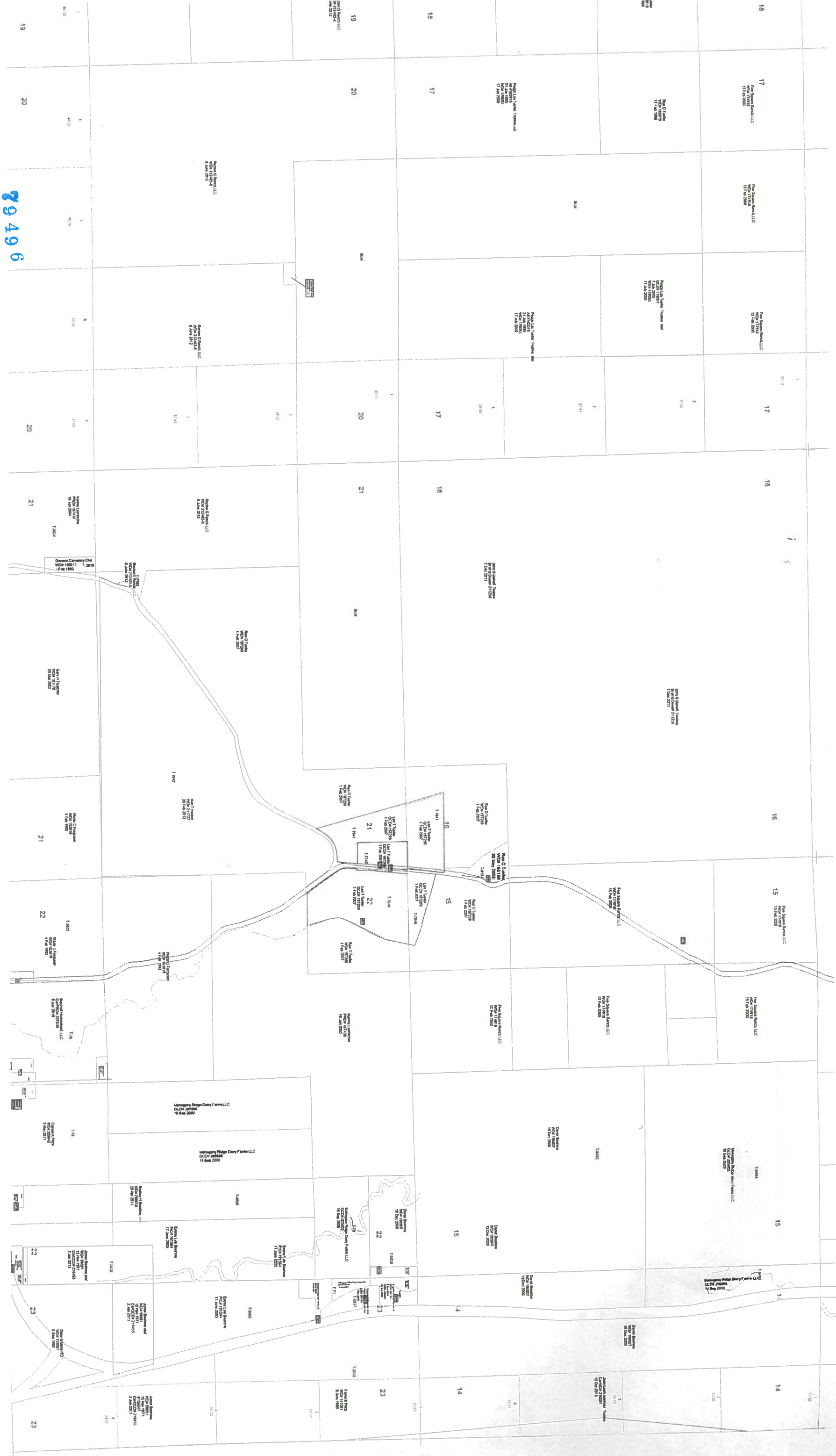
LYNN T. LEWIS
BEAR LAKE COUNTY ASSESSOR
P.O. BOX 190
PARIS, IDAHO 83261

THIS DRAWING IS TO BE USED ONLY FOR REFERENCE
PURPOSES AND THE COUNTY IS NOT RESPONSIBLE
FOR ANY INACCURACIES HEREIN CONTAINED.



Kae Tueller for Tuellers

Our deed shows for Tuellers
according to map Kim Hanson in 2012



WARRANTY DEED

For Value Received,

SHERYL G. FARMER, nka SHERYL G. WATSON and JACK H. WATSON, JR., wife and husband,
of 732 U.S. HIGHWAY 89, FISH HAVEN, County of Bear Lake, State of ID. 83287,

THE GRANTOR(S),

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

RAO D. TUELLER and JULIE A. TUELLER, husband and wife,
of 334 EAST 400 SOUTH, SMITHFIELD, County of CACHE, State of UT. 84335,

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:

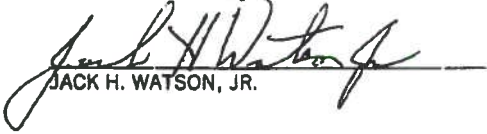
A Parcel of land located in Sections 15 and 16, Township 12 South, Range 46 East of the Boise Meridian, more particularly described as follows:

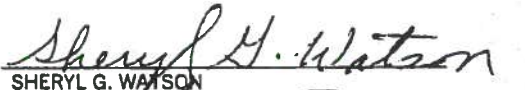
Beginning at a point that is North 8°08'58" East 754.49 feet from the Section Corner common to Sections 15, 16, 21 and 22, said point is on the Westerly right of way of a county road; thence North 42°19'02" West 327.20 feet; thence North 29°08'34" West 340.51 feet to an intersection with the North line of the SE¼SE¼ of Section 16; thence East 241.19 feet along said line to a intersection with a fence line; thence South 76°58'54" East 24.46 feet along said fence; thence South 83°45'24" East 173.09 feet along said fence to a point in the westerly right of way fence of a county road; said point is South 02°14'24" East 4045.32 feet from the Section corner common to Section 9, 10, 15 and 16; thence South 6°18'54" East 121.10 feet along said fence; thence South 9°15'14" West 399.85 feet along the Westerly right of way fence of the county road to the Point of Beginning.

SUBJECT to County Road Rights of Way, Bear Lake 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(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 27 May 2003


JACK H. WATSON, JR.


SHERYL G. WATSON

SHERYL G. FARMER

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 27th day of May, 2003, before me a Notary Public in and for the State, personally appeared

SHERYL G. FARMER, nka SHERYL G. WATSON
and **JACK H. WATSON, JR., wife and husband**

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: Ovid, Idaho
My Commission Expires: 7-7-2004



2003 MAY 30 PM 2:38
DEPUTY
FEE

BEAR LAKE COUNTY RECORDER
JOAN P. EBERTH

185186

MAIL TAX NOTICE TO: **RAO D. TUELLER and JULIE A. TUELLER**
334 EAST 400 SOUTH, SMITHFIELD, UT. 84335

WARRANTY DEED

For Value Received,

LON T. TUELLER and EFFIE L. TUELLER, husband and wife,
of PO BOX 45, GENEVA, County of Bear Lake, State of ID. 83238,

THE GRANTOR(S),

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

RAO D. TUELLER and JULIE A. TUELLER, husband and wife,
of 334 EAST 400 SOUTH, SMITHFIELD, County of CACHE, State of UT. 84335,

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:

See Attached Exhibit "A"

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 January 24, 2003.

Lon T. Tueller
LON T. TUELLER
Effie L. Tueller
EFFIE L. TUELLER

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 24 day of January, 2003, before me a
Notary Public in and for the State, personally appeared

LON T. TUELLER and EFFIE L. TUELLER,
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.

Kay Beck
Notary Public
Residing at: David ID
My Commission Expires: 10-01-2006



2003 JAN 23 PM 10 30
DEPUTY
Cristina J. [Signature]
FEE

BEAR LAKE COUNTY RECORDS
JAN 24 2003

MAIL TAX NOTICE TO: **RAO D. TUELLER and JULIE A. TUELLER**
334 EAST 400 SOUTH, SMITHFIELD, UT. 84335

79496

134015

EXHIBIT A

A parcel of land located in Sections 15, 16, 21 and 22 of Township 12 South, Range 46 East of the Boise Meridian in Idaho, and further described as follows, to-wit:

Commencing at a point where the Geneva Cemetery Road intersects the South line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21, and running thence Northeasterly along the Northerly right of way of said Cemetery Road to a fence line approximately 550 feet West and 950 feet South from the Northeast Corner of said Section 21; thence Northwesterly approximately North 10° West along said fence line 1473 feet, more or less, to a point approximately 400 feet North of the North line of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 21; thence Easterly along a fence line 750 feet, more or less, to a point approximately 450 feet North of the Southeast Corner of Section 16; thence South 100 feet; thence Easterly along a fence line 666 feet, more or less, to a Canal; running thence Southerly along said canal to a point where canal intersects the South line of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22; thence East to the Southeast Corner of said NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22; thence North 2640 feet; thence West 2640 feet; thence South 2640 feet to the Place of Beginning.

EXCEPT THEREFROM a parcel of land located in Sections 15 and 16, Township 12 South, Range 46 East of the Boise Meridian, more particularly described as follows:

Beginning at a point that is North 8°08'58" East 754.49 feet from a Section Corner common to Sections 15, 16, 21 and 22; said point is on the Westerly right of way of a County Road; thence North 42°19'02" West 327.20 feet; thence North 29°08'34" West 340.51 feet to an intersection with the North line of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16; thence East 241.19 feet along said line to an intersection with a fence line; thence South 76°58'54" East 24.46 feet along said fence; thence South 83°45'24" East 173.09 feet along said fence to a point in the Westerly right of way fence of a County Road, said point is South 2°14'24" East 4045.32 feet from the Section Corner common to Sections 9, 10, 15, and 16; thence South 6°18'54" East 121.10 feet along said fence; thence South 9°15'14" West 399.85 feet along the Westerly right of way fence of a County Road to the Point of Beginning.

TOGETHER WITH 1/2 of Grantors interest in the Surnge Canyon water rights.

EXJ
222

3559

UNITED STATES PATENT

TO

Rudolph Tueller

The United States of America

To all to Whom these Presents shall come, Greeting:

Homestead Certificate No. 4050.

APPLICATION 5631

Whereas, There has been de-

posited in the General Land Office of the United States a Certificate of the Register of the

Land Office at Blackfoot Idaho. whereby it appears

that, pursuant to the Act of Congress approved 20th May, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the Acts supplemental thereto, the claim of Rudolph Tueller.

has been established and duly consummated, in conformity to law for the

North East Quarter of the South east Quarter and the East half of the North East Quarter of Section twenty one and the South East quarter of the South East quarter of Section sixteen in Township twelve South of Range forty six East of Boise Meridian, in Idaho, containing one hundred and sixty acres.

according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General,

Now Know Ye, That there is, therefore, granted by the UNITED STATES unto the said

Rudolph Tueller the tract of land above described:

To Have and to Hold the said tract of land with the appurtenances thereof, unto the said

Rudolph Tueller and to his heirs

and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws, and decisions of Courts, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law.

In Testimony Whereof, I Theodore Roosevelt President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

Given under my hand, at the City of Washington, the eighth

day of April, in the year of our Lord, one thousand nine

hundred and four, and of the Independence of the United

States the one hundred and twenty eighth

By the President: T. Roosevelt

By F. M. Mc Kean Secretary

C. H. Brush Recorder of the General Land Office



Recorded, Vol. 51 Page 51

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

I hereby certify that this instrument was recorded at the request of

Halter George at 11 o'clock A.M., this 24 day of March A. D. 1904

79496

H. R. Johnson Recorder

Warranty Deed

THE CANTON PRINTERS, LTD., GALTWELL, IDAHO 83400

25 L52

THIS INDENTURE, Made the 4th day of November in the year of our Lord one thousand nine hundred and nineteen between Rudolph Tueller and his wife, Emma Tueller, of Geneva, County of Bear Lake, State of Idaho, parties of the first part, and Frederick Arno Boehme, of Geneva, County of Bear Lake, State of Idaho, part y of the second part:

WITNESSETH, That the parties of the first part, for and in consideration of the sum of Twelve thousand and no/100 ----- DOLLARS, lawful money of the United States of America to them in hand paid by the said part y of the second part, the receipt whereof is hereby acknowledged, have granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents do GRANT, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY and CONFIRM, unto the said part y of the second part, and to his heirs and assigns forever, all that certain piece or parcel of land, situated in the county of Bear Lake, State of Idaho, and known and described as follows, to-wit:

The South west quarter of the South West quarter of section fifteen (15), the South east quarter of the Southeast quarter of Section sixteen (16), the East half of the North east quarter and the North east quarter of the South east quarter of Section twenty-one (21) and the North west quarter of the North west quarter of Section twenty two (22) all in Township twelve (12) South of Range forty six (46) East of the Boise Meridian, containing 240 acres, more or less.

Together with all the waters of Soren Pete Canyon and eighty (80) inches; of water in the Geneva Canal Company.

Subject however to a certain Mortgage in favor of the Union Central Life insurance Company in the sum of \$ 2,000.00 which purchaser assumes and agrees to pay.

\$ 12.00 Cancelled I. R. Stamps attached to original Deed.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also, all the estate, right, title, interest, property, possessions, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, 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, the said premises, in the quiet and peaceable possession of the said part y of the second part, his heirs and assigns, against the said parties of the first part, and their heirs, and against any and all persons whatsoever, 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 seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

E. L. McClave, Rudolph Tueller, (SEAL)
Emma Tueller, (SEAL)

United States of America.

STATE OF IDAHO, ss.
County of Bear Lake

On this 4th day of November in the year of our Lord one thousand nine hundred and nineteen, before W. H. Smith, a Notary Public, within and for said County and State, personally appeared Rudolph Tueller and his wife Emma Tueller, personally known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they freely executed the same.

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

(Seal)

W. H. Smith,
Notary Public, Residing at
Montpelier, Idaho.

Recorded at request of E. L. McClave, at 11:55 clock A.M., this 4 day of November A.D. 1919.

79 49 6

S. H. Rich,
County Recorder.

THIS INDENTURE, Made the 31st day of July in the year of our Lord one thousand nine hundred and twenty six, between Frederick Arno Boehme, and his wife, Caroline Boehme, of Geneva, County of Bear Lake, State of Idaho, parties of the first part, and Christian Tueller, of Paris, County of Bear Lake, State of Idaho, party of the second part:

WITNESSETH, That the parties of the first part, for and in consideration of the sum of Nine thousand five hundred and no/100 DOLLARS, lawful money of the United States of America to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents do GRANT, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY and CONFIRM, unto the said party of the second part, and to his heirs and assigns forever, all that certain piece or parcel of land, situated in the County of Bear Lake, State of Idaho, and known and described as follows, to-wit:

The Southwest quarter of the South west quarter of Section fifteen (15), the South east quarter of the South east quarter of Section sixteen (16), the East half of the North east quarter and the North east quarter of the South east quarter of Section twenty one (21) and the North west quarter of the North west quarter of Section twenty two (22) all in Township twelve (12) South of Range forty six (46) East of the Boise Meridian, containing 240 acres, more or less.

Together with all the waters of Soren Pete Canyon and 80 inches of water in Geneva Canal Company.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also all the estate, right, title, interest, property, possessions, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

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

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

Signed, Sealed and Delivered in the Presence of

E. L. Mc Clave

Fredrick Arno Boehme, (SEAL)

Caroline Boehme, (SEAL)

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

UNITED STATES OF AMERICA

On this 31st day of July in the year of our Lord one thousand nine hundred and twenty six, before Edwin L. Mc Clave, a Notary Public within and for said County and State, personally appeared Frederick Arno Boehme and his wife, Caroline Boehme, personally known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

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

(SEAL) My Commission expires March 1928,
Residence, Montpelier, Idaho. Notary Public.

Recorded at request of E. L. Mc Clave,
at ten o'clock A.M., this 7th day of February, A. D. 1927.

INSTRUMENT No. 49792

THIS INDENTURE, Made the 25th day of January, in the year of our Lord, one thousand nine hundred and forty between Christian Tueller, a widower of Paris, County of Bear Lake, State of Idaho, part y of the first part, and of Geneva County of Bear Lake, State of Idaho, part y of the second part:

WITNESSETH, That the said part y of the first part, for and in consideration of the sum of One thousand ---- DOLLARS

lawful money of the United States of America to him in hand paid by the said part y of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents do GRANT, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY, and CONFIRM unto the said part y of the second part, and to his heirs and assigns forever, all that certain piece or parcel of land, situated in the County of Bear Lake, State of Idaho, and known and described as follows, to-wit:

The Southeast quarter of the Northwest quarter, The Southwest quarter of the Northeast quarter, The Northeast quarter of the Southwest quarter and the Northwest quarter of the Southeast quarter of Section Twenty-one, in Township Twelve South of Range Forty-six East of the Boise Meridian, containing One hundred and Sixty acres.

Also, The Northeast quarter of the Southeast quarter and the East Half of the Northeast quarter of Section Twenty-One and the Southeast quarter of the Southeast quarter of Section Sixteen in Township Twelve South of Range Forty Six East of Boise Meridian, in Idaho, containing One Hundred and Sixty acres.

Also, The Southwest quarter of the Southwest quarter of Section Fifteen (15) and the Northwest quarter of the Northwest quarter of Section Twenty-two (22), all in Township Twelve (12) South of Range Forty-six (46) East of the Boise Meridian, containing 80 acres, more or less.

Together with all the waters of Soren Pete Canyon and 120 inches of water in Geneva Canal Company.

\$1.10 cancelled Documentary stamp affixed.

Together with all and singular the tenements, hereditaments and appurtenances thereto, belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also all the estate right, title, interest, property possession, claim and demand whatsoever, as well in laws as in equity of the said part y of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the said part y of the second part, and to his heirs and assigns forever, and said part y of the first part, and his heirs, the said premises, in the quiet and peaceable possession of the said part y of the second part, his heirs and assigns against the said part y of the first part, and his heirs and against any and all persons whosoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said part y of the first part has hereunto set his hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

CHRISTIAN TUELLER (SEAL)

(SEAL)

STATE OF IDAHO, } ss.
COUNTY OF BEAR LAKE }

UNITED STATES OF AMERICA

On this 25th day of January, in the year of our Lord one thousand nine hundred and 41 before me, Fred J. Price, a notary public within and for said County and State personally appeared Christian Tueller, a widower personally known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that he executed the same.

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

(Seal)

FRED J. PRICE
Notary Public for Idaho
Residing at Paris, Idaho

Recorded at request of Christian Tueller at 11:35 o'clock A. M., this 27th day of January, A. D. 1941

Sam V. Tunks

Fee, \$1.00

79496

County Recorder.

Mary Clayton Devutu

For Value Received RAY DAVIS and NAOMI DAVIS, husband and wife do hereby convey, release, remise and forever quit claim unto BRYANT MILTON ROBISON and JOYCE M. ROBISON, husband and wife the following described premises, to-wit:

TOWNSHIP 12 SOUTH, RANGE 44 EAST, BOISE MERIDIAN

SECTION 8: S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$

EXCEPT - Commencing at the Southeast corner of the NE $\frac{1}{4}$ of Section 8; thence North 11.25 chains; thence West 25 links; thence South 68° West 3.58 Chains; Thence South 59°30' West 19.12 chains, more or less to the South line of the NE $\frac{1}{4}$ of Section 8; thence East 20.00 chains, more or less, to the place of beginning.

SECTION 9: Commencing at a point 80 rods South from the Northwest corner of Section 9; thence North 85°40' East 28 rods and 15 links to the center of the County Road; thence South 18°15' East along said road 19 rods and 15 links, thence South 67°45' West 37 rods more or less, to the Section line; thence North along Section line 30 rods and 10 links, more or less, to the place of beginning.

together with their appurtenances.

Dated:

Ray M. Davis

Naomi F. Davis

STATE OF IDAHO, COUNTY OF Bear Lake

On this 5th day of December, 1963, before me, a notary public in and for said State, personally appeared Ray Davis & Naomi Davis, husband and wife known to me to be the persons whose names subscribed to the within instrument, and acknowledged to me that they executed the same.

(SEAL)

James P. Tasso
Notary Public Residing at Montpelier, Idaho
Comm. Expires January 6, 1965

Recorded at the request of James P. Tasso; 2:05 P.M.; December 11, 1963; Book 49 of Deeds at page 611.

By Richard Nye Deputy
Fee: .90¢

Amos B. Hulme, Recorder.

No. 84430

WARRANTY DEED

For Value Received FRANK N. SUNDERLAND and VERA M. SUNDERLAND, husband and wife, of the City of Montpelier, County of Bear Lake, State of Idaho, the grantors, do hereby grant, bargain, sell and convey unto RCYAL BAKING CO., INC., an Idaho corporation, the grantee, the following described premises, to-wit:

The East Half of Lot 3 of Block 4 of the Bagley Addition to the City of Montpelier, Idaho, EXCEPTING therefrom a strip of land 6 inches in width on the West side of the East Half of said lot.

511⁰⁰ Canceled Documentary Stamp 12/24/63 By R.N.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that said premises are free from all incumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

Dated this 16th day of October, 1963.

Frank N. Sunderland

Vera M. Sunderland

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 16th day of October, 1963, before me, the undersigned, a Notary Public in and for said State, personally appeared Frank N. Sunderland and Vera M. Sunderland, 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.

WITNESS My hand and official seal.

(SEAL)

Elbert E. Gass
Notary Public, Residing at Montpelier, Idaho

My Comm. expires: 8/26/67

Recorded at the request of Elbert E. Gass; 9:55 A.M.; December 12, 1963; Book 49 of Deeds at page 611.

By Richard Nye Deputy
Fee: .90¢

Amos B. Hulme, Recorder

No. 84434

WARRANTY DEED

THIS INDENTURE, made the 13th day of December, in the year of our Lord, one thousand nine hundred and Sixty Three, between LYMAN TUELLER and BARBARA T. TUELLER, husband and wife, of Geneva, County of Bear Lake, State of Idaho, parties of the first part, and DAREN T. TUELLER and LCIS T. TUELLER, husband and wife, of Geneva, 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 Sixty Thousand DOLLARS, lawful money of the United States of America to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents do GRANT, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY and CONFIRM unto the said parties of the second part, and to their heirs and assigns forever, all that certain piece or parcel of land, situated in the County of Bear Lake, State of Idaho, and known and described as follows, to-wit:

The Southeast Quarter of the Northwest Quarter, The Southwest Quarter of the Northeast Quarter, the Northeast Quarter of the Southwest Quarter and the Northwest Quarter of the Southeast Quarter of Section Twenty-One, in Township Twelve South of Range Forty six East of the Boise Meridian, containing One hundred and Sixty acres.

Also, The Northeast Quarter of the Southeast Quarter and the East Half of the Northeast Quarter of Section Twenty-One and the Southeast Quarter of the Southeast Quarter of Section Sixteen in Township Twelve South of Range Forty Six East of Boise Meridian, in Idaho, containing One Hundred and Sixty acres.

Also, The Southwest Quarter of the Southwest Quarter of Section Fifteen (15) and the Northwest Quarter of the Northwest Quarter of Section Twenty Two (22), all in Township Twelve (12) South of Range Forty Six (46) East of the Boise Meridian, containing 80 acres, more or less.

Together with all water rights belonging to or appertaining to all of the above described land including all the waters of Soren Pete Canyon and 80 inches of water in Geneva Canal Company.

\$66.00 Cancelled Documentary Stamps affixed

Together with all and singular the tenements, hereditaments and appurtenances thereof, belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also all the estate, right, title, interest, property, possession, claim and demand whatsoever, as well in law as in equity of the said parties of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the said parties of the second part, and to their heirs and assigns, forever, and said parties of the first part, and their heirs, 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 their heirs and against any and all persons whatsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

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

Signed, Sealed and Delivered in the Presence of

D. E. Haddock

Lyman Tueller (SEAL)

Barbara T. Tueller (SEAL)

UNITED STATES OF AMERICA

STATE OF IDAHO)

ss.

County of Bear Lake

On this 13th day of December, in the year of our Lord one thousand nine hundred and Sixty three, before me, L. Hugh Shepherd a Notary Public within and for said County and State personally appeared LYMAN TUELLER and BARBARA T. TUELLER, husband and wife, personally known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

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

(SEAL)

My Commission Expires Oct 10-1966

L. Hugh Shepherd
Notary Public for Idaho
Residing at Paris Idaho

Recorded at the request of Daren Tueller; 11:45 A.M.; December 13, 1963; Book 49 of Deeds at page 611.

By [Signature] Deputy

Amos B. Hulme, Recorder.

Fee: \$1.80

No. 84435.

WARRANTY DEED

THIS INDENTURE, Made this 14th day of April in the year of our Lord one thousand nine hundred and fifty five, between H. E. NETTLETON and HELEN A. NETTLETON, husband and wife, of Murphy, County of Owyhee, State of Idaho the parties of the first part, and ALFRED O. JENSEN, and DON K. JENSEN of Ovid, County of Bear Lake, State of Idaho, the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of SIX THOUSAND FOUR HUNDRED and no/100 - - - DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all of the following described real estate, situated in County of Bear Lake, State of Idaho, to-wit:

The Northwest Quarter; the North half of the Southwest Quarter; the Northwest Quarter of the Southeast Quarter; and the Southeast Quarter of the Southwest Quarter; Section 22, Township 12 South, Range 43 East, Boise Meridian, containing 320 acres more or less.

TOGETHER with all water, water rights, and rights to the use of water appurtenant to the above described lands or used in connection therewith.

\$7.15 Cancelled Documentary Stamps affixed.

79 496

NOW KNOW YE, That thereis, therefore, granted by the UNITED STATES unto the said claim-
ant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the
appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claim-
ant forever; subject to any vested and accrued water rights for mining, agricultural, manu-
facturing, or other purposes, and rights to ditches and reservoirs used in connection with
such water rights, as may be recognized and acknowledged by the local customs, laws and
decisions of courts; and there is reserved from the lands hereby granted, a right of way
thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Woodrow Wilson, President of the United States of America,
have caused these letters to be made Patent and the seal of the General Land Office to be
hereunto affixed.

GIVEN under my hand, at the City of Washington, the twenty-ninth day of October in
the year of our Lord one thousand nine hundred and fourteen and of the Undependence of the
United States the one hundred and thirty-ninth.

By the President: Woodrow Wilson.

By M. P. Leroy, Secretary.

L. Q. C. Lamar,
Recorder of the General Land Office.

RECORDED: Patent Number 439424. (SEAL)

Recorded at request of Chris. Buhler Jr. December 8th, 1914, at 30 min. past 10 o'clock A.M.

H. H. Broomhead.

By Himmie Broomhead Deputy.

Auditor and Recorder.

4-1003

No. 11451. ✓ THE UNITED STATES OF AMERICA,

Blackfoot 07844

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING.

WHEREAS, a Certificate of the Register of the Land Office at Blackfoot, Idaho, has
been deposited in the General Land Office, whereby it appears that, pursuant to the Act of
Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain",
and the acts supplemental thereto, the claim of Jacob A. Tueller has been established and
duly consummated, in conformity to law, for the

Southeast quarter of the Northwest quarter, the Southwest quarter of the Northeast
quarter, the Northeast quarter of the Southwest quarter and the Northwest quarter of the
Southeast quarter of Section Twenty-one in Township Twelve South of Range Forty-six East of
the Boise Meridian, Idaho, containing One hundred sixty acres, according to the Official
Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-
General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said
claimant the tract of Land above described: TO HAVE AND TO HOLD the said Tract of Land,
with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the
said claimant forever; subject to any vested and accrued water rights for mining, agri-
cultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in
connection with such water rights, as may be recognized and acknowledged by the local
customs, laws and decisions of courts; and there is reserved from the lands hereby granted,
a right of way thereon for ditches or canals constructed by the authority of the United
States.

IN TESTIMONY WHEREOF, I, Woodrow Wilson, President of the United States of America,
have caused these letters to be made Patent, and the seal of the General Land Office to be
hereunto affixed.

GIVEN under my hand at the City of Washington, the twenty-fifth day of March in the
year of our Lord one thousand nine hundred and thirteen and of the Independence of the
United States the one hundred and thirty-seventh.

By the President: Woodrow Wilson.

By M. P. Leroy, Secretary.

H. W. Sanford,
Recorder of the General Land Office.

RECORDED: Patent Number 321624. (SEAL)

Recorded at request of T. L. Glenn, December 10th, 1914, at 30 min. past 11 o'clock A. M.

H. H. Broomhead.

By Himmie Broomhead Deputy.

Auditor and Recorder.

No. 11455. QUIT CLAIM DEED.

This Indenture, Made on the 14th day of Oct. in the year of our Lord one thousand
nine hundred and fourteen between Samuel Winterbottom and Louise Winterbottom, his wife, of
Fish Haven, County of Bear Lake, State of Idaho, the parties of the first part, and George
S. McCann of Fish Haven, County of Bear Lake, State of Idaho, the party of the second part,

WITNESSETH, That the said parties of the first part, for and in consideration of the
sum of One and no/100 Dollars to them in hand paid by the said party of the second part,
the receipt whereof is hereby acknowledged do Remise, Release and forever Quitclaim unto the
said party of the second part and to his heirs and assigns forever, the following described
real estate, situated in the County of Bear Lake and State of Idaho, to-wit:

Commencing at a point 8.10 chains N. 53° 30' E. from the Southwest corner of the
Northeast quarter of Section 22 in Tp. 16 S. R. 43 E. B.M. and running thence S. 78° 30' E.
25.66 chains; thence S. 17° 15' W. 2.56 chains; thence S. 56° 15' E. 3.46 chains, more or
less to the shore of Bear Lake; thence Northerly along the Lake Shore 11.97 chains to a point;
thence Northwesterly 19.95 chains, more or less, to a point ten chains due North of the
Southeast corner of the Southwest quarter of the Northeast quarter of said Section 22; thence
North 1 chain and 31 1/2 links; thence N. 76° 55' W. 10.25 chains; thence S. 21° 45' W. 9.45
chains to the place of beginning, containing 27.45 Acres, more or less.

Together with all water rights thereunto belonging.
together with all tenements, hereditaments and appurtenances thereunto belonging and the
reversion and reversions, remainder and remainders, rents, issues and profits thereof; and
also all the estate, right, title, interest, property, possession, claim and demand whatso-
ever as well in law as in equity of the said parties of the first part, of in or to the said
premises and every part or parcel thereof.

No. 11452. Warranty Deed No. 22

This Indenture, Made the 8th day of December in the year of our Lord one thousand nine hundred and fourteen between Jacob A. Tueller and Margrett Tueller, his wife, of the Village of

of Geneva County of Bear Lake, State of Idaho, part ies of the first part, and
Joseph B. Tueller and Wilford Tueller of the City
of Montpelier County of Bear Lake, State of Idaho, part ies
of the second part:

Witnesseth, That the said part ies of the first part, for and in consideration of the sum of

One Thousand and 00/100 DOLLARS
lawful money of the United States of America to them in hand paid by the said part ies of the second part, the receipt whereof is hereby acknowledged, have granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents do GRANT, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY, and CONFIRM, unto the said part ies of the second part, and to their heirs and assigns forever, all that certain piece or parcel of land situated in the County of Bear Lake, State of Idaho, and known and described as follows, to-wit:

South East quarter of the North West quarter, the South West Quarter of the North East quarter, the North East quarter of the South West quarter and the North West Quarter of the South East Quarter of Section Twenty one (21) in Township Twelve South of Range 46 East of the Boise Meridian, Idaho, containing One Hundred and Sixty Acres of land.

Together With all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also, all the estate, right, title, interest, property possessions, claim and demand whatsoever, as well in law as in equity, of the said part ies of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

To Have and to Hold, All and singular the said premises, together with the appurtenances, unto the said part ies of the second part, and to their heirs and assigns forever, and the said part ies of the first part, and their heirs, the said premises, in the quiet and peaceable possession of the said part ies of the second part their heirs and assigns, against the said part ies of the first part and their heirs, and against any and all persons whosoever, lawfully claiming or to claim the same, shall and will warrant, and by these presents forever defend.

In Witness Whereof The said part ies of the first part have hereunto set their hands and seal s the day and year first above written.

Signed, Sealed and Delivered in the Presence of

T. L. Glenn

Jacob A. Tueller [SEAL]

Orion Glenn

Margrett Tueller [SEAL]

United States of America

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

On this 8th day of December in the year of our Lord one thousand nine hundred and fourteen before Montpelier Precinct
S. B. Staley, a Justice of the Peace for within and for said County and State, personally appeared
Jacob A. Tueller and Margret Tueller, his wife
personally known to me to be the person s whose name s are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

In Witness Whereof I have hereunto set my hand at the day and year in this certificate above

S. B. Staley, Justice of the Peace.

Recorded at request of T. L. Glenn at 11:30 o'clock A. M., this 10th day of December, 1914.

Also beginning at the south-east corner of the southwest quarter of said Section 19; thence North 2632 feet to the northeast corner of the southwest quarter of said Section 19; thence West 1837 feet; thence S. 51° 10' W. 745 feet; thence S. 38° 24' E. 145 feet; thence S. 22° W. 752 feet; thence South 138 feet; thence N. 22° E. 1234.2 feet; thence S. 81° E. 955 feet; thence N. 28° 18' E. 211 feet; thence N. 75° 01' E. 325 feet; thence S. 3° 20' E. 258 feet; thence S. 51° 05' W. 257 feet; thence S. 3° 16' E. 538 feet; thence S. 59° 33' W. 254 feet; thence S. 60° E. 739 feet; thence S. 4° 27' E. 592 feet; thence N. 72° 45' E. 264 feet; thence S. 19° 20' E. 311 feet; thence S. 62° 20' W. 290 feet; thence South 90 feet; thence approximately East 377 feet, more or less, to point of beginning.

Subject to the enjoyment of said easements by grantee, its successors and assigns, grantors reserve unto themselves, their heirs and assigns, the privilege hereafter forever to use said premises for pasturage, hay-raising or any other agricultural purpose as heretofore.

WITNESS the hands of grantors hereunto set at Bloomington, Idaho, this fifth day of November A. D. 1914.

Signed and delivered in the presence of)
Fred Steigmeyer. H. Rich.) Abram Ward
Pollie Ward.

STATE OF IDAHO)
; ss
County of Bear Lake)

On this fifth day of November in the year 1914, before me, Edwin L. McClave, a duly appointed, qualified, commissioned and acting Notary Public in and for said County in the State aforesaid, personally appeared Abram Ward and Pollie Ward known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

My commission expires Mar. 8, 1916.

IN WITNESS WHEREOF, I hereunto set my hand and hereto affix my Notarial Seal on the day and year in this Certificate first above written.

Edwin L. McClave.
Notary Public.

My commission expires March 8th, 1916.

(seal)

Recorded at request of Utah Power and Light Co., January 8th, 1915, at 12 M.

By Himmie Broomhead Deputy. H. H. Broomhead. Auditor & Recorder.

No. 11599. QUIT CLAIM DEED.

THIS INDENTURE, made on the 2nd day of January in the year of our Lord one thousand nine hundred and fifteen between Wilford Tueller of Paris, County of Bear Lake, State of Idaho, the party of the first part, and Joseph B. Tueller of Montpelier County of Bear Lake State of Idaho, the party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of One Dollars, and other valuable considerations to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do Remise, Release and forever Quitclaim unto the said party of the second part, and to his heirs and assigns, the following described real estate, situated in the County of Bear Lake and State of Idaho to-wit:

SE of the NW, the SW of the NE, the NE of the SW and the NW of the SE Section 21, Township 12 South of Range 46 E. B. M., containing 160 acres.

(50¢ cancelled Revenue Stamp.)

together with all tenements, hereditaments and appurtenances thereunto belonging and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all the estate, right, title, interest, property, possession, claim and demand whatsoever as well in law as in equity, of the said party of the first part, of in or to the said premises and every part or parcel thereof.

TO HAVE AND TO HOLD, All and singular the said premises, with the appurtenances unto the said party of the second part, his heirs and assigns forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered in) Wilford Tueller. (seal)
the presence of H. H. Broomhead)

STATE OF IDAHO)
; ss
County of Bear Lake)

On this 2nd day of January in the year of our Lord one thousand nine hundred and fifteen, before me, H. H. Broomhead, Clerk of the District Court within and for said County, and State, personally appeared Wilford Tueller personally known to me to be the person whose name subscribed to the within instrument, and duly acknowledged to me that he executed the same.

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

(seal)

H. H. Broomhead.
Clerk of the District Court.

Recorded at request of Jos. B. Tueller, January 9th, 1915, at 30 min. past 11 o'clock A.M.

By Himmie Broomhead Deputy. H. H. Broomhead. Auditor & Recorder.

79496

Mar. Anty Deed

21568

THIS INDENTURE, Made the 23rd day of December in the year of our Lord one thousand nine hundred and fifteen between Joseph B. Tueller and Elizabeth Tueller, his wife of Montpelier County of Bear Lake, State of Idaho, part 1st of the first part, and Christian Tueller of Paris County of Bear Lake State of Idaho, part 2nd of the second part:

WITNESSETH, That the parties of the first part, for and in consideration of the sum of Twenty-five Hundred DOLLARS, lawful money of the United States of America to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents do GRANT, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY and CONFIRM, unto the said party of the second part, and to his heirs and assigns forever, all that certain piece or parcel of land, situated in the county of Bear Lake, State of Idaho, and known and described as follows, to-wit:

The Southeast quarter of the Northwest quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$); the Southwest quarter of the Northeast quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$); the Northeast quarter of the Southwest quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) and the Northwest quarter of the Southeast quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of section Twenty-one (21) in Township Twelve South, Range Forty-six (46) East of the Boise Meridian, and containing 160 acres of land.

(\$2.50 I. R. Stamps attached to original)

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also, all the estate, right, title, interest, property, possessions, claim and demand whatsoever, as well in law as in equity, of the said party of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

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

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

Signed, Sealed and Delivered in the Presence of

D. C. Kunz

Joseph B. Tueller

(SEAL)

Lizzie W. Tueller

(SEAL)

United States of America.

STATE OF IDAHO,

County of Bear Lake

On this 12th day of January in the year of our Lord one thousand nine hundred and Twenty-one, before me, a Notary Public within and for said County and State, personally appeared Joseph B. Tueller and Elizabeth Tueller, his wife personally known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they freely executed the same.

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

(Seal)

D. C. Kunz

Notary Public, Montpelier, Idaho.

My commission expires 19

Recorded at request of Christian Tueller at 11:30 o'clock A.M., this 13th day of Jan. A.D. 1921.

WARRANTY DEED

DAREN T. TUELLER and LOIS T. TUELLER, Grantors of Geneva, County of Bear Lake, State of Idaho, hereby CONVEY AND WARRANT to TUELLER FARMS PARTNERSHIP, Grantee of Geneva, Bear Lake County, Idaho, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the following described tracts of land in Bear Lake County, State of Idaho:

See Exhibit "A" attached hereto and by this reference incorporated herein.

INDEXED

WITNESS, the hand of said Grantors, this 1st day of February, A.D. 1991.

Signed in the presence of

Daren T. Tueller
Lois T. Tueller

STATE OF IDAHO)
County of Bear Lake) ss.

Entry No.

RECORDING DATA

Fee \$

RECORDED
PLATTED
COMPARED

INDEXED
ABSTRACTED
DELIVERED

On the 1st day of February, A.D. 1991 personally appeared me

DAREN T. TUELLER and LOIS T. TUELLER,

the signers of the within instrument, who duly acknowledged to me that they executed the same.

92 FEB 4 PM 2 50
DEPUTY Cindy Ryan FEE \$9.00

BEAR LAKE COUNTY RECORDER
JAN 21 1991

153820

NOTARY PUBLIC

Commission Expires: 12-31-91

Residing in Idaho

wpd/bhb/dtueller

79496

EXHIBIT "A" TO WARRANTY DEED
(From Daren T. Tueller and Lois T. Tueller, Grantors,
to Tueller Farms Partnership, Grantee)
(Pg. 1 of 2)

Parcel 1:

Township 13 South, Range 46 East of the Boise Meridian.

Section 27: Southwest Quarter of the Northeast Quarter, Southeast Quarter of the Northwest Quarter, Northeast Quarter of the Southwest Quarter and the Northwest Quarter of the Southeast Quarter.

EXCEPT THEREFROM, beginning at the Southwest corner of the Northeast Quarter of the Southwest Quarter of said Section 27, and running thence East 690 feet; thence North 700 feet; thence West 690 feet; thence South 700 feet, to the point of beginning.

Parcel 2:

The Southeast Quarter of the Northwest Quarter, the Southwest Quarter of the Northeast Quarter, the Northeast Quarter of the Southwest Quarter and the Northwest Quarter of the Southeast Quarter of Section 21, in Township 12 South of Range 46 East of the Boise Meridian, containing 160 acres.

Also, the Northeast Quarter of the Southeast Quarter and the East half of the Northeast Quarter of Section 21 and the Southeast Quarter of the Southeast Quarter of Section 16 in Township 12 South, Range 46 East of Boise Meridian, in Idaho, containing 160 acres.

Also, the Southwest Quarter of the Southwest Quarter of Section 15, and the Northwest Quarter of the Northwest Quarter of Section 22, all in Township 12 South of Range 46 East of the Boise Meridian, containing 80 acres, more or less.

Together with all water rights belonging to or appertaining to all of the above described land includign all the waters of Soren Pete Canyon and 80 inches cf water in Geneva Canal Company.

Parcel 3:

Township 12 South, Range 46 East of Boise Meridian, in Idaho:

Section 17: Southwest Quarter of the Northwest Quarter.

EXHIBIT "A" TO WARRANTY DEED
(From Daren T. Tueller and Lois T. Tueller, Grantors,
to Tueller Farms Partnership, Grantee)
(Pg. 2 of 2)

Section 18: South half of the Northeast Quarter; North half of the Southeast Quarter; Southeast Quarter of the Northwest Quarter, and the Northeast Quarter of the Southwest Quarter.

Together with any and all tenements, hereditaments and appurtenances belonging thereto or used in connection therewith and together with all water and water rights used upon or appurtenant to the above-described properties, or any one or more of them.