

RECEIVED

APR 25 2013

Department of Water Resources
Eastern RegionSTATE 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
~~13-2265~~	Yes ☒		Yes ☐		Yes ☐
13-7069 (Split)	Yes ☒	13-7069, 13-7885,	Yes ☐	13-7886, 13-7887 + 13-7888	Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Rolen V Bastian
Name of current water right holder/claimant

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

John R Clark Trustee & Antoinette
Name of each new owner as listed on the conveyance document

New owner continued

Name connector ☐ and ☐ or ☐ and/or

PO Box 618

Mailing address

Preston

City

Id
State

83263
ZIP

208-851-0438
Telephone

ggriffeth@academyranches.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: Dec 14 2005

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: [Signature]
Signature of new owner/claimant

Administrator
Title, if applicable

4-24-13
Date

Signature: _____
Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by [Signature]

Date 4/25/2013

Receipt No. E038628

Receipt Amt \$125.00

Approved by [Signature]

Processed by BJ

Date 5/20/2013

NTF-3451
JOHN R. CLARK TRUSTEE
1294 NICKLAUS CIRCLE
BLOOMINGTON, UT 84790

232256 1-4

Recorded at the request of

Northern Title Co.

____ a.m. DEC 14 2005 p.m. 4:10

V. ELLIOTT LARSEN, RECORDER
By Ruth K. Rawlings Deputy
FRANKLIN COUNTY, IDAHO

WARRANTY DEED

PARCEL 1: TERREL J. PORTER AND KAY ARLENE PORTER, HUSBAND AND WIFE
PARCEL 2: KAY ARLENE PORTER, A MARRIED PERSON AS HER SOLE AND SEPARATE
PROPERTY, Grantor(s) of WESTON, County of FRANKLIN, State of ID, hereby **CONVEY AND
WARRANT** to JOHN R. CLARK, TRUSTEE AND ANTOINETTE E. CLARK, TRUSTEE OF THE CLARK
FAMILY TRUST DATED JUNE 8, 2004, Grantee(s) of WESTON, County of FRANKLIN, State of ID for the
sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION, the following
described tract of land in Franklin County, State of Idaho:

See Attached Exhibit "A"

Subject to easements, restrictions and rights of way of record, and taxes for the year 2005 and thereafter.

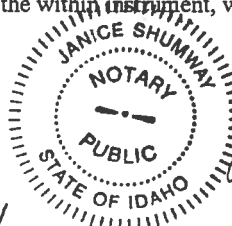
Witness, the hand(s) of said Grantor(s), this December 14, 2005.

Terrel J. Porter
TERREL J. PORTER

Kay Arlene Porter
KAY ARLENE PORTER

State of IDAHO)
County of FRANKLIN)

On December 14, 2005, personally appeared before me TERREL J. PORTER and KAY ARLENE
PORTER the signer(s) of the within instrument, who duly acknowledged to me that they executed the same.



Janice Shumway
Notary Public

Residing: Preston, Idaho
Expires: 3-12-2011

"EXHIBIT A"**PARCEL 1:**

TOWNSHIP 16 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO.
SECTION 8: SOUTHWEST QUARTER

EXCEPTING THEREFROM: BEGINNING AT A POINT 145 FEET SOUTH OF THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 8, RUNNING THENCE SOUTH 200 FEET; THENCE EAST 300 FEET; THENCE NORTH 200 FEET; THENCE WEST 300 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING: BEGINNING AT THE WEST QUARTER CORNER OF SAID SECTION 8; THENCE EAST 30.00 FEET TO THE EAST RIGHT-OF-WAY LINE OF 2400 WEST; THENCE NORTH 00° 06' 57" WEST 1.00 FOOT TO A 5/8" REBAR WITH CAP LABELED "A.A. HUDSON, PLS 4735", THE TRUE POINT OF BEGINNING; THENCE SOUTH 88° 24' 20" EAST 430.91 FEET ALONG A FENCE LINE TO A 5/8" REBAR WITH CAP; THENCE SOUTH 00° 06' 57" EAST 777.15 FEET TO A 5/8" REBAR WITH CAP SET ON THE NORTH BANK OF A DRAINAGE DITCH; THENCE SOUTH 61° 31' 07" WEST 489.49 FEET ALONG SAID NORTH BANK TO A 5/8" REBAR WITH CAP SET ON SAID EAST RIGHT-OF-WAY LINE OF 2400 WEST, A COUNTY ROAD; THENCE NORTH 00° 06' 57" WEST 676.57 FEET ALONG SAID RIGHT-OF-WAY TO THE SOUTH LINE OF THAT TRACT OWNED BY CARL W. AND SAUNDRA B. CLARK, RECORDED UNDER MICROFILM INSTRUMENT NUMBER 177735, IN THE OFFICIAL RECORDS OF FRANKLIN COUNTY; THENCE EAST 269.30 FEET; THENCE NORTH 200.00 FEET; THENCE WEST 269.71 FEET TO SAID RIGHT-OF-WAY LINE; THENCE NORTH 00° 06' 57" WEST 146.00 FEET ALONG SAID RIGHT-OF-WAY LINE TO THE TRUE POINT OF BEGINNING.

SUBJECT TO A RIGHT-OF-WAY OVER THE NORTH 50 FEET FOR INGRESS AND EGRESS.

ALSO EXCEPT PORTIONS DEEDED TO THE WEST CACHE IRRIGATION COMPANY, A CORPORATION, IN BOOK 4 OF DEEDS, PAGE 200 RECORDED JUNE 25, 1900, RECORDS OF FRANKLIN COUNTY, IDAHO.

ALSO INCLUDING: THE WEST 20 RODS OF THE SOUTHEAST QUARTER, AND THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 8, TOWNSHIP 16 SOUTH, RANGE 39 EAST, OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO.

ALSO INCLUDING:

TOWNSHIP 16 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO.
SECTION 8: COMMENCING AT THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 8, THENCE SOUTH 2640 FEET TO THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER, THENCE EAST 825 FEET, MORE OR LESS, TO THE WEST BANK OF WEST CACHE CANAL, THENCE NORTHEASTERLY ALONG SAID CANAL TO THE SECTION LINE, APPROXIMATELY 1650 FEET EAST OF THE POINT OF BEGINNING, THENCE WEST 1650 FEET, MORE OR LESS TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM:

TOWNSHIP 16 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO
SECTION 8: BEGINNING AT A POINT 330 FEET SOUTH OF THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 8 AND RUNNING THENCE SOUTH 378 FEET; THENCE EAST 2310 FEET; THENCE NORTH 378 FEET; THENCE WEST 2310 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM:

TOWNSHIP 16 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO
SECTION 8: BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION 8, AND RUNNING THENCE NORTH 587 FEET; THENCE EAST 2970 FEET; THENCE SOUTH 587 FEET; THENCE WEST 2970 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM:

TOWNSHIP 16 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO
SECTION 8: BEGINNING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 8 AND RUNNING THENCE SOUTH 768 FEET TO THE TRUE POINT OF BEGINNING, THENCE EAST 1100 FEET; THENCE SOUTH 990 FEET; THENCE EAST 880 FEET; THENCE SOUTH 330 FEET, THENCE WEST 1980 FEET; THENCE NORTH 1320 FEET TO THE TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM:

TOWNSHIP 16 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO
SECTION 8: COMMENCING AT A POINT 587 FEET NORTH OF THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION 8 AND RUNNING THENCE NORTH 587 FEET; THENCE EAST 2970 FEET; THENCE SOUTH 587 FEET; THENCE WEST 2970 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM:

TOWNSHIP 16 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO
BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION 8, THENCE NORTH 1174 FEET TO THE POINT OF BEGINNING, THENCE NORTH 330 FEET, THENCE EAST 2970 FEET, THENCE SOUTH 330 FEET, THENCE WEST 2970 FEET TO THE POINT OF BEGINNING.

232256 3.4

EXCEPTING THEREFROM:

COMMENCING AT THE NORTHWEST CORNER OF SECTION 8, TOWNSHIP 16 SOUTH, RANGE 39 EAST, BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO AND RUNNING THENCE SOUTH 0° 52' 10" WEST 768.00 FEET; THENCE SOUTH 89° 38' 58" EAST 1100.00 FEET TO THE TRUE POINT OF BEGINNING; RUNNING THENCE SOUTH 89° 38' 58" EAST, 477.42 FEET; THENCE SOUTH 0° 27' 48" EAST 689.38 FEET; THENCE SOUTH 18° 33' 19" WEST 316.48 FEET; THENCE NORTH 89° 38' 54" WEST 397.30 FEET; THENCE NORTH 0° 52' 10" EAST 989.98 FEET TO THE TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM:

TOWNSHIP 16 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO SECTION 8: BEGINNING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 8, THENCE SOUTH 330 FEET; THENCE EAST 2310 FEET; THENCE SOUTH 378 FEET; THENCE EAST 490 FEET, MORE OR LESS, TO THE WEST BANK OF THE WEST CACHE CANAL; THENCE NORTHEASTERLY 742 FEET, MORE OR LESS, TO THE SECTION LINE; THENCE WEST 2970 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM:

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 8, AND RUNNING THENCE SOUTH 88° 25' 17" EAST 490.95 FEET; THENCE SOUTH 0° 06' 57" EAST 48.13 FEET; THENCE SOUTH 88° 25' 17" EAST, 209.00 FEET TO THE TRUE POINT OF BEGINNING; RUNNING THENCE SOUTH 88° 25' 17" EAST 209.00 FEET; THENCE SOUTH 0° 06' 57" EAST 209.00 FEET; THENCE NORTH 88° 25' 17" WEST 209.00 FEET; THENCE NORTH 0° 06' 57" WEST 209.00 FEET TO THE TRUE POINT OF BEGINNING.

TOGETHER WITH A 60 FOOT RIGHT OF WAY WHOSE CENTERLINE IS DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 8, AND RUNNING THENCE SOUTH 0° 06' 57" EAST 18.13 FEET; THENCE SOUTH 88° 25' 17" EAST 30.19 FEET TO THE EAST LINE OF 2400 WEST STREET (COUNTY ROAD) AND THE TRUE POINT OF BEGINNING; RUNNING THENCE SOUTH 88° 25' 17" EAST 878.84 FEET.

EXCEPTING THEREFROM:

A PART OF THE NORTH HALF OF SECTION 8, TOWNSHIP 16 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SECTION 8, TOWNSHIP 16 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN, AND RUNNING SOUTH 00° 52' 10" WEST 708.00 FEET ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 8; THENCE SOUTH 89° 38' 58" EAST 1576.03 FEET TO THE TRUE POINT OF BEGINNING; AND RUNNING THENCE SOUTH 89° 38' 58" EAST 1157.09 FEET TO THE WEST LINE OF THENCE WEST CACHE CANAL; THENCE SOUTH 35° 48' 29" WEST 117.49 FEET ALONG SAID CANAL; THENCE SOUTH 42° 26' 56" WEST 229.96 FEET ALONG SAID CANAL; THENCE SOUTH 46° 31' 08" WEST 414.46 FEET ALONG SAID CANAL; THENCE SOUTH 36° 27' 35" WEST 92.42 FEET ALONG SAID CANAL; THENCE SOUTH 18° 43' 27" WEST 182.83 FEET ALONG SAID CANAL; THENCE SOUTH 5° 26' 29" WEST 343.34 FEET ALONG SAID CANAL; THENCE SOUTH 1° 09' 10" EAST 236.51 FEET ALONG SAID CANAL; THENCE NORTH 89° 38' 51" WEST 107.95 FEET; THENCE NORTH 00° 52' 10" EAST 330.00 FEET; THENCE NORTH 89° 38' 51" WEST 119.53 FEET; THENCE NORTH 20° 32' 50" EAST 353.39 FEET; THENCE NORTH 60° 43' 57" WEST 204.02 FEET; THENCE NORTH 89° 38' 58" WEST 209.56 FEET; THENCE NORTH 00° 27' 48" WEST 619.71 FEET TO THE TRUE POINT OF BEGINNING.

TOGETHER WITH A 60 FOOT RIGHT-OF-WAY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SECTION 8, TOWNSHIP 16 SOUTH, RANGE 39 EAST, BOISE MERIDIAN AND RUNNING SOUTH 00° 52' 10" WEST 708.00 FEET ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 8; THENCE SOUTH 89° 38' 58" EAST 30.00 FEET TO THE EAST LINE OF 2400 WEST STREET AND THE TRUE POINT OF BEGINNING; AND RUNNING THENCE SOUTH 89° 38' 58" EAST 1546.03 FEET; THENCE SOUTH 00° 27' 48" EAST 60 FEET; THENCE NORTH 89° 38' 58" WEST 1547.42 FEET TO THE EAST LINE OF 2400 WEST STREET; THENCE NORTH 00° 52' 10" EAST 60 FEET TO THE TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM:

TOWNSHIP 16 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO SECTION 8: COMMENCING AT A POINT 587 FEET NORTH OF THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION 8 AND RUNNING THENCE NORTH 587 FEET; THENCE EAST 2970 FEET; THENCE SOUTH 587 FEET; THENCE WEST 2970 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM:

PART OF THE EAST HALF OF SECTION 8, TOWNSHIP 16 SOUTH, RANGE 39 EAST, OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 8, AND RUNNING THENCE SOUTH 88° 25' 17" EAST 490.05 FEET; THENCE SOUTH 0° 06' 57" EAST 48.13 FEET TO THE TRUE POINT OF BEGINNING; RUNNING THENCE SOUTH 88° 25' 17" EAST 209.00 FEET; THENCE SOUTH 0° 06' 57" WEST 209.00 FEET; THENCE NORTH 88° 25' 17" WEST 209.00 FEET THENCE NORTH 0° 06' 57" EAST 209.00 FEET TO THE TRUE POINT OF BEGINNING.

TOGETHER WITH A 60 FOOT RIGHT-OF-WAY WHOSE CENTERLINE IS DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 8, AND RUNNING THENCE SOUTH 0° 06' 57" EAST 18.13 FEET; THENCE SOUTH 88° 25' 17" EAST 30.19 FEET TO THE EAST LINE OF 2400 WEST STREET (COUNTY ROAD) AND THE TRUE POINT OF BEGINNING; RUNNING THENCE SOUTH 88° 25' 17" EAST 669.84 FEET.

EXCEPTING THEREFROM:

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 8, AND RUNNING THENCE SOUTH 0° 52' 10" WEST 768.00 FEET (SOUTH BY RECORD); THENCE SOUTH 89° 38' 58" EAST 1100.00 FEET (EAST BY RECORD); THENCE SOUTH 0° 52' 10" WEST 990.00 FEET (SOUTH BY RECORD); THENCE SOUTH 89° 38' 58" EAST 460.47 FEET (EAST BY RECORD) TO THE TRUE POINT OF

232256 4-4

BEGINNING; RUNNING THENCE NORTH 18° 33' 19" EAST 306.81 FEET; THENCE NORTH 0° 27' 48" WEST 138.87 FEET; THENCE SOUTH 89° 38' 58" EAST 149.55 FEET; THENCE SOUTH 60° 43' 57" EAST 204.02 FEET; THENCE SOUTH 20° 32' 50" WEST 353.39 FEET; THENCE NORTH 89° 38' 58" WEST 300.00 FEET TO THE TRUE POINT OF BEGINNING.

TOGETHER WITH A 60 FOOT RIGHT-OF-WAY WHOSE CENTERLINE IS DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 8, AND RUNNING THENCE SOUTH 0° 06' 57" EAST 18.13 FEET; THENCE SOUTH 88° 25' 17" EAST 30.19 FEET TO THE EAST LINE OF 2400 WEST STREET (COUNTY ROAD) AND THE TRUE POINT OF BEGINNING; RUNNING THENCE SOUTH 88° 25' 17" EAST 1067.86 FEET; THENCE NORTHEASTERLY ALONG A CURVE TO THE LEFT WHOSE CHORD BEARS NORTH 55° 04' 01" EAST, A 175.00 FOOT RADIUS AND AN ARC LENGTH OF 223.04 FEET; THENCE NORTH 18° 33' 19" EAST 1173.46 FEET, THENCE NORTH 0° 27' 48" WEST 133.85 FEET.

EXCEPTING THEREFROM:

A PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 8, TOWNSHIP 16 SOUTH, RANGE 39 EAST, BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 8, FROM WHICH THE WEST QUARTER CORNER OF SECTION 8 BEARS SOUTH 00° 52' 10" WEST; THENCE SOUTH 00° 52' 10" WEST 2088.00 FEET ALONG THE WEST BOUNDARY OF SECTION 8;

THENCE SOUTH 89° 38' 57" EAST 1638.31 FEET TO A 5/8" REBAR AND CAP LABELED " ALLEN LAND SURVEYING, PLS 9163" THE POINT OF BEGINNING.

THENCE SOUTH 89° 38' 57" EAST 341.69 FEET TO A 5/8" REBAR AND CAP (PLS 1961); THENCE SOUTH 00° 52' 10" WEST 177.41 FEET TO A 5/8" REBAR AND CAP (PLS 1961); THENCE SOUTH 86° 12' 49" WEST 171.48 FEET TO A 5/8" REBAR AND CAP; THENCE NORTH 41° 20' 38" WEST 254.15 FEET TO THE POINT OF BEGINNING.

PARCEL 2: (HOME PARCEL)

ALSO INCLUDING:

TOWNSHIP 16 SOUTH, RANGE 39 EAST OF THE BOISE MERIDIAN, FRANKLIN COUNTY, IDAHO

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 8, RUNNING THENCE SOUTH 88° 25' 17" EAST 490.95 FEET; THENCE SOUTH 0° 06' 57" EAST 48.13 FEET;

THENCE SOUTH 88° 25' 17" EAST 418.00 FEET TO THE TRUE POINT OF BEGINNING; RUNNING THENCE SOUTH 88° 25' 17" EAST 209.00 FEET; THENCE SOUTH 0° 06' 57" EAST 209.00 FEET; THENCE NORTH 88° 25' 17" WEST 209.00 FEET; THENCE NORTH 0° 06' 57" WEST 209.00 FEET TO THE TRUE POINT OF BEGINNING. (2663.00)

TOGETHER WITH A 60 FOOT RIGHT OF WAY WHOSE CENTERLINE IS DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 8, AND RUNNING THENCE SOUTH 0° 06' 57" EAST 18.13 FEET; THENCE SOUTH 88° 25' 17" EAST 30.19 FEET TO THE EAST LINE OF 2400 WEST STREET (COUNTY ROAD) AND THE TRUE POINT OF BEGINNING, RUNNING THENCE SOUTH 88° 25' 17" EAST 1067.85 FEET.

195101 1-2

Recorded at the request of

TERREL J. PORTER

— a.m. JAN 12 1986 1:35 p.m.

V. ELLIOTT LARSEN, RECORDER

By Shauna Geddes Deputy
FRANKLIN COUNTY, IDAHO

TRUSTEE DEED

FOR VALUE RECEIVED

BERTIS L. EMBRY FAMILY TRUST

Bertis L. Embry and Anna E. C. Embry,

Trustees under Trust dated June 13, 1981

Grantor, does hereby grant, bargain, sell and convey unto

TERREL J. PORTER and KAY ARLENE PORTER
husband and wife

whose current address is 1933 East 3700 North
Preston, Idaho 83263

Grantees, the following described premises in FRANKLIN
COUNTY, IDAHO, to wit:

Township 16 South, Range 39 East of the Boise Meridian

Section 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$.

Section 8: SW $\frac{1}{4}$, EXCEPTING THEREFROM: Beginning at a point 145 feet South of the Northwest corner of the Southwest Quarter of said Section 8, and running thence South 200 feet; thence East 300 feet; thence North 200 feet; thence West 300 feet to the point of beginning.
ALSO EXCEPT: Beginning at the West Quarter corner of said Section 8; thence East 30.00 feet to the East right-of-way line of 2400 West; thence North 00°06'57" West 1.00 foot to a 5/8" rebar with cap labeled "A.A. HUDSON, PLS 4735", the TRUE POINT OF BEGINNING; thence South 88°24'20" East 430.91 feet along a fence line to a 5/8" rebar with cap; thence South 00°06'57" East 777.15 feet to a 5/8" rebar with cap set on the North bank of a drainage ditch; thence South 61°31'07" West 489.49 feet along said North bank to a 5/8" rebar with cap set on said East right-of-way line of 2400 West, a county road; thence North 00°06'57" West 676.57 feet along said right-of-way to the South line of that tract owned by Carl W. and Sandra B. Clark, recorded under Microfilm Instrument No. 177735, in the official records of Franklin County; thence East 269.30 feet; thence North 200.00 feet; thence West 269.71 feet to said right-of-way line; thence North 00°06'57" West 146.00 feet along said right-of-way line to the TRUE POINT OF BEGINNING. SUBJECT to a right-of-way over the North 50 feet for ingress and egress.
ALSO EXCEPT, portions deeded to WEST CACHE IRRIGATION CO., a Corp., in Book 4 of Deeds, page 200, recorded June 25, 1900, records of Franklin County, Idaho.

ALSO INCLUDING: The West 20 rods of the SE $\frac{1}{4}$, and W $\frac{1}{2}$ NW $\frac{1}{4}$.

SUBJECT TO reservations in United States and State Patents, zoning, subdivision and building ordinances, easements, rights, restrictions, liabilities and obligations as may appear of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their heirs and assigns forever. And the Grantor does hereby covenant to and with said Grantees that it is the owner in fee simple of said premises; that they are free from all encumbrances except as may appear of record; and that it will warrant and defend the same from all lawful claims by, under or through it.

DATED:

BERTIS L. EMBRY FAMILY TRUST

December 23, 1995

By Bertis L. Embury
Trustee

By Anna E. C. Embury
Trustee

STATE OF UTAH)
 : ss.
COUNTY OF CACHE)

On December 23, 1995, before me, a Notary Public in and for the State of Utah, personally appeared BERTIS L. EMBRY and ANNA E. C. EMBRY, Trustees of the BERTIS L. EMBRY FAMILY TRUST established June 13, 1981, known to me to be the persons whose names are subscribed to the within instrument, and each acknowledged to me that s/he executed the same for and in behalf of said Trust and the Trust executed the same.



NOTARY PUBLIC
LISA SIMPSON
720 East Center
Providence, UT 84332
My Commission Expires
July 6, 1999
STATE OF UTAH

Lisa Simpson
Notary Public
Residing at: Providence
My commission expires: 7-6-99

Recorded at the request of

Christina, M. Green, Notary

11:10 a.m. JUL 30 1979 p.m.

Reception

Indexed

150362

MICHAEL D. KUNZ, RECORDER

By *Christina, M. Green*
FRANKLIN COUNTY, IDAHO

WARRANTY DEED

For Value Received ROLEN V. and ELSIE E. BASTIAN

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

ROLEN V. and ELSIE E. BASTIAN, as Trustees of the Rolen V. and
Elsie E. Bastian Trust Agreement executed on June 21, 1979.

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

See Attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the
said Grantees, heirs and assigns forever. And the said Grantors
do hereby covenant to and with the said Grantees, that they are the
owners in fee simple of said premises; that they are free from all in-
cumbances

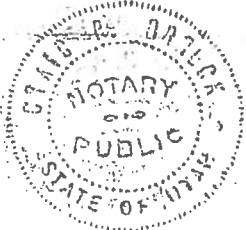
and that they will warrant and defend the same from all lawful claims
whatsoever.

Dated:

21 - June 1979

Rolen V. Bastian
Elsie E. Bastian

(Notary Seal)



State of Utah)

County of Salt Lake) ss.

On the 21 day of June

A.D. 1979 personally appeared before me
Rolen V. Bastian and Elsie E. Bastian

the signer(s) of the within instrument, who duly acknowledged
to me that they executed the same.

Christina, M. Green
(Notary Public)

Residing at:

Kennedy, UT
My Commission Expires

EXHIBIT "A"

FRANKLIN COUNTY LANDS:

Township 15 South, Range 38 East of the Boise Meridian, Franklin County, Idaho

Section 28: Commencing at the Southwest corner of the SE $\frac{1}{4}$ of Section 28, thence 49 rods East; thence North 12 rods; thence West 14 rods; thence North 17 $\frac{1}{2}$ West 11 rods; thence North 83 $\frac{1}{2}$ West 13 rods; thence West 20 rods, more or less, to a point 25 rods North of the place of beginning, thence South 25 rods to the point of beginning.

Section 3: E $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$. ALSO, Commencing at the Southwest corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 33, thence East 78 rods; thence North 27 rods; thence North 47' 30" West 40 rods; thence North 29 rods, more or less, to a point on the North section line 49 rods East of the Northwest corner of the NE $\frac{1}{4}$ of Section 33; thence West 49 rods; thence South 80 rods to the point of beginning. ALSO, commencing at the Southwest corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 33, thence East approximately 19 rods; thence North 90 rods; thence West 19 rods; thence South 90 rods to the point of beginning.

Township 16 South, Range 37 East of the Boise Meridian, Franklin County, Idaho

Section 14: W $\frac{1}{4}$ SW $\frac{1}{4}$.

Township 16 South, Range 38 East of the Boise Meridian, Franklin County, Idaho

Section 3: West 50 rods of the W $\frac{1}{4}$ SW $\frac{1}{4}$.

Section 4: LOT THREE (3); NE $\frac{1}{4}$ SW $\frac{1}{4}$; LOT TWO (2). SE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$. ALSO, Commencing at the Southwest corner of LOT ONE (1), thence East 42 rods; thence Northwesterly to a point on the North line of said Section approximately 19 rods East of the Northwest corner of said LOT ONE (1); thence West 19 rods; thence South approximately 80 rods to the point of beginning.

Section 9: Commencing at the Southwest corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9; thence North 41 rods; thence Southeast 62 rods; thence West 48 rods to the point of beginning. E $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT: Beginning at the Northeast corner of the SE $\frac{1}{4}$ of Section 9, thence West 24 rods, 10 feet; thence Southeast 30 rods to a point 17 rods, 7 feet South of the said Northeast corner of the SE $\frac{1}{4}$ of Section 9; thence North 17 rods, 7 feet to the point of beginning. ALSO, NW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$.

Section 12: Commencing at the Northwest corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 12, thence East 72.3 rods; thence South 100 rods; thence Northwesterly to a point 12 rods South of the point of beginning; thence North 12 rods to the point of beginning.

Section 13: Commencing at the Northeast corner of the SW $\frac{1}{4}$ of Section 13, thence South 80 rods; thence West 50 rods; thence in a Northeasterly direction to a point 18 rods 5 feet West of the point of beginning; thence East 18 rods, 5 feet to the point of beginning. EXCEPT all highway rights of way. ALSO, commencing at the Southwest corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, thence North 80 rods; thence East 173 feet, more or less, to the West line of the OSL Railroad right of way; thence Southeasterly along said right of way to the South line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence West 790 feet, more or less, to the point of beginning. EXCEPT all highway rights of way. ALSO, beginning at a point 157 rods East of the Southwest corner of the SW $\frac{1}{4}$ of Section 13, thence North 80 rods; thence East 50 rods to OSL Railroad right of way, thence Southeasterly along said right of way 90 rods, 12 feet to the section line; thence West on said Section line 38 rods to the place of beginning. EXCEPT all highway rights of way. ALSO EXCEPT: Beginning at a point 157 rods East and 36 rods North from the Southwest corner of the SW $\frac{1}{4}$ of Section 13, thence North 44 rods, more or less, to the North boundary line of said Southwest Quarter, thence East 9 rods, thence South 44 rods, thence West 9 rods to the beginning.

FILE #103688-4

FRANKLIN COUNTY LANDS: (CONTINUED)

Township 16 South, Range 38 East of the Boise Meridian, Franklin County, Idaho

Section 14: Beginning at a point 270 feet West of the Northeast corner of Block 3, Jespersen addition to the Weston Townsite; thence South 330 feet; thence West 132 feet; thence South 53 feet; thence East 132 feet; thence South 283 feet; thence South 87° 53' East 138 feet, more or less, to the Northwest corner of Lot 20, thence South 1° 3' West 153 feet, more or less, to the Southwest corner of Lot 20; thence North 81° 21' West 283.56 feet; thence North 74° 48' West 169 feet; thence Northeast 310 feet, more or less, to a point 132 feet West and 412 feet South of the Northwest corner of Lot 15; thence North 216 feet; thence East 132 feet; thence North 196 feet; thence East 132 feet to the point of beginning. ALSO, Lot TWENTY-ONE (21), BLOCK THREE (3), JESPERSON ADDITION to WESTON TOWNSITE.

Township 16 South, Range 39 East of the Boise Meridian, Franklin County, Idaho

Section 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$.

Section 8: SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, ALSO the West 20 rods of the SE $\frac{1}{4}$.

Section 18: NE $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT the following described property: Commencing at the East Quarter corner of Section 18, running thence West along the middle of the county road 1160 feet to the TRUE POINT OF BEGINNING; thence South 250 feet; thence West 160 feet; thence North 250 feet; thence East 160 feet to the TRUE POINT OF BEGINNING.

Township 16 South, Range 37 East, Boise Meridian:

Section 15: W $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, ALSO, Beginning at the quarter corner on the East side of Section 15, thence North 5.06 chains, thence South 86°00' West 6.06 chains, thence South 79°00' West 2.42 chains, thence West 9.09 chains, thence North 66°00' West 18.79 chains, thence South 85°00' West 3.03 chains, thence North 18°00' West 7.57 chains, thence South 74°00' West 21.21 chains, thence South 13.24 chains, thence East 60 chains to the point of beginning.

Section 16: E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$

Section 21: NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 22: ALL

WARRANTY DEED

For Value Received ELSIE E. BASTIAN, TRUSTEE of the ROLEN V. BASTIAN
and ELSIE E. BASTIAN TRUST,

the grantor , does hereby grant, bargain, sell and convey unto

BERTIS L. EMBRY FAMILY TRUST, BERTIS L. EMBRY and
ANNA E. C. EMBRY, TRUSTEES

whose current address is 1340 East 1700 North
North Logan, Utah 84321

the grantee , the following described premises, in Franklin County Idaho, to wit:
Township 16 South, Range 38 East of the Boise Meridian

Section 9: Commencing at the Southwest corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of
Section 9, thence North 41 rods; thence Southeast 62
rods; thence West 48 rods to the point of beginning.

E $\frac{1}{2}$ SE $\frac{1}{4}$, EXCEPT: Beginning at the Northeast corner of the
SE $\frac{1}{4}$ of Section 9, thence West 24 rods, 10 feet; thence
Southeast 30 rods to a point 17 rods, 7 feet South of the
said Northeast corner of the SE $\frac{1}{4}$ of Section 9; thence North
17 rods, 7 feet to the point of beginning.

ALSO, NW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$.

125 Shares of Weston Creek Irrigation Company.

Township 16 South, Range 39 East of the Boise Meridian

Section 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$.

Section 8: SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, ALSO, the West 20 rods of the SE $\frac{1}{4}$.

Section 18: NE $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT the following described property: Commencing
at the East Quarter corner of Section 18, running thence
West along the middle of the County road, 1160 feet to the
TRUE POINT OF BEGINNING; thence South 250 feet; thence West
160 feet; thence North 250 feet; thence East 160 feet to
the TRUE POINT OF BEGINNING.
40 Shares of Twin Lakes Canal Company.

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

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

Dated: April 14, 1987

Elsie E. Bastian

STATE OF IDAHO, COUNTY OF FRANKLIN
On this 14th day of April, 1987,
before me, a notary public in and for said State, personally
appeared

ELSIE E. BASTIAN, TRUSTEE
of the ROLEN V. BASTIAN and
ELSIE E. BASTIAN TRUST,

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that she executed the same.
for, and in behalf of said trust and
the trust executed the same.

Barbara Johnson Notary Public
Residing at Swan Lake, Idaho
Comm. Expires May 25, 1988

*Witness at the request
Barbara Johnson*

9:15 a.m. APR 15 1987 — p.m.

CORRIE L. KELLER, RECORDER
La Rae Johnson Dep
FRANKLIN COUNTY, IDAHO

WARRANTY DEED

For Value Received

David R. Daines and his wife, Lee Anne C. Daines

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

Rolen V. Bastian and his wife Elsie E. Bastian

the grantees , the following described premises, in Franklin County Idaho, to wit:
The Southwest quarter of Section 8, Township 16 South, Range 39 East
of the Boise Meridian, containing 160 acres. Also the Northeast quarter
of the Southeast quarter of Section 18, Township 16 South, Range 39 East
of the Boise Meridian, containing 40 acres; together with all water rights
and irrigating ditches belonging or in anywise appertaining to the above
described land.

Also, the West half of the Northwest quarter of Section 8, Township 16
South, Range 39, East of the Boise Meridian, and also the West 20 rods
of the Southeast quarter of Section 8, Township 16 South, Range 39 East
of the Boise Meridian; Also the Southwest quarter of Section 5, Township
16 South, Range 39 East of the Boise Meridian; Southwest quarter

Also 40 shares of stock in the Twin Lakes Canal Co. and 6.87 shares in
Weston Creek Irrigation Co.

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

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

Dated: April 18th 1973

David R. Daines

Lee Anne C. Daines

Utah

STATE OF ~~Idaho~~ COUNTY OF Cache

On this 18th day of April, 1973,
before me, a notary public in and for said State, personally
appeared David R. Daines and
Lee Anne C. Daines

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

Residing at Clarkston, Utah
Comm. Expires June 11, 1976

Notary Public
XXXX

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the request of *American Land Title*

at 20 minutes past 2 o'clock P.M.,
this 29th day of May
1973, in my office, and duly recorded in Book
of Deeds at page

Michael O. Kump
Ex-Officio Recorder

By *Marilynn Swainston* Deputy.
Fees \$ 1.00
Mail to:

INSTRUMENT NO. 132853