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February 21, 2013

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LOUIS F. RACINE (1917-2005)
WILLIAM D. OLSON, OF COUNSEL
JONATHAN S. BYINGTON, OF COUNSEL

Idaho Department of Water Resources
Eastern Region
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402

Re: *Carl A. And Judy H. Hatch*
Water Right Nos. 29-04446, 29-02304, 29-10201, 29-02464, 29-10203

To Whom It May Concern:

Regarding the above-referenced matter and the Notice of Change in Water Right Ownership mailed for filing with my letter dated January 7, 2013, please substitute the enclosed second amended Correction Warranty Deed as an attachment in place of the first Correction Deed previously provided with my letter of January 22. Thank you.

Sincerely,

Randy Budge

RANDALL C. BUDGE

pk

RCB:rr

Enclosures

cc: Roy and Jolene Hatch
Carl A. And Judy H. Hatch

This Instrument corrects and supersedes Caribou County
Recorder Instrument Nos. 109772 and 190938.

Instrument # 191071

CARIBOU COUNTY

2-13-2013

02:05:33

No. of Pages: 5

Recorded for : RACINE OLSON NYE BUDGE BAILEY

VEDA MASCARENAS

Fee: 22.00

Ex-Officio Recorder Deputy

Index to: CORRECTED WARRANTY DEED

RECEIVED

FEB 22 2013

Department of Water Resources
Eastern Region

**CORRECTION
WARRANTY DEED**

<u>Grantor</u>	<u>Grantees</u>
Roy F. Hatch and Jolene A. Hatch Husband and Wife 2727 Hatch Loop Road Bancroft, Idaho 83217	Carl A. Hatch and Judy H. Hatch Husband and Wife 2725 Hatch Loop Road Bancroft, Idaho 83217

FOR LOVE AND AFFECTION, the Grantors hereby convey and forever transfer the following parcels of real property in Caribou County, Idaho (the "Property") to the Grantees, including the Grantors' right, title and interest therein:

SEE EXHIBIT "A" ATTACHED HERETO AND
INCORPORATED BY REFERENCE

TOGETHER WITH AND INCLUDING any and all fixtures and improvements, any and all appurtenances, tenements, and hereditaments, and any and all rents, issues, and profits that relate or otherwise pertain to the foregoing parcels of real property.

TOGETHER WITH any and all water rights including but not limited to Water Right Nos. 29-04446, 29-10201, 29-10203, 29-02304, and 29-02464.

SUBJECT TO A LIFE ESTATE RESERVED TO AND IN FAVOR OF GRANTORS ROY F. HATCH AND JOLENE A. HATCH, HUSBAND AND WIFE, IN THE RESIDENTIAL HOME LOCATED AT 2727 HATCH LOOP ROAD, BANCROFT, IDAHO, TOGETHER WITH THE SURROUNDING YARD CONTAINING APPROXIMATELY TWO (2) ACRES IN TOTAL DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 13, TOWNSHIP 7 SOUTH, RANGE 39

EAST, THENCE 1320 FEET NORTH TO THE POINT OF BEGINNING; THENCE NORTH 209 FEET; THENCE WEST 209 FEET; THENCE SOUTH 209 FEET; THENCE EAST 209 FEET TO THE POINT OF BEGINNING. SAID LIFE ESTATE SHALL ENTITLE THE GRANTORS TO THE FULL USE AND OCCUPANCY OF THE RESIDENCE, DURING WHICH TIME THEY SHALL BE RESPONSIBLE FOR ALL TAXES, INSURANCE, UTILITIES AND MAINTENANCE. THIS LIFE ESTATE SHALL TERMINATE UPON THE DEATH OF BOTH GRANTORS, OR AT SUCH TIME AS IT IS NO LONGER OCCUPIED BY EITHER OF THEM AS A PERSONAL RESIDENCE.

TO HAVE AND TO HOLD the foregoing parcels of real property unto the Grantees and their successors and assigns forever.

Grantors do hereby covenant with and warrant the Grantees that Grantors are lawfully seized in fee simple of the Property, have good right and lawful authority to sell and convey the Property, and that Grantors fully warrant the title to the Property and will defend the same against the lawful claims of all persons claiming by, through or under the Grantors, but against none other.

SUBJECT TO taxes, levies, and assessments for the current year not yet due and payable and the following items: discrepancies, conflicts in boundary lines, shortage in area, encroachments, easements, right of ways, boundary line agreements, development agreements, water supply agreements, plats, covenants, conditions, restrictions, reservations, all zoning, building and use laws or restrictions; along with any state of facts that an accurate survey or inspection of the Property would show.

IN WITNESS WHEREOF, the Grantors hereunto set their hands this 13 day of February, 2013.



ROY F. HATCH



JOLENE A. HATCH

STATE OF IDAHO

)

: ss

County of Bannock

)

On the 13 day of February 2013, before me, a Notary Public, personally appeared **Roy F. Hatch and Jolene A. Hatch**, known or identified to me to be the persons who executed the foregoing document, and duly acknowledged to me that they executed the same.

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



Denise Horsley
NOTARY PUBLIC FOR IDAHO,
Residing at: 5500 Spring
My Commission Expires: 8-15-15

EXHIBIT "A"

Township 7 South, Range 39 East of the Boise Meridian, Caribou County, Idaho:

Section 12: E1/2 NE1/4

Section 13: SE1/4NW1/4, SW1/4, except therefrom the following two tracts:

1. NE1/2 SE1/4 SW1/4
2. Beginning at the Northeast corner of the SE1/4NW1/4 and running thence South 18 rods; thence West 17-1/2 rods; thence North 18 rods; thence East 17-1/2 rods, to the point of beginning.

Less and excepting the following described property:

Beginning at a point 240 feet North of the Southeast corner of the SE1/4NW1/4 of said Section 13, and running thence West 150 feet; thence North 165 feet; thence East 150 feet; thence South 165 feet, to the point of beginning.

Excepting therefrom: any portion lying within the right of way of Hatch Loop Road.

Section 14: NE1/4SE1/4, SW1/4SE1/4, N1/2SE1/4SE1/4, SW1/4SE1/4SE1/4

Also Including: Commencing at a point 295.17 feet North of the Southeast corner of Section 14; thence North 364.83 feet; thence West 40.00 rods; thence South 40 rods; thence East 364.83 feet; thence North 295.17 feet; thence East 295.17 feet to the place of beginning.

Except Therefrom: Beginning at the Southeast Corner of said Section 14, and running thence West 295.17 feet; thence North 295.17 feet; thence East 295.17 feet; thence South 295.17 feet to the point of beginning.

Also Except Therefrom: Any portion lying within the County road right of way.

Section 23: W1/2 E1/2

Section 26: SE1/4, W1/2 NE1/4

Except therefrom: Any portion lying within the County road right of way.

Township 7 South, Range 40 East, Boise Meridian, Caribou County, Idaho:

- Section 5: SW1/4SW1/4
- Section 6: Lots 1-3-5-6, SE1/4, E1/2SW1/4
- Section 7: NE1/4, N1/2SE1/4, Lots 1 and 2
- Section 8: NW1/4SW1/4, E1/2SW1/4, SW1/4
SE1/4, NW1/4NW1/4
- Section 21: All