

Completed 9/23/11 JR

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

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

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
34-7007B <i>OK</i>	Yes ☒	34-14240 (remainder)	Yes ☐		Yes ☐
	Yes ☐	34-14241 Moncur	Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Kim Mc Daniel
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Dean Moncur
Name of each new owner as listed on the conveyance document
- New owner continued ☐ Name connector ☐ and ☐ or ☐ and/or
- PO Box 76
Mailing address
- Arco ID 83213
City State ZIP
- 208-589-3604
Telephone
- 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: 12/21/09
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.

RECEIVED

MAR 31 2011

Department of Water Resources
Eastern Region

7. Signature: D. Moncur Title, if applicable: 3-31-11
Signature of new owner/claimant Date

Signature: _____ Title, if applicable: _____
Signature of new owner/claimant Date

For IDWR Office Use Only:

Received by DK Date 3-21-11 Receipt No. E036526 Receipt Amt. \$25

Approved by _____ Processed by _____ Date _____

Form 42-248/42-1409(6) Rev. 07/10

SUPPORT DATA

IN FILE # 34-7007B

JB \$75. -
E036816

NO. 0047395
RECORDED

DEC 29 2009

A.M. 12:10 P.M.
BUTTE COUNTY RECORDER

Tully J McPhee

WARRANTY DEED

Order No. 5648LRT

For Valuable Consideration Received:

**THE ESTATE OF LEAH HAGEL, aka LEAH E. HAGEL, deceased, Case No. CV 06-09,
State of Idaho, County of Lemhi, BILL ALLEN, Personal Representative,**

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

DEAN MONCUR, An Unmarried Man,

the Grantee, whose current address is:

PO Box 76, Arco, ID 83213

the following described premises, to-wit:

See Exhibit "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that said premises are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

The Estate of Leah Hagel aka Leah E. Hagel

Bill Allen
by Bill Allen, Personal Representative

12/21/09
Date

RECEIVED

MAR 31 2011

Department of Water Resources
Eastern Region

EXHIBIT "A"

A fraction of the E1/2SE1/4 of Section 36, Township 4 North, Range 26 East of the Boise Meridian, Butte County, Idaho, described as:

**Commencing at the Northwest corner of Block 5 DeCoria Subdivision, thence West 60 feet;
thence South 145 feet to the Northeast corner of Block 6 of DeCoria Subdivision;
thence West 30 feet;
thence South 125 feet;
thence West 290 feet to the Southeast corner of Block 7 of DeCoria Subdivision;
thence North 125 feet;
thence West 30 feet;
thence South 125 feet;
thence West 175 feet to the Southeast corner of Lot 9, Block 7 of DeCoria Subdivision;
thence North 125 feet;
thence West 55 feet;
thence South 125 feet;
thence West 60 feet to the Southeast corner of Block 8 of DeCoria Subdivision;
thence North 125 feet;
thence West 30 feet;
thence South 125 feet;
thence West 260 feet to the Southwest corner of the SE1/4SE1/4 of said Section 36;
thence North 1385 feet;
thence East 1095 feet;
thence South 1125 feet;
thence West 135 feet to the Place of Beginning.**

ALSO Lots 8-11, Block 4 of DeCoria Subdivision, Butte County, Idaho, according to the recorded plat thereof.



RECEIVED

MAR 31 2011

Department of Water Resources
Eastern Region

NO. 0047395
RECORDED

WARRANTY DEED

DEC 29 2009

Order No. 5648LRT

For Valuable Consideration Received:

A.M. 12:10 P.M.
BUTTE COUNTY RECORDER
Talby S. McPherson

THE ESTATE OF LEAH HAGEL, aka LEAH E. HAGEL, deceased, Case No. CV 06-09,
State of Idaho, County of Lemhi, BILL ALLEN, Personal Representative,

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

DEAN MONCUR, An Unmarried Man,

the Grantee, whose current address is:

PO Box 76, Arco, ID 83213

the following described premises, to-wit:

See Exhibit "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the
said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to
and with the said Grantee, that he is the owner in fee simple of said premises; that said
premises are free from all encumbrances and that he will warrant and defend the same
from all lawful claims whatsoever.

The Estate of Leah Hagel aka Leah E. Hagel

Bill Allen
by Bill Allen, Personal Representative

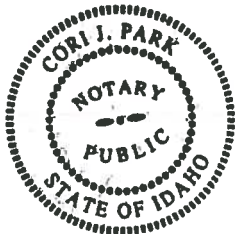
12/21/09
Date

STATE OF IDAHO)
COUNTY OF Lemhi)ss.
~~BUTTE~~)

On this 21st day of December, 2009, before me, the undersigned, a Notary
Public, in and for said State, personally appeared BILL ALLEN, known to me, and/or
identified to me on the basis of satisfactory evidence, to be the person whose name is
subscribed to the within instrument and acknowledged to me that he executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

[Signature]
Residing at: Selma
Commission Expires: 6.2.2012



RECEIVED
JUN 29 2011
Department of Water Resources
Eastern Region

EXHIBIT "A"

A fraction of the E1/2SE1/4 of Section 36, Township 4 North, Range 26 East of the Boise Meridian, Butte County, Idaho, described as:

**Commencing at the Northwest corner of Block 5 DeCoria Subdivision, thence West 60 feet;
thence South 145 feet to the Northeast corner of Block 6 of DeCoria Subdivision;
thence West 30 feet;
thence South 125 feet;
thence West 290 feet to the Southeast corner of Block 7 of DeCoria Subdivision;
thence North 125 feet;
thence West 30 feet;
thence South 125 feet;
thence West 175 feet to the Southeast corner of Lot 9, Block 7 of DeCoria Subdivision;
thence North 125 feet;
thence West 55 feet;
thence South 125 feet;
thence West 60 feet to the Southeast corner of Block 8 of DeCoria Subdivision;
thence North 125 feet;
thence West 30 feet;
thence South 125 feet;
thence West 260 feet to the Southwest corner of the SE1/4SE1/4 of said Section 36;
thence North 1385 feet;
thence East 1095 feet;
thence South 1125 feet;
thence West 135 feet to the Place of Beginning.**

ALSO Lots 8-11, Block 4 of DeCoria Subdivision, Butte County, Idaho, according to the recorded plat thereof.



NO. 0046496
RECORDED
MAR 26 2009
11:20 A.M.
BUTTE COUNTY RECORDER
[Signature]

RECEIVED
JUN 29 2011
Department of Water Resources
Eastern Region

Trustee's Deed

ATF4990804951-MAA
Title No: 080455BU/5702LRT
Customer Ref No: 230.1 B-10

Alliance Title & Escrow Corp., (herein called Trustee) as Trustee under the Deed of Trust hereinafter particularly described, does hereby BARGAIN, SELL and CONVEY, WITHOUT WARRANTY, TO
BILL ALLEN, Personal Representative of the Estate of Leah Hagel, Deceased,

(herein called GRANTEE)

whose address is: Box 1227, Salmon, ID 83467
all of the real property situated in the County of Butte, State of Idaho described as follows:

Tract I:

Lot 26 and the Southwest 35 feet of Lot 25, and the Southeast $\frac{1}{4}$ of Lot 27 in Block 4, Original Townsite of Arco, to the County of Butte, State of Idaho, according to the recorded plat thereof.

Tract II:

A fraction of E $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36, Township 4 North, Range 26 East of the Boise Meridian, Butte County, Idaho, described as:

Commencing at the Northwest corner of Block 5 of DeCoria Sub-Division, thence West 60 feet; thence South 145 feet to the Northeast corner of Block 6 of DeCoria Sub-Division; thence West 30 feet; thence South 125 feet; thence West 290 feet to the Southeast corner of Block 7 of DeCoria Sub-Division; thence North 125 feet; thence West 30 feet; thence South 125 feet; thence West 175 feet to the Southeast corner of Lot 9, Block 7, DeCoria Sub-Division; thence North 125 feet; thence West 55 feet; thence South 125 feet; thence West 60 feet to the Southeast corner of Block 8 of DeCoria Sub-Division; thence North 125 feet; thence West 30 feet; thence South 125 feet; thence West 260 feet to the Southwest corner of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 36; thence North 1385 feet; thence East 1095 feet; thence South 1125 feet; thence West 135 feet to the Point of Beginning.

Also Lots 8-11, Block 4, DeCoria Sub-Division, Butte County, Idaho, according to the recorded plat thereof.

This conveyance is made pursuant to the powers conferred upon Trustee by the Deed of Trust between Kerry Bingham and Corinne Bingham, Husband and Wife as Grantor, the Alliance Title & Escrow Corp. (successor) Trustee herein, and Leah Hagel, a single person as Beneficiary, recorded August 14, 2006, as Instrument No. 0043395, records of Butte County, Idaho, and after the fulfillment of the conditions specified in said Deed of Trust authorizing this conveyance as follows:

- (a) Default occurred in the obligations for which such Deed of Trust was given as security and the Beneficiary made demand upon the said Trustee to sell said property pursuant to the terms of said Deed of Trust. Notice of default was recorded as Instrument No. 46156, Butte County Mortgage Records and in the office of the Recorder of each other county in which the property described in said Deed of Trust, or any part thereof, is situated, the nature of such default being as set forth in said notice of Default. Such default still existed at the time of sale.
- (b) After recordation of said Notice of Default, Trustee gave notice of the time and place of the sale of said property by registered or certified mail, by personal service upon the occupants of said real property, by posting in a conspicuous place on said property and by publishing in a newspaper of general circulation in each of the counties in which the property is situated as more fully appears in affidavits recorded at least 20 days prior to date of sale as Instrument No.(s): 46311, 46312, 46313, 46314, Butte County, Idaho Mortgage Records.

- (c) The provisions, recitals and contents of the Notice of Default referred to in paragraph (a) supra and of the Affidavits referred to in paragraph (b) supra shall be and they are hereby incorporated herein and made an integral part hereof for all purposes as though set forth herein at length.
- (d) Not less than 120 days elapsed between the giving of notice of sale by registered or certified mail and the sale of said property.
- (e) Trustee, at the time and place of sale fixed by said notice, at public auction, in one parcel, struck off to the Grantee, being the highest bidder therefore, the property herein described, for the sum of \$ 230,223.67, subject however to all prior liens and encumbrances. No person or corporation offered to take any part of said property less than the whole thereof for the amount of principal, interest, advances and costs.

IN WITNESS WHEREOF, The Trustee, pursuant a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its Vice President and its corporate seal to be affixed by its Assistant Secretary this 17th day of March, 2009.



Alliance Title & Escrow Corp.

By: _____

Attest: _____

State of Idaho

County of Ada

On this 17th day of March, 2009, before me, a Notary Public in and for said state, personally appeared Kurtis Funke known to me to be the Vice President and Melissa Ambriz, known to me to be the Assistant Secretary of the Corporation, and acknowledged to me that pursuant to a Resolution of the Board of Directors, they executed the foregoing in said Corporation name.

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



Erica Gates

Notary Public for the State of Idaho
Residing at: Boise, ID
Commission Expires: 12/23/2014

WARRANTY DEED

FOR VALUABLE CONSIDERATION RECEIVED MICHAEL BARTER and
VICKIE BARTER, Husband and Wife, the Grantor,
 does hereby grant, bargain, sell and convey unto KERRY BINGHAM and
CORINNE BINGHAM, Husband and Wife, the Grantee,
 whose current address is 341 Claude Place, Arco, ID 83213
 the following described real estate situated in BUTTE County,
 State of Idaho, to-wit:

See attached EXHIBIT A

SUBJECT TO: all easements, rights of way, covenants, restrictions,
 patent reservations, applicable building and zoning ordinances and
 use regulations and restrictions and accruing taxes, of record.

TO HAVE AND TO HOLD the said premises, together with all tenements, hereditaments and appurtenances
 thereunto belonging, unto the said Grantee, his successors and assigns forever. Grantor does hereby covenant
 to and with the said Grantee that IT is the owner in fee simple of said premises and that IT will warrant and
 defend the same from all lawful claims whatsoever.

In construing this Deed and where the context so requires, the singular includes the plural and the
 masculine, the feminine and neuter.

DATED: 11/7/05

Michael Barter
 Michael Barter

Vickie Barter
 Vickie Barter

STATE OF ~~OKLAHOMA~~ Idaho County of OKLAHOMA
 On this 7th day of November, 2005
 before me, Michael Vickie Barter, a
 Notary Public in and for the said State personally
 appeared

THIS SPACE FOR COUNTY RECORD'S USE ONLY.

0042579

NO. RECORDED

NOV 15 2005

BUTTE COUNTY RECORDER

Known to me to be the person(s) whose name(s)
 subscribed to the within instrument, and acknowl-
 edges to me that executed the same.

Residing at OKLAHOMA
 Comm. Expires: July 1, 2008

IDAHO TITLE & TRUST COMPANY
 Escrows • Title Insurance

RECEIVED

JUL 29 2011

Department of Water Resources
 Eastern Region

EXHIBIT A

TRACT I:

A fraction of the E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 36, Township 4 North, Range 26 East of the Boise Meridian, Butte County, Idaho, described as:

Commencing at the Northwest corner of Block 5 of DeCoria Subdivision, thence West 60 feet; thence South 145 feet to the Northeast corner of Block 6 of DeCoria Subdivision; thence West 30 feet; thence South 125 feet; thence West 290 feet to the Southeast corner of Block 7 of DeCoria Subdivision; thence North 125 feet; thence West 30 feet; thence South 125 feet; thence West 175 feet to the Southeast corner of Lot 9, Block 7 DeCoria Subdivision; thence North 125 feet; thence West 55 feet; thence South 125 feet; thence West 60 feet to the Southeast corner of Block 8 of DeCoria Subdivision; thence North 125 feet; thence West 30 feet; thence South 125 feet; thence West 260 feet to the Southwest corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 36; thence North 1385 feet; thence East 1095 feet; thence South 1125 feet; thence West 135 feet to the Place of Beginning.

ALSO Lots 8-11, Block 4 of DeCoria Subdivision, Butte County, Idaho according to the recorded plat thereof.

RECEIVED
JUN 29 2011
Department of Water Resources
Eastern Region

THIS INDENTURE, made this 11th day of September, 2000, between Cary D. Van Etten, Sheriff of Butte County, State of Idaho, and Michael and Vickie Barter, 909 Blue Ridge Dr., Edmond, Oklahoma 73003, the purchaser.

WHEREAS, in and by that certain decree of foreclosure rendered by the District Court of the Seventh Judicial District of the State of Idaho, in and for the county of Butte, on June 12, 2000 and said court, wherein the Judgment, and a copy, with an order of sale thereon, was delivered to said Sheriff, for execution, it was, among other things, ordered, adjudged and decreed, that all and singular the mortgaged premises described in the complaint in said action, and specifically described in the course and practice of said court; that any of the parties to said action might become the purchaser at such sale; and that said Sheriff execute the usual certificates and deeds to the purchaser, as required by law;

AND WHEREAS, said Sheriff did, on September 11, 2000, after due public notice had been given, as required by the laws of this state, and the course and practice of said court, duly sell at public auction, in front of the courthouse in the County of Butte, Idaho, pursuant to said decree, and the provisions of law, the premises in said decree mentioned; at which sale the premises in said decree, and hereinafter described, were fairly struck off to said Michael and Vickie Barter, for the sum of \$16,752.28, lawful money of the United States, it being the highest bidder, and that, being the highest sum bidden for the same;

AND WHEREAS, said Sheriff thereupon made and issued the usual certificate, in duplicate, of said sale, in due form of law, and delivered one thereof to said purchaser, and caused the other to be filed and recorded in the Recorder's office of the County of Butte, Idaho, as Instrument No. 0036588.

SHERIFF'S DEED - 1

NO. 00 37474
RECORDED

OCT 10 2001

9:30 AM
BUTTE COUNTY RECORDER

Shyla Wornick

AND WHEREAS, more than twelve (12) months have elapsed since the date of said sale, and no redemption has been made of the premises so sold, as aforesaid, by or on behalf of said defendant, or by or on behalf of any other person;

NOW, said Cary Van Etten, Sheriff, in order to carry into effect the sale so made by him as aforesaid, in pursuance of said decree, and in conformity to the statute in such case made and provided, and also, in consideration of the premises and of said sum of \$16,752.28 lawful money of the United States so bidden and paid to him by said purchaser, said Michael and Vickie Barter, the receipt whereof is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto said purchaser, and to its successors and assigns forever, the following described real property:

A fraction of the E ½ SE ¼ of Section 36, Township 4 North, Range 26 E.B.M., Butte County, Idaho, described as:

Commencing at the NW corner of Block 5 of DeCoria Sub-Division, thence W. 60 feet; thence S. 145 feet to the NE corner of Block 6 of DeCoria Sub-Division; thence W. 30 feet; thence S. 125 feet; thence W. 290 feet to the SE corner of Block 7 of DeCoria Sub-Division; thence N. 125 feet; thence W. 30 feet; thence S. 125 feet; thence W. 175 feet to the SE corner of Lot 9, Block 7 DeCoria Sub-Division; thence N. 125 feet; thence W. 55 feet; thence S. 125 feet; thence W. 60 feet to the SE corner of Block 8 of DeCoria Sub-Division; thence N. 125 feet; thence W. 30 feet; thence S. 125 feet; thence W. 260 feet to the SW corner of the SE ¼ of said Section 36; thence N. 1385 feet; thence E. 1095 feet; thence S. 1125 feet; thence W. 135 feet to the place of beginning.

ALSO Lots 8 -11, Block 4 of DeCoria Sub-Division; Butte County, Idaho, According to the recorded pat thereof.

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

SHERIFF'S DEED - 2

TO HAVE AND TO HOLD, all and singular, the premises above mentioned and described, and hereby conveyed, or intended so to be, together with the appurtenances, to said Michael and Vickie Barter, their successors and assigns forever.

IN WITNESS WHEREOF, said grantor, as Sheriff aforesaid, hereunto sets his hand the day and year first above written.

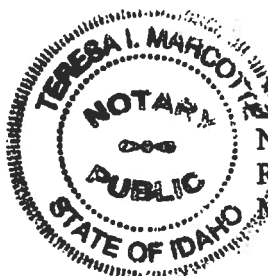


Sheriff of Butte County
State of Idaho

STATE OF IDAHO)
) ss:
County of Butte)

On this 9 day of October, 2001, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Sheriff Cary Van Etten, known to me to be the person whose name is subscribed to the within instrument as the Sheriff of Butte County, Idaho, and acknowledged to me that he executed the same as such Sheriff of Butte County, Idaho.

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

 Teresa I. Marcotte

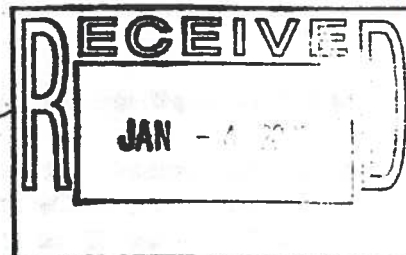
Notary Public for Idaho
Residing at Arco
My Commission Expires 12/20/05

NO. 0036588

Jared M. Harris
 BAKER & HARRIS
 199 W Bridge Street
 PO Box 577
 Blackfoot, ID 83221
 Telephone: (208) 785-2310
 Facsimile: (208) 785-6749
 A4488
 Attorneys for Plaintiffs

JAN 11 2001

BUTTE COUNTY RECORDER



RECEIVED
 JUN 29 2011
 Department of Water Resources
 Eastern Region

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
 STATE OF IDAHO, IN AND FOR THE COUNTY OF BUTTE
 DISTRICT COURT

MICHAEL and VICKIE BARTER
 Plaintiffs,

v.

KELLY K. MCDANIEL and KIM
 MCDANIEL,
 Defendants.

Case No. CV-00-23

SHERIFF'S CERTIFICATE OF
 SALE OF REAL ESTATE ON
 EXECUTION

I, Cary Van Etten, Sheriff of the County of Butte, do hereby certify, that, by virtue of a Writ of Execution in the above-entitled action, issued the 28th day of June, 2000, to me directed, setting forth a judgment recovered in the amount of \$15,974.60, lawful money of the United States, with interest thereon, and costs, to be satisfied out of the personal property of Kelly K. McDaniel and Kim McDaniel, the Defendant in said action; and if sufficient personal property could not be found, then out of the real property belonging to the said Defendants on the day said judgment became a lien thereon, or attachment or execution was levied herein, or thereafter, according to said writ and the statutes in such cases made and provided, I have levied on, and on the 11th day of September, 2000, sold at public auction, in one lot or parcel, to Ralph Savage attorney for Michael & Vickie Barter, an Husband & Wife, who was the highest bidder, for the sum of \$ 16,752.28, lawful money of the United states, which was the whole price paid by the plaintiffs for the right, claim

SHERIFF'S CERTIFICATE OF SALE OF REAL ESTATE ON EXECUTION - 1

36588

and interest of the within named Defendants, as aforesaid, in and to the real estate particularly described as follows, to-wit:

A fraction of the E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 36, Township 4 North, Range 26 E.B.M., Butte County, Idaho, described as:

Commencing at the NW corner of Block 5 of DeCoria Sub-Division, thence W. 60 feet; thence S. 145 feet to the NE corner of Block 6 of DeCoria Sub-Division; thence W. 30 feet; thence S. 125 feet; thence W. 290 feet to the SE corner of Block 7 of DeCoria Sub-Division; thence N. 125 feet; thence W. 30 feet; thence S. 125 feet; thence W. 175 feet to the SE corner of Lot 9, Block 7 DeCoria Sub-Division; thence N. 125 feet; thence W. 55 feet; thence S. 125 feet; thence W. 60 feet to the SE corner of Block 8 of DeCoria Sub-Division; thence N. 125 feet; thence W. 30 feet; thence S. 125 feet; thence W. 260 feet to the SW corner of the SE $\frac{1}{4}$ of said Section 36; thence N. 1385 feet; thence E. 1095 feet; thence S. 1125 feet; thence W. 135 feet to the place of beginning.

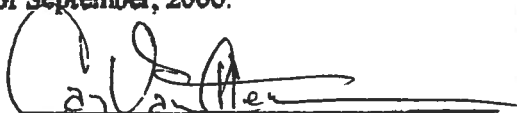
ALSO Lots 8 -11, Block 4 of DeCoria Sub-Division; Butte County, Idaho, According to the recorded pat thereof. *A055 0004008A*

BK 6 Ct
BK 7 9-1

That the price of the lot and parcel was \$ 16,752.28.

And that the said real estate is subject to redemption within one (1) year after the sale if the real property sold consisted of a tract of land or more than twenty (20) acres, and within six (6) months after the sale if the real property sold consisted of a tract of land of twenty (20) acres or less, pursuant to the statute in such case made and provided, except: No exceptions.

Given under my hand, this 11 day of September, 2000.



Cary Van Etten
Sheriff of Butte County, Idaho

By: _____
Deputy

STATE OF IDAHO)

) ss:

County of Butte)

On this 11 day of September, 2000, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Cary Van Etten, known to me to be the Sheriff of Butte County, Idaho, and the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Deborah L. Mearns
Notary Public for Idaho
Residing at Arco
My Commission Expires 6/28/05

WARRANTY DEED

NO. 0-7830
FILED

For Value Received MELISSA BARTER, an unmarried person and MELISSA BARTER, Personal Representative of the Estate of Robert F. Barter, deceased

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
KELLY K. MCDANIEL and KIM MCDANIEL, husband and wife
whose address is: P.O. Box 1628, Idaho Falls, Idaho 83403

APR 4 1994
11:55 A.M. P.M.
BUTTE COUNTY RECORDER
[Signature]

RECEIVED
JL 9 2011
Department of Water Resources
Eastern Region

Hereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit:

A fraction of the ~~EXSE~~ of Section 36, Township 4 North, Range 26 E.B.M.,
Butte County, Idaho, described as:

Commencing at the NW corner of Block 5 of DeCoria Sub-Division, thence
W. 60 feet; thence S. 145 feet to the NE corner of Block 6 of DeCoria
Sub-Division; thence W. 30 feet; thence S. 125 feet; thence W. 290
feet to the SE corner of Block 7 of DeCoria Sub-Division; thence N.
125 feet; thence W. 30 feet; thence S. 125 feet; thence W. 175 feet to
the SE corner of Lot 9, Block 7 of DeCoria Sub-Division; thence N. 125
feet; thence W. 55 feet; thence S. 125 feet; thence W. 60 feet to the
SE corner of Block 8 of DeCoria Sub-Division; thence N. 125 feet;
thence W. 30 feet; thence S. 125 feet; thence W. 260 feet to the SW
corner of the ~~SE~~ of said Section 36; thence N. 1385 feet; thence E.
1095 feet; thence S. 1125 feet; thence W. 135 feet to the place of
beginning.

Also:

Lots 8 - 11, Block 4 of DeCoria Sub-division; Butte County, Idaho,
according to the recorded plat thereof.

TOGETHER WITH all and singular the tenements, hereditaments, and
appurtenances thereunto belonging or in anywise appertaining,
including all water, water rights, ditch and ditch rights.

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

Dated: MARCH 28, 1994

04N26E 369025
A0550004008A

[Signature]
MELISSA BARTER

[Signature] Personal Rep.
MELISSA BARTER, Personal Representative
of The Estate of Robert F. Barter, deceased

STATE OF IDAHO)

: ss.

COUNTY OF BINGHAM)

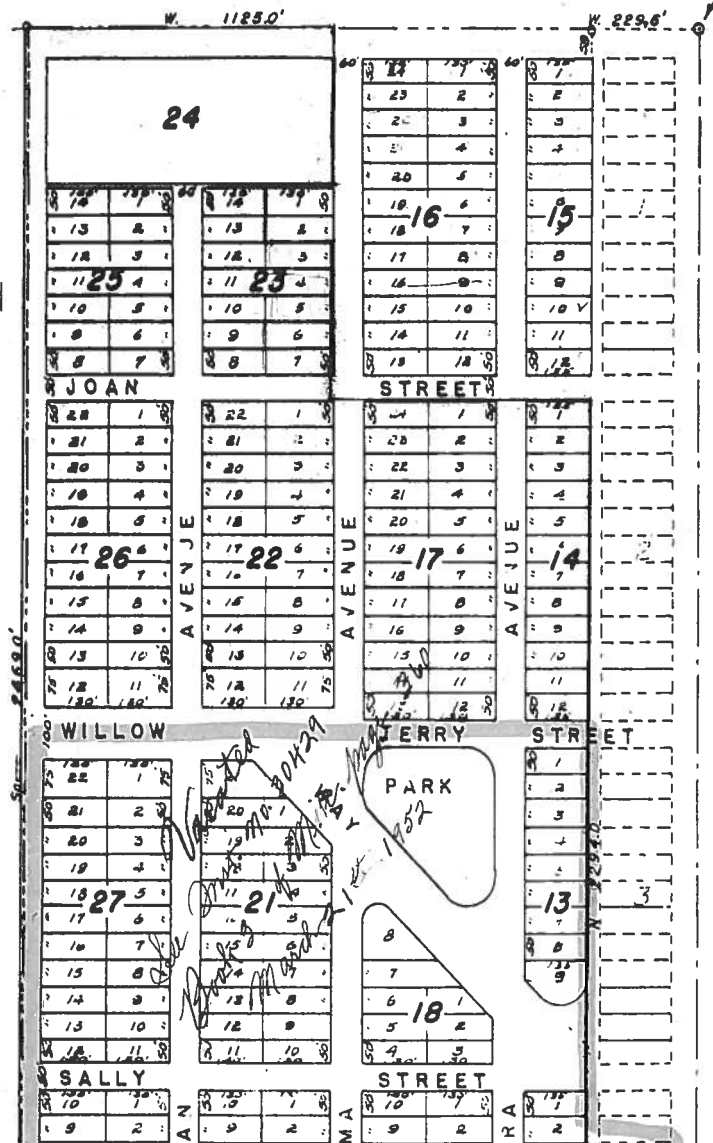
On this 28th day of March, 1994, before me the undersigned, a Notary
Public in and for the said county and state, personally appeared MELISSA
BARTER, known or proved to me to be the person whose name is subscribed to
the within Instrument individually and as Personal Representative of The
Estate of Robert F. Barter, deceased, and acknowledged to me that she
subscribed her own name individually and acknowledged to me that she
executed the same in her capacity as Personal Representative of the Estate
of Robert F. Barter, deceased.

[Signature]
Notary Public for Idaho
Residing at: Blackfoot
Commission Expires: 5-20-94

27 830

Department of Water Resources
Eastern Region

Sec. 36 T4 N. R. 26 E. B. P. M.



OWNE
State of
County of
Sylvan L
and wife certify:
That Syl
band and wife
ded parcel of la
Second Filing wi
plat, said lands
Beginning
ner of Section 36
feet: thence Sou
distance of 930.0
distance of 195.0
beginning, exclus
utility lines and i
That they
veyed and the c
as "DeGoria Subc
and 11 Lots 1 to 4
13 Lots 1 to 9 incl
sive, Blocks 16 an
inclusive, Blocks
Lots 1 to 21 inclu
ive, Blocks 23 a
a Public Park, a
tion as above se
included in said
said lands so des
Thelma K. DeGoria
donate all street
use of the public

East quarter section corner
Section 36, T4N R 26E BPM

CERTIFICATE

who } SS
attest }

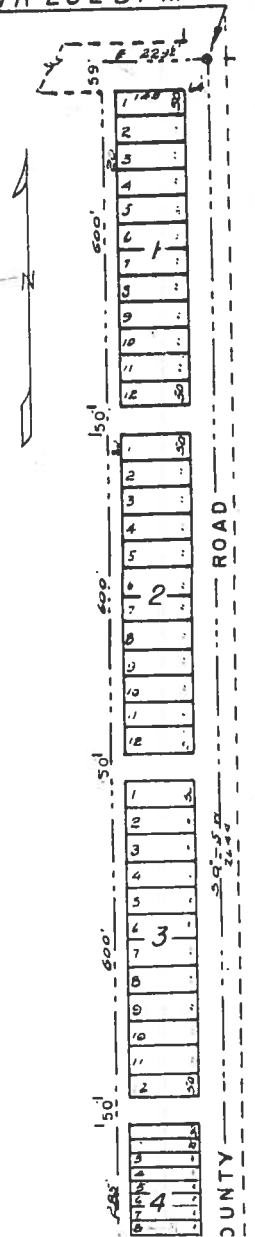
DeCoria and Thelma K. DeCoria husband

Sylvan D. DeCoria and Thelma K. DeCoria husband and wife, the owners, in fee simple, of an undivided interest, included, in the DeCoria Sub-division represented on the accompanying plat, shown and described as follows:
at the East quarter section corner of Section 36, T4N R 26E BPM, running thence South 0°- 05'W. 4.0 feet, to the southeast corner of said west a distance of 1343.0 feet; thence North 930.0 feet; thence North 175.0 feet; thence North 2294.0 feet; thence along the line 229.6 feet to the place of beginning;
in easements for County Roads and irrigation

have caused said described lands to be surveyed and shown on the accompanying plat thereof made designation "Subdivision" and consisting of Blocks 1, 2, 3, 4, 5, 6, 7 and 8, Lots 1 to 11 inclusive, Block 7 and 8, Lots 1 to 10 inclusive as appears on the said description as above set forth, and the said description of the land included in said plat, attention to include said lands so described by said Sylvan D. DeCoria and Thelma K. DeCoria and wife also gives, dedicates and donate the roads shown on said plat to the use of the

WHEREOF, said Sylvan D. DeCoria and Thelma K. DeCoria, husband and wife, have caused this certificate of dedication and donation to be endorsed on said plat so certified and endorsed to be a part of the record.

4



Kirk + Charlotte
Robertson
15-6-7

John Neil + Dena Lish

Thomas
Clark
TH 33-72

Garth
+ Marie
Blatner

59
Dixie Co. Dist.
TH 13-74

Stanley + Caroline
Blatner
37429
Rebecca
+ Solid Dicks
28-74

Robert
Natasia
Dicks
TH 37-72

TH 13-69

Dave
+ Bonnie
Hamilton

Bert
+ Janice
Seibert
193-11

Edward Defreze

TH 13-76 27-87

George Herbst
Trust

Edward Smith
Dicks

Dean Monner
TH 13-70

Edith + Mary
Bell
11-51

RECEIVED
MAY 31 2011
Department of Water Resources
Eastern Region



N
4
W E
S

Boundary
34-7007

SE 1/4 SE 1/4

IN

out

Location by GPS

RECEIVED

MAY 31 2011

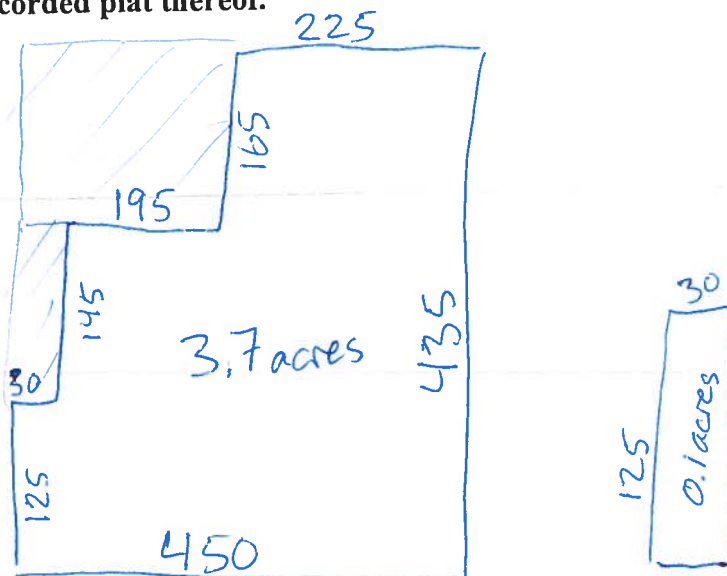
Department of Water Resources
Eastern Region

EXHIBIT "A"

A fraction of the E1/2SE1/4 of Section 36, Township 4 North, Range 26 East of the Boise Meridian, Butte County, Idaho, described as:

- ✓ Commencing at the Northwest corner of Block 5 DeCoria Subdivision, thence West 60 feet;
- ✓ thence South 145 feet to the Northeast corner of Block 6 of DeCoria Subdivision;
- ✓ thence West 30 feet;
- ✓ thence South 125 feet;
- ✓ thence West 290 feet to the Southeast corner of Block 7 of DeCoria Subdivision;
- ✓ thence North 125 feet;
- ✓ thence West 30 feet;
- ✓ thence South 125 feet;
- ✓ thence West 175 feet to the Southeast corner of Lot 9, Block 7 of DeCoria Subdivision;
- ✓ thence North 125 feet;
- ✓ thence West 55 feet;
- ✓ thence South 125 feet;
- ✓ thence West 60 feet to the Southeast corner of Block 8 of DeCoria Subdivision;
- ✓ thence North 125 feet;
- ✓ thence West 30 feet;
- ✓ thence South 125 feet;
- ✓ thence West 260 feet to the Southwest corner of the SE1/4SE1/4 of said Section 36;
- ✓ thence North 1385 feet;
- ✓ thence East 1095 feet;
- ✓ thence South 1125 feet;
- ✓ thence West 135 feet to the Place of Beginning.

ALSO Lots 8-11, Block 4 of DeCoria Subdivision, Butte County, Idaho, according to the recorded plat thereof.



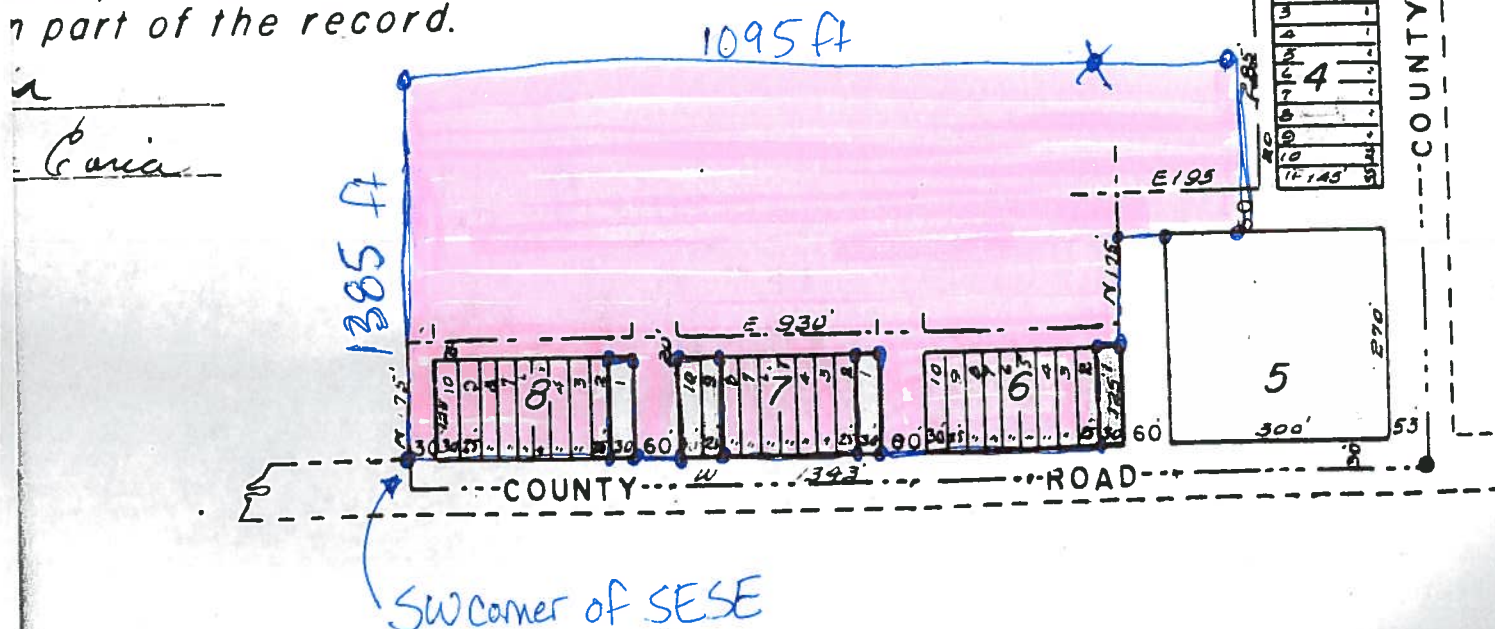
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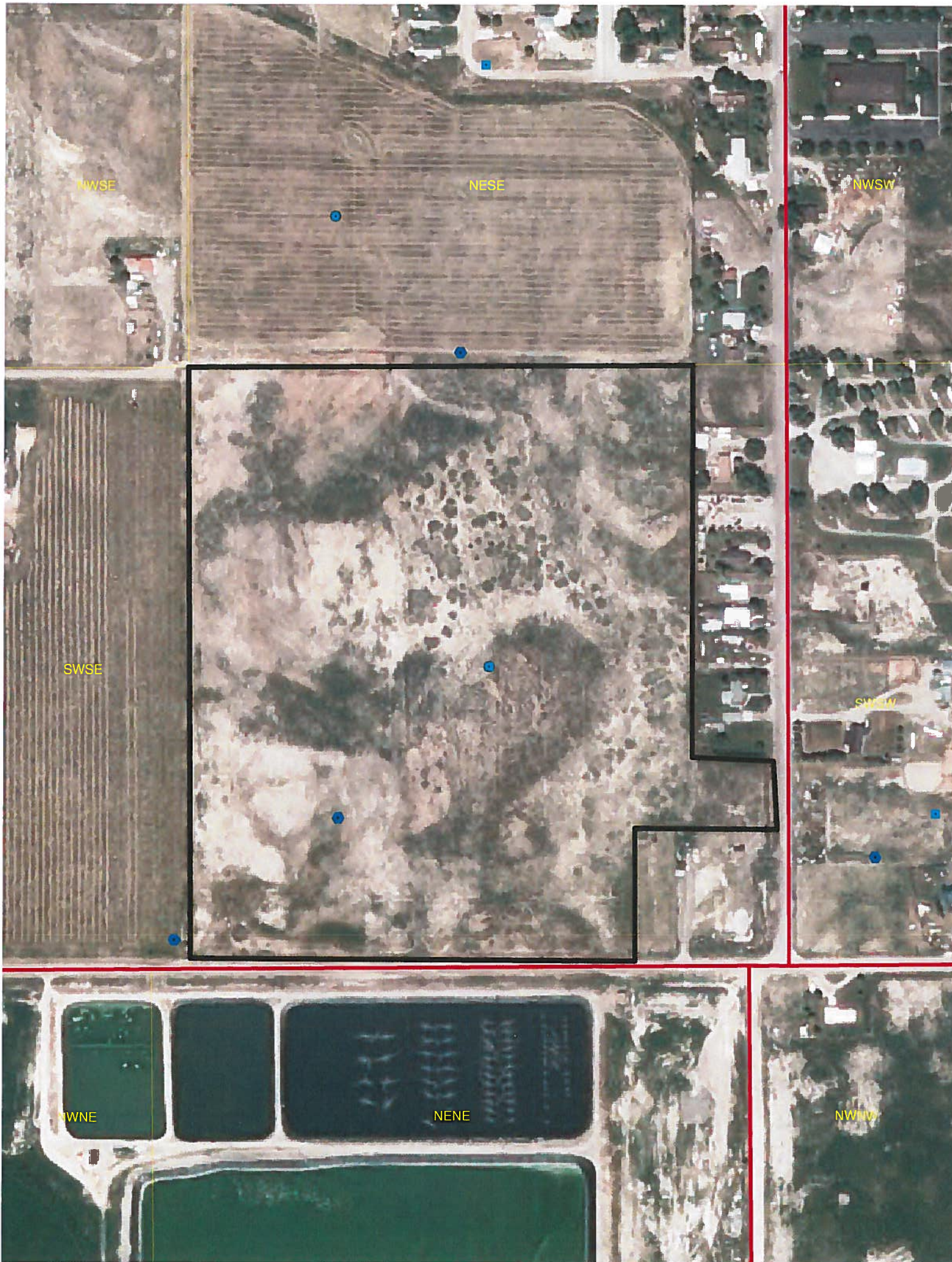
MAR 31 2011

Department of Water Resources
Eastern Region

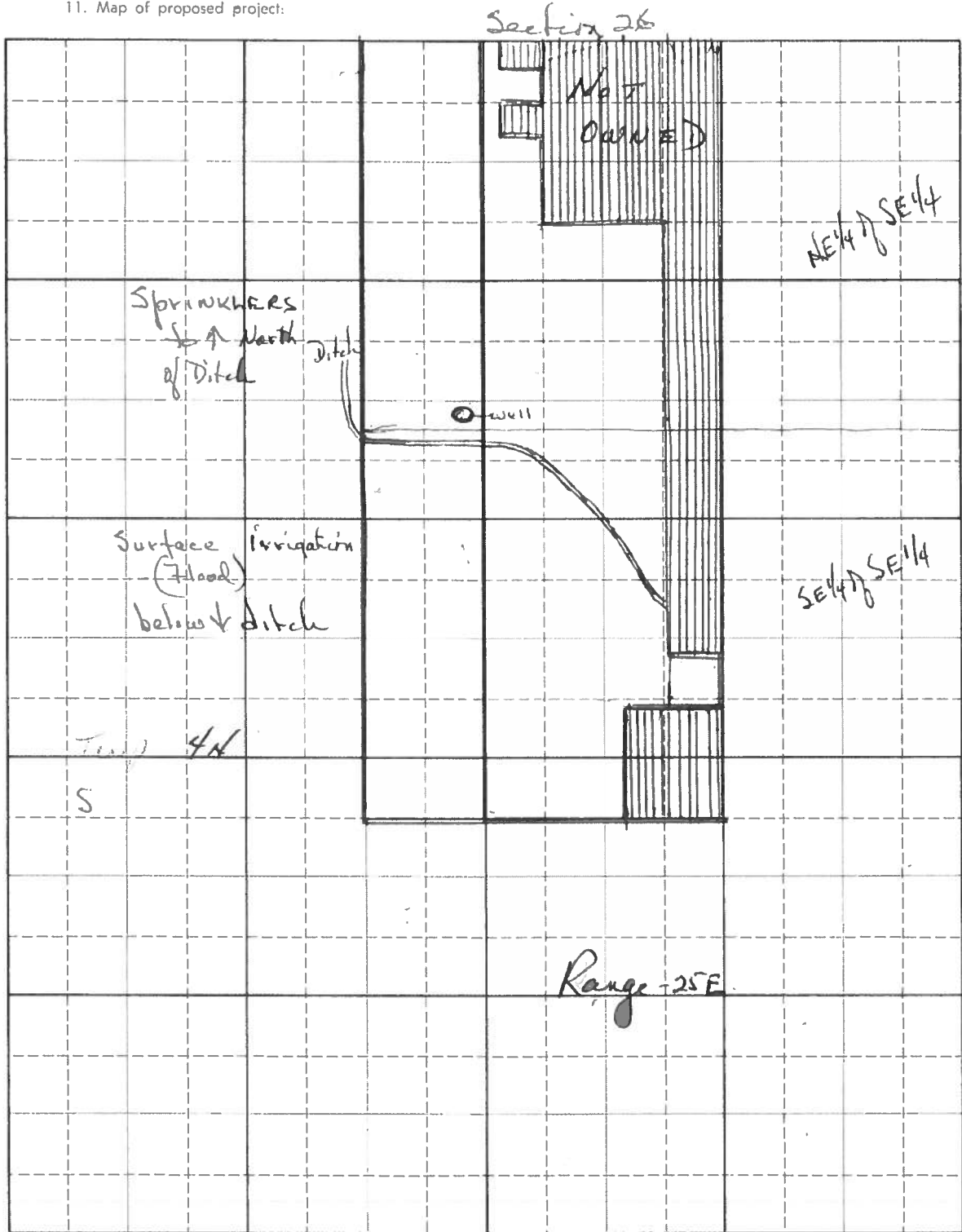


WHEREOF, said Sylvan D. DeCoria and
husband and wife, have caused this cer-
of dedication and donation to be endorsed
said plat so certified and endorsed to be
part of the record.





11. Map of proposed project:



Scale: 2 inches equal ~~1 mile~~ 1000 ft.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

B. Barker
(Applicant)

347009