

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
11F-130	OK	✓			
11F-7619	OK	✓			
11-12.9	OK	✓			

RECEIVED

2. The following **REQUIRED** information must be submitted with this form:

JUN 10 2010

Department of Water Resources
Eastern Region

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

SUPPORT DATA

IN FILE # 11-129

4. New Owner/Claimant(s)

Bischoff Homestead, LLC

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

PO Box 21 (38713 US Hwy 89)

City, State and ZIP Code

Ganava, Idaho 83238

New Telephone Number

(208) 847-1888 Email: _____

5. Date you acquired the property

1984

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)

Bischoff Homestead LLC

(title if applicable)

Madene J. Bischoff Manager

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by JB
 Received by JB
 Processed by AJ

Date 6/10/2010
 Date 6/10/2010
 Date 6/10/2010

Receipt Amt. \$300.-
 Receipt No. E035892
 WR Date

CORRECTED PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made this July 1 2010,

NADINE TONKS BISCHOFF, Individually AND as the Personal Representative of the Estate of

JEFFRY TONKS BISCHOFF, deceased,
of PO BOX 21, GENEVA, ID., 83238,

Party of the First Part,
AND

BISCHOFF HOMESTEAD, LLC
of 38713 US HWY 89, GENEVA, IDAHO, 83238,

Party of the Second Part.

Witnesseth, that the said Party of the First Part, for valuable consideration, and for the purpose of conveying that certain real property from the estate of **JEFFRY TONKS BISCHOFF** does by these presents hereby grant, bargain, sell, convey, and confirm unto the said Party of the Second Part, and to its heirs and assigns forever, all that certain parcel of land, situated lying and being in , **County of BEAR LAKE, State of IDAHO**, and more particularly described as follows:

TOWNSHIP 12 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN, in Idaho:

SECTION 29: All that Portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying Southeasterly of US Highway 89, as said Highway Now exists.

EXCEPT THEREFROM: A portion of the S $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 29, Township 12 South, Range 46 East of the Boise Meridian, Bear Lake County, Idaho, described as: Beginning at the Southeast corner of the S $\frac{1}{2}$ NE $\frac{1}{4}$ of said Section 29 and running thence North 337.63 feet; thence West 35 feet; thence South 337.63 feet; thence East 35 feet to the Point of Beginning.

RESERVING UNTO NADINE TONKS BISCHOFF, a Life Estate interest in the aforesaid property.

ALSO: ALL PROPERTY AS SHOWN EXHIBIT "A" ATTACHED HERETO.

THIS DEED IS MADE TO CORRECT That certain Personal Representatives Deed dated March MARCH 8, 2010 and recorded MARCH 10, 2010, AS Instrument #207014, records of Bear Lake County, Idaho.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances unto the Party of the Second Part, and to its heirs and assigns forever.

IN WITNESS WHEREOF, the said Party of the First Part has hereunto set her hand(s) and seals the day and year first above written.

Instrument # 207836

BEAR LAKE COUNTY
7-9-2010 08:29:05 No. of Pages: 2
Recorded for : FIRST IDAHO TITLE COMPANY
KERRY HADDOCK Fee: 13.00
Ex-Officio Recorder Deputy
Index to: PERSONAL REP. DEED

Nadine Tonks Bischoff
NADINE TONKS BISCHOFF

Nadine Tonks Bischoff
NADINE TONKS BISCHOFF
Personal Representative of the Estate of
JEFFRY TONKS BISCHOFF

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 7 July 2010, before me a Notary Public in
and for the State, personally appeared

NADINE TONKS BISCHOFF

known to me to be the person whose name is subscribed to
within Instrument, and acknowledge to me that she
executed the same, individually and as as Personal
Representative of the JEFFRY TONKS BISCHOFF Estate.

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: Ovid, Idaho
My Commission Expires: 12/01/12

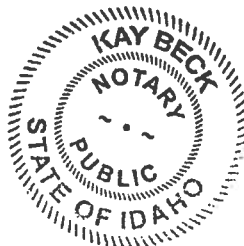


EXHIBIT A

Parcel #1

207836

TOWNSHIP 12 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN, in Idaho:

Section 29: S $\frac{1}{4}$ NE $\frac{1}{4}$ S $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ NW $\frac{1}{4}$.

ALSO: All that portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying Northwest of Highway 89.

EXCEPT THEREFROM: All that portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying Southeasterly of US Highway 89 as said Highway now exists.

PARCEL #2.

Section 22: SE $\frac{1}{4}$ SW $\frac{1}{4}$. Together with all water rights thereunto belonging or used upon said lands.

EXCEPT THEREFROM: Beginning at the Northeast Corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 22, and running thence South 8 rods; thence West 21 rods; thence North 8 rods; thence East 21 rods to the Point of Beginning.

ALSO EXCEPT: Beginning at the Southeast Corner of the Southwest Quarter of Section 22, in Township 12 South, Range 46 East of the Boise Meridian, running thence West 10 rods; thence North 20 rods; thence East 10 rods; thence South 20 rods to the Place of Beginning, heretofore deeded to A.D. Hirschi, Bishop of Geneva Ward, L.D.S., and his successors in office.

ALSO EXCEPT THEREFROM, part of Section 22, Township 12 South Range 46 East of the Boise Meridian, Bear Lake County, Idaho, described as follows: Beginning at a point that is South 89°50'00" West 165 feet along the Section line and North 00°10'00" West 50 feet from the South Quarter corner of said Section 22; and running thence North 00°10'00" West 280 feet; thence South 89°50'00" West 175 feet; thence South 00°10'00" East 280 feet; thence North 89°50'00" East 175 feet along the Northerly right-of-way of Highway 89 to the Point of Beginning.

PARCEL #3.

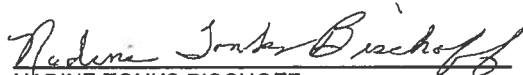
Beginning at the Northeast corner of the Northwest Quarter of Section 27, Township 12 South, Range 46 East of the Boise Meridian, in Idaho, and running thence West 132 feet; thence South 377.19 feet; thence West 346.5 feet; thence North 377.19 feet; thence West 1023.66 feet; thence South 985.875 feet; thence East 1502.16 feet; thence North 606.375 feet; thence West 99 feet; thence North 49.5 feet; thence East 99 feet; thence North 330 feet, to the Point of Beginning.

ALSO: A portion of the NW $\frac{1}{4}$ of Section 27, Township 12 South, Range 46 East of the Boise Meridian, Bear Lake County, Idaho, described as:

Beginning at a point which is 478.5 feet West of the Northeast corner of the NW $\frac{1}{4}$ of said Section 27, and running thence South 377.19 feet; thence East 99 feet; thence North 377.19 feet; thence West 99 feet to the Point of Beginning.

EXCEPT THEREFROM: A portion of the NW $\frac{1}{4}$ of Section 27, Township 12 South, Range 46 East of the Boise Meridian, Bear Lake County, Idaho, described as:

Beginning at the Northeast Corner of the NW $\frac{1}{4}$ of said Section 27, and running thence West 132 feet; thence South 377.19 feet; thence East 33 feet; thence North 47.19 feet; thence East 99 feet; thence North 330 feet to the Point of Beginning.


NADINE TONKS BISCHOFF

PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made this March 8, 2010,

BETWEEN

NADINE TONKS BISCHOFF, as the Personal Representative of the Estate of

JEFFRY TONKS BISCHOFF, deceased,
of PO BOX 21, GENEVA, ID., 83238,

Party of the First Part,
AND

BISCHOFF HOMESTEAD, LLC
of 38713 US HWY 89, GENEVA, IDAHO, 83238,

Party of the Second Part.

Witnesseth, that the said Party of the First Part, for valuable consideration, and for the purpose of conveying that certain real property from the estate of JEFFRY TONKS BISCHOFF does by these presents hereby grant, bargain, sell, convey, and confirm unto the said Party of the Second Part, and to its heirs and assigns forever, all that certain parcel of land, situated lying and being in , County of BEAR LAKE, State of IDAHO, and more particularly described as follows:

TOWNSHIP 12 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN, in Idaho:

SECTION 29: All that Portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying Southeasterly of US Highway 89, as said Highway Now exists.

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RESERVING UNTO The GRANTOR, a Life Estate interest in the aforesaid property.

ALSO: ALL PROPERTY AS SHOWN EXHIBIT "A" ATTACHED HERETO.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances unto the Party of the Second Part, and to its heirs and assigns forever.

IN WITNESS WHEREOF, the said Party of the First Part has hereunto set her hand(s) and seals the day and year first above written.


NADINE TONKS BISCHOFF

STATE OF IDAHO, COUNTY OF BEAR LAKE

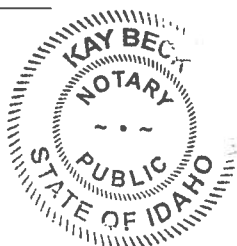
On this 9 March 2010, before me a Notary Public in and for the State, personally appeared

NADINE TONKS BISCHOFF

known to me to be the person whose name is subscribed to within instrument, and acknowledge to me that she executed the same, as Personal Representative of the JEFFRY TONKS BISCHOFF Estate.

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: 12/01/12



Instrument # 207014

BEAR LAKE COUNTY

3-10-2010 08:41:23 No. of Pages: 2

Recorded for : FIRST IDAHO TITLE COMPANY

KERRY HADDOCK

Ex-Officio Recorder Deputy

Index to: PERSONAL REP DEED

Fee: \$6.00



COPY

207014

EXHIBIT A

Parcel #1

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Section 29: S $\frac{1}{4}$ NE $\frac{1}{4}$ S $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{1}{4}$ NW $\frac{1}{4}$.

ALSO: All that portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying Northwest of Highway 89.

EXCEPT THEREFROM: All that portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying Southeasterly of US Highway 89 as said Highway now exists.

PARCEL #2.

Section 22: SE $\frac{1}{4}$ SW $\frac{1}{4}$. Together with all water rights thereunto belonging or used upon said lands.

EXCEPT THEREFROM: Beginning at the Northeast Corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 22, and running thence South 8 rods; thence West 21 rods; thence North 8 rods; thence East 21 rods to the Point of Beginning.

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ALSO EXCEPT THEREFROM, part of Section 22, Township 12 South Range 46 East of the Boise Meridian, Bear Lake County, Idaho, described as follows: Beginning at a point that is South 89°50'00" West 165 feet along the Section line and North 00°10'00" West 50 feet from the South Quarter corner of said Section 22; and running thence North 00°10'00" West 280 feet; thence South 89°50'00" West 175 feet; thence South 00°10'00" East 280 feet; thence North 89°50'00" East 175 feet along the Northerly right-of-way of Highway 89 to the Point of Beginning.

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Beginning at the Northeast corner of the Northwest Quarter of Section 27, Township 12 South, Range 46 East of the Boise Meridian, in Idaho, and running thence West 132 feet; thence South 377.19 feet; thence West 346.5 feet; thence North 377.19 feet; thence West 1023.66 feet; thence South 985.875 feet; thence East 1502.16 feet; thence North 606.375 feet; thence West 99 feet; thence North 49.5 feet; thence East 99 feet; thence North 330 feet, to the Point of Beginning.


NADINE TONKS BISCHOFF

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Party of the First Part,
AND

BISCHOFF HOMESTEAD, LLC
of 38713 US HWY 89, GENEVA, IDAHO, 83238,

Party of the Second Part.

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IN WITNESS WHEREOF, the said Party of the First Part has hereunto set her hand(s) and seals the day and year first above written.

Instrument # 207836

BEAR LAKE COUNTY

7-9-2010 08:29:05 No. of Pages: 2
Recorded for : FIRST IDAHO TITLE COMPANY
KERRY HADDOCK Fee: 13.00
Ex-Officio Recorder Deputy
Index to: PERSONAL REP. DEED

Nadine Tonks Bischoff
NADINE TONKS BISCHOFF

Nadine Tonks Bischoff
NADINE TONKS BISCHOFF
Personal Representative of the Estate of
JEFFRY TONKS BISCHOFF

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 7 July 2010, before me a Notary Public in
and for the State, personally appeared

NADINE TONKS BISCHOFF

known to me to be the person whose name is subscribed to
within instrument, and acknowledge to me that she
executed the same, Individually and as as Personal
Representative of the JEFFRY TONKS BISCHOFF Estate.

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: Ovid, Idaho
My Commission Expires: 12/01/12



EXHIBIT A

Parcel #1

207836

TOWNSHIP 12 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN, in Idaho:

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1.05 acres

ALSO EXCEPT: Beginning at the Southeast Corner of the Southwest Quarter of Section 22, in Township 12 South, Range 46 East of the Boise Meridian, running thence West 10 rods; thence North 20 rods; thence East 10 rods; thence South 20 rods to the Place of Beginning, heretofore deeded to A.D. Hirschi, Bishop of Geneva Ward, L.D.S., and his successors in office.

1.25 acres

ALSO EXCEPT THEREFROM, part of Section 22, Township 12 South Range 46 East of the Boise Meridian, Bear Lake County, Idaho, described as follows: Beginning at a point that is South 89°50'00" West 165 feet along the Section line and North 00°10'00" West 50 feet from the South Quarter corner of said Section 22; and running thence North 00°10'00" West 280 feet; thence South 89°50'00" West 175 feet; thence South 00°10'00" East 280 feet; thence North 89°50'00" East 175 feet along the Northerly right-of-way of Highway 89 to the Point of Beginning.

PARCEL #3.

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ALSO: A portion of the NW $\frac{1}{4}$ of Section 27, Township 12 South, Range 46 East of the Boise Meridian, Bear Lake County, Idaho, described as:

Beginning at a point which is 478.5 feet West of the Northeast corner of the NW $\frac{1}{4}$ of said Section 27, and running thence South 377.19 feet; thence East 99 feet; thence North 377.19 feet; thence West 99 feet to the Point of Beginning.

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NADINE TONKS BISCHOFF

Blackfoot 020595.

4-1003.

The United States of America,

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 Alfred Bischoff has been established and duly consummated, in conformity to law, for the north half of the northeast quarter and the north half of the northwest quarter of Section twenty-nine 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, 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 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, in the District of Columbia, the SEVENTH

day of JANUARY In the year of our Lord one thousand

nine hundred and TWENTY and of the Independence of the United States the one hundred and FORTY-FOURTH.

By the President: *Woodrow Wilson*

By *M. D. LeRoy*, Secretary.

J. P. Sauer
Recorder of the General Land Office.

RECORDED: Patent Number 726078

6-3020

No. 35271

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

I hereby certify that this instrument
was filed for record at the request of

E. L. McClave

at 5 minutes past 9 o'clock
A. M., this 3 day of
Dec. 19 20, in my
office, and duly recorded in Book 32
of Leads at page 87

Amey M. Athay

Deputy Clerk

Filed for 100

Deposited

PROOF
2440 100 40

200 100 40

The United States of America,

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 Alfred Bischoff has been established and duly consummated, in conformity to law, for the south half of the northeast quarter and the south half of the northwest quarter of Section twenty-nine 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, 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 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 EIGHTH

day of MAY 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. O. Rekey, Secretary,

[Signature]
Recorder of the General Land Office.

RECORDED: Patent Number 332049

Bischoff, Alfred
General

03057NE

• 19098

Recorded at the Request of

E. L. McClave

November 6 1912

at 35 minutes past 10

A.M., in Room 24 of Deeds

page 261 Records of the County

of Dear Lake

Alfred Bischoff

County Recorder.

By

G. D. Decker

Fee \$ 2.00 Deputy Recorder.

INDEXED

Platted

Nov. 6-1919

James D. Decker

Assessor

PROOF READ

Warranty Deed

This Indenture, Made the 2 day of December in the year of our Lord
 one thousand nine hundred and nine between John Bischoff
unmarried
 of Geneva County of Bear Lake, State of Idaho, part 4 of the
 first part, and Alfred Bischoff
 of Geneva County of Bear Lake
 State of Idaho, part 4 of the second part:

Witnesseth, That the said part 4 of the first part, for and in consideration of the sum of
Eight Hundred & Twenty-five DOLLARS,
 lawful money of the United States of America, to him in hand paid by the said part 4
 of the second part, the receipt whereof is hereby acknowledged, has he granted, bargained, sold,
 aliened, remised, released, conveyed and confirmed, and by these presents do he GRANT,
 BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY and CONFIRM, unto the said part 4
 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 S. E 1/4 of S W 1/4 of section
22, Township 12. South Range X 6
E. B. M., except one acre heretofore
deeded to Eliza Bischoff Evans,
containing 3 9 acres of land
together with all water rights
thereto belonging or used upon
said lands

Together with all and singular the tenements, hereditament 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 possession, claim and demand whatsoever, as well in law as in equity, of the
 said part 4 of the first part, of, in or to said premises, and every part and parcel thereof, with
 the appurtenances.

Un 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 aud assigns forever, and the 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 ha his hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Chas E Harris { John Bischoff (SEAL)
(SEAL)

United States of America

STATE OF IDAHO, }
County of Bear Lake } ss

On this 2nd day of Dec in the year of our Lord one thousand nine hundred and nine before me Chas E Harris a notary Public within and for said County and State, personally appeared John Bischoff unmarried 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 seal the day and year in this certificate above written.

Chas E Harris
Notary Public

No 19097
Warranty Deed

John Bischoff
To
Alfred Bischoff
Dated Dec 2nd 1909

Office of County Recorder
STATE OF IDAHO

County of Bear Lake } ss

I hereby certify that this instrument was filed for record at the request of

E. G. McClave

674

at 10 o'clock A. M. this 6th day of November 1909 in my

office, and duly recorded in Book 205 of

Deeds, at page 205

John Bischoff
County Recorder.

By E. G. McClave Deputy.

Fees, \$ 1.00

Plat to and plated by me this 10th of Nov 1909

James Dunn
Assessor and Collector.

INDEXED

PROOF READ

THIS INDENTURE, Made this 13th day of November in the year of our Lord one thousand nine hundred and Sixty One, between Alfred Bishoff, a widower, of Geneva, County of Bear Lake, State of Idaho the party of the first part, and Ernest G. Bishoff of Geneva, 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 TEN DOLLARS and other considerations lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does 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 South Half of the Northeast Quarter and the South Half of the Northwest Quarter of Section twenty-nine in Township twelve south of Range forty-six east of the Boise Meridian, Idaho, containing one hundred sixty acres.

The North Half of the Northeast Quarter and the North Half of the Northwest Quarter of Section twenty-nine in Township twelve south of Range forty-six east of the Boise Meridian, Idaho, containing one hundred sixty acres.

The Southeast Quarter of the Southwest Quarter of Section twenty-two in Township twelve south of Range forty-six east of Boise Meridian, except one acre heretofore deeded to Eliza Bishoff Evans, located in a square plot in the Northeast corner, containing thirty-nine acres of land, together with all water rights thereunto belonging or used upon said lands. ALSO: Excepting the following; Beginning at the Southeast corner of the South west quarter of Section Twenty-two in Township Twelve south of Range Forty-six east of the Boise Meridian, running thence West Ten rods; thence North twenty rods; thence East Ten rods; thence South twenty rods to place of beginning, containing Two Hundred Square rods of land, heretofore deeded to A.D. Hirschi, Bishop of Geneva Ward, L.D.S., and his successors in office.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever and the said party of the first part, and his 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 party of the first part, and his heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these present forever DEFEND.

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

Alfred Bishoff (SEAL)

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

On this 13th day of January in the year 1962, before me Ruth Aland, a Notary Public in and for said State, personally appeared Alfred Bishoff, a widower, known to me to be 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 in this certificate first above written.

(SEAL)

My Commission Expires
March 6, 1964

Ruth Aland
Notary Public for the State
Of Idaho, Residing at
Montpelier, Idaho

H
C
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F
N
Y
Y

Deed BK 49 Pg. 215
From Alf to Ernest

corded

ereby convey,
ICOTT, hus-

11

Inst. # 135926

3

vis

Deed To Church and 320

ACIES

THIS INDENTURE, Made this 13th day of November
 in the year of our Lord one thousand nine hundred and Sixty One, between
 Alfred Bishoff, a widower,
 of Geneva, County of Bear Lake, State of Idaho
 the part Y of the first part, and
 Ernest G. Bishoff
 of Geneva, County of Bear Lake, State of Idaho,
 the part Y of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of
 TEN DOLLARS and other considerations ----- 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
 and sold, and by these presents do esgrant, bargain, sell, convey and confirm unto the said part Y
 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 South Half of the Northeast Quarter and the South Half of the
 Northwest Quarter of Section twenty-nine in Township twelve south
 of Range forty-six east of the Boise Meridian, Idaho, containing
 one hundred sixty acres.

The North Half of the Northeast Quarter and the North Half of the
 Northwest Quarter of Section twenty-nine in Township twelve south
 of Range forty-six east of the Boise Meridian, Idaho, containing
 one hundred sixty acres.

The Southeast Quarter of the Southwest Quarter of Section twenty-
 two in Township twelve south of Range forty-six east of Boise Meridian,
 except one acre heretofore deeded to Eliza Bishoff Evans, located
 in a square plot in the Northeast corner, containing thirty-nine
 acres of land, together with all water rights thereunto belonging
 or used upon said lands. ALSO: Excepting the following; Beginning
 at ~~the~~ the Southeast corner of the South west quarter of Section
 Twenty-two in Township Twelve south of Range Forty-six east of the
 Boise Meridian, running thence West Ten rods; thence North twenty
 rods; thence East Ten rods; thence South twenty rods to place of be g-
 inning, containing Two Hundred Square rods of land, heretofore
 deeded to A.D. Hirschi, Bishop of Geneva Ward, L.D.S., and his
 successors in office.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto
 belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents,
 issues and profits thereof; and all estate, right, title and interest in and to the said property, as well
 in law as in equity, of the said part Y of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together
 with the appurtenances, unto the part Y of the second part, and to his heirs and assigns forever
 and the 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 all and every person and persons whomsoever, lawfully
 claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

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 THE PRESENCE OF

Alfred Bishoff [Seal]

STATE OF IDAHO

County of Bear Lake

ss.

On this 13th day of January in the year 1962, before me

Ruth Aland

, a Notary Public

in and for said State, personally appeared Alfred Bishoff, a widower,

known to me to be 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 in this certificate first above written.

RUTH ALAND
Notary Public
Montpelier, Idaho
My Commission Expires
March 6, 1964

Ruth Aland
Notary Public for the State of Idaho,
Residing at Montpelier, Idaho

No. 81312

WARRANTY DEED

Alfred Bishoff
a widower

-TO-

Ernest H. Bishoff

Dated November 13, 1961

STATE OF IDAHO

County of Bear Lake ss.

I hereby certify that this instrument was filed

for record at request of

Ernest H. Bishoff
at 3:55 minutes past 3 day
o'clock P. M., this 16 day
of January, A. D. 1962
in my office, and duly recorded in Book 49
of Deeds at page 315

Ex-Officio Recorder.

By 160 Deputy.

Fees, \$1.60 Mail to _____

WARRANTY DEED
BY-ONE COMPANY, BOISE

GROUP READ

WARRANTY DEED

For Value Received,

NADINE TONKS BISCHOFF, an unmarried person,
of PO BOX 21, GENEVA, County of Bear Lake, State of IDAHO 83238,

THE GRANTOR(S),

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

JEFFRY TONKS BISCHOFF, an unmarried person,
of PO BOX 21, GENEVA, County of Bear Lake, State of IDAHO 83238,

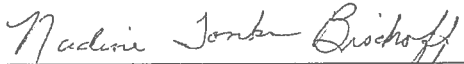
THE GRANTEE(S),

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), his heirs and assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that she is the owner(s) in fee simple of said premises; that they are free from all encumbrances, and that she will warrant and defend the same from all lawful claims whatsoever.

DATED THIS ^{November 11} ~~October~~ _____, 2008.


NADINE TONKS BISCHOFF

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this ^{November} ~~October~~ 11 day of _____, 2008, before me a Notary Public in and for the State, personally appeared

NADINE TONKS BISCHOFF, an unmarried person

known to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that she 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: _____
My Commission Expires: ^{November 12} ~~October 12~~ 2012



Instrument # 202988

BEAR LAKE COUNTY

11-12-2008 09:33:57 No. of Pages: 2

Recorded for : FIRST IDAHO TITLE CO.

KERRY HADDOCK

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED



MAIL TAX NOTICE TO: JEFFRY TONKS BISCHOFF
PO BOX 21, GENEVA, ID. 83238

202999

EXHIBIT A

Parcel #1

TOWNSHIP 12 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN, in Idaho:

Section 29: S $\frac{1}{2}$ NE $\frac{1}{4}$ S $\frac{1}{2}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ NW $\frac{1}{4}$.

ALSO: All that portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying Northwest of Highway 89.

EXCEPT THEREFROM: All that portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying Southeasterly of US Highway 89 as said Highway now exists.

PARCEL #2.

Section 22: SE $\frac{1}{4}$ SW $\frac{1}{4}$. Together with all water rights thereunto belonging or used upon said lands.

EXCEPT THEREFROM: Beginning at the Northeast Corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 22, and running thence South 8 rods; thence West 21 rods; thence North 8 rods; thence East 21 rods to the Point of Beginning.

ALSO EXCEPT: Beginning at the Southeast Corner of the Southwest Quarter of Section 22, in Township 12 South, Range 46 East of the Boise Meridian, running thence West 10 rods; thence North 20 rods; thence East 10 rods; thence South 20 rods to the Place of Beginning, heretofore deeded to A.D. Hirschi, Bishop of Geneva Ward, L.D.S., and his successors in office.

ALSO EXCEPT THEREFROM, part of Section 22, Township 12 South Range 46 East of the Boise Meridian, Bear Lake County, Idaho, described as follows: Beginning at a point that is South 89°50'00" West 165 feet along the Section line and North 00°10'00" West 50 feet from the South Quarter corner of said Section 22; and running thence North 00°10'00" West 280 feet; thence South 89°50'00" West 175 feet; thence South 00°10'00" East 280 feet; thence North 89°50'00" East 175 feet along the Northerly right-of-way of Highway 89 to the Point of Beginning.

PARCEL #3.

Beginning at the Northeast corner of the Northwest Quarter of Section 27, Township 12 South, Range 46 East of the Boise Meridian, in Idaho, and running thence West 132 feet; thence South 377.19 feet; thence West 346.5 feet; thence North 377.19 feet; thence West 1023.66 feet; thence South 985.875 feet; thence East 1502.16 feet; thence North 606.375 feet; thence West 99 feet; thence North 49.5 feet; thence East 99 feet; thence North 330 feet, to the Point of Beginning.

191141

DISTRICT COURT
SIXTH JUDICIAL DISTRICT
BEAR LAKE COUNTY, IDAHO

2005 APR 29 PM 2:30

KERRY HADDOCK, CLERK

BEAR LAKE COUNTY RECORDER
KERRY HADDOCK

Jim Spinner, Esquire

SERVICE, SPINNER & GRAY

2043 East Center - P.O. Box 6009

Pocatello, Idaho 83205-6009

Telephone: (208) 232-4471

FAX: (208) 232-1808

Idaho State Bar No. 3417

2005 MAY 3 AM 10 46

DEPUTY *Cindy Lyon* FEE \$12.00

DEPUTY _____ CASE NO.

Attorneys for Petitioner

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BEAR LAKE

In the Matter of the Estate of:

Ernest Golden Bischoff,

Deceased.

) Case No. C.V.-2005-123
)
) **DECREE VESTING ESTATE AND**
) **SURVIVING SPOUSE UNDER THE**
) **PROVISIONS OF IDAHO CODE §15-3-**
) **1205**

The Petition of Nadine Tonks Bischoff, filed pursuant to the provisions of Idaho Code §15-3-1205, having come on regularly before the Court for hearing on the 29th day of April, 2005, at the hour of 10:00 o'clock a.m., and the Court having ~~heard the evidence in support of~~ ^{reviewed} the Petition, and being fully advised on all records and files herein, finds that:

1. Notice of the time and place for hearing of the Petition has been given as required by law;
2. No one has appeared to object to or contest the said Petition, and no written objections have been filed thereto;
3. The allegations set forth in the petition are true.

COPY

THEREFORE, IT HEREBY IS ORDERED, ADJUDGED, AND DECREED as follows:

1. The Petitioner, Nadine Tonks Bischoff, and the above named decedent, Ernest Golden Bischoff, were married at Idaho Falls, Bonneville County, Idaho on June 24, 1953, and ever since that date and until the death of the decedent, have been wife and husband, and the Petitioner is the surviving spouse of said decedent.

2. The above named decedent died at Idaho Falls, Idaho on the 3rd day of July, 2002, and at the date of his death was domiciled in Bear Lake County, Idaho.

3. The decedent died intestate.

4. The decedent was survived by the following persons:

<u>Name</u>	<u>Relationship</u>	<u>Age</u>	<u>Address</u>
Nadine Tonks Bischoff	Spouse	Majority	P.O. Box 21, Geneva, ID 83238
Jeffry Tonks Bischoff	Son	Majority	P.O. Box 21, Geneva, ID 83238
Dale Ernest Bischoff	Son	Majority	900 Sherman #A36, Denver, CO 80203
Janet Bradford	Daughter	Majority	945 N. 910 E., Orem, UT 84079
Diane Tippetts	Daughter	Majority	3178 Canyon View Dr., Santa Clara, UT 84765
Annette Bischoff	Daughter	Majority	2 Lynn Ann Dr., Holyoke, MA 01040

5. All notices have been given as required by law.

6. During the marriage of Petitioner and decedent, and by their joint earnings, efforts and savings, Petitioner and decedent acquired as community property certain real and personal property as described in the petition; all property, both real and personal, in which the decedent had any interest at the time of his death, was the community property of the decedent and the Petitioner, Nadine Tonks Bischoff, surviving spouse.

7. The Petitioner, Nadine Tonks Bischoff, is the sole heir of the decedent in accordance with the Law of Intestate Succession in the State of Idaho.

8. No inheritance taxes are due the State of Idaho or the United States.

9. The following described real and/or personal property, and all of the right, title and interest of the decedent in and to any other real or personal property, including any property not now known or discovered which may belong to the decedent, hereby is vested in and distributed to Nadine Tonks Bischoff, surviving spouse of the decedent, as the sole devisee of the decedent:

See attached Exhibit "A" together with all personal property.

IT IS SO ORDERED.

DATED this 29 day of April, 2005.

I hereby certify that the foregoing instrument is a full, true and correct copy of the original on file in the office of the undersigned Clerk of the District Court, of the Sixth Judicial District of Idaho, for Bear Lake County.


MAGISTRATE JUDGE


By Nancy Skinner
Deputy Clerk

EXHIBIT "A"

Parcel 1:

Beginning at the Northeast corner of the Northwest $\frac{1}{4}$ of Section 27, Township 12 South, Range 46 East of the Boise Meridian, and running thence West 132 feet; thence South 377.19 feet; thence West 346.5 feet; thence North 377.19 feet; thence West 1023.66 feet; thence South 985.875 feet; thence East 1502.16 feet; thence North 606.375 feet; thence West 99 feet; thence North 49.5 feet; thence East 99 feet; thence North 330 feet, to the point of beginning.

Parcel 2:

The South Half of the Northeast Quarter and the South Half of the Northwest Quarter of Section 29 in Township 12 South of Range 46 East of the Boise Meridian, Idaho, containing 160 acres.

The North Half of the Northeast Quarter and the North Half of the Northwest Quarter of Section 29 in Township 12 South of Range 46 East of the Boise Meridian, Idaho, containing 160 acres.

The Southeast Quarter of the Southwest Quarter of Section 22 in Township 12 South of Range 46 East of the Boise Meridian, except 1 acre heretofore deeded to Eliza Bischoff Evans, located in a square plot in the Northeast corner, containing 39 acres of land, together with all water rights thereunto belonging or used upon said lands. ALSO: Excepting the following; Beginning at the Southeast corner of the Southwest quarter of Section 22 in Township 12 South of Range 46 East of the Boise Meridian, running thence West 10 rods; thence North 20 rods; thence East 10 rods; thence South 20 rods to place of beginning, containing 200 square rods of land, heretofore deeded to A.D. Hirschi, Bishop of Geneva Ward, L.D.S., and his successors in office.

Excepting therefrom part of Section 22, Township 12 South, Range 46 East of the Boise Meridian, Bear Lake County, Idaho, described as:

Beginning at a point that is South $89^{\circ} 50' 00''$ West 165 feet along the section line and North $00^{\circ} 10' 00''$ West 50 feet from the South $\frac{1}{4}$ corner of said Section 22; and running thence North $00^{\circ} 10' 00''$ West 280 feet; thence South $89^{\circ} 50' 00''$ West 175 feet; thence South $00^{\circ} 10' 00''$ East 280 feet; thence North $89^{\circ} 50' 00''$ East 175 feet along the northerly right-of-way of Highway No. 89 to the point of beginning.

AFFIDAVIT OF HEIRSHIP

COMES NOW, Nadine T. Bischoff, being first duly sworn, on oath deposes and states that:

1. Your affiant is the surviving spouse of Ernest G. Bischoff.
2. Ernest G. Bischoff died on July 3, 2002, a certified copy of the death certificate is attached hereto and incorporated by reference.
3. No probate was filed.
4. Your affiant, the surviving spouse, took possession of all property, both real and personal, owned by the community, including the following described property:

PARCEL NO. 1

Tax Parcel #3411 - 1st Desc. on BK49 pg 215

The South Half of the Northeast Quarter and the South Half of the Northwest Quarter of Section twenty-nine in Township 12 south of Range forty-six east of the Boise Meridian, Idaho, containing one hundred sixty acres. The North Half of the Northeast Quarter and the North Half of the Northwest Quarter of Section twenty-nine in Township twelve south of Range forty-six east of the Boise Meridian, Idaho containing one hundred sixty acres.

PARCEL NO. 2

Tax Parcel #3400 - same as 135926

Beginning at the Northeast corner of the Northwest 1/4 of Section 27, Township 12 South, Range 46 East of the Boise Meridian, and running thence West 132 feet; thence South 377.19 feet; thence West 346.5 feet; thence North 377.19 feet; thence West 1023.66 feet; thence South 985.875 feet; thence East 1502.16 feet; thence North 606.375 feet; thence West 99 feet; thence North 49.5 feet; thence East 99 feet; thence North 330.0 feet, to the point of beginning.

2005 JUN 6 PM 11 44
CLERK
DEPUTY
FEE \$12.00

BEAR LAKE COUNTY RECORDED
JOHN P. EBOCH

190239

190239

PARCEL NO. 3

Tax Parcel #3369

TOWNSHIP 12 SOUTH, RANGE 46 EAST OF THE BOISE
MERIDIAN, IDAHO:

Section 22: SE1/4SW1/4.

EXCEPT THEREFROM: Beginning at the Northeast Corner of the SE1/4SW1/4 of said Section 22; and running thence South 8 rods; thence West 21 rods; thence North 8 rods; thence East 21 rods to the Point of Beginning.

ALSO EXCEPT THEREFROM: Beginning at the Southeast Corner of the SW1/4 of said Section 22; and running thence West 10 rods; thence North 21 rods; thence East 10 rods; thence South 21 rods to Place of Beginning.

ALSO EXCEPT THEREFROM: Beginning at point that is South 89°50'00" West 165.00 feet along the Section line and North 00°10'00" West 50.00 feet from the South Quarter Corner of said Section 22; and running thence North 00°10'00" West 280 feet; thence South 89°50'00" West 175.00 feet; thence South 00°10'00" East 280.00 feet; thence North 89°50'00" East 175.00 feet along the Northerly right of way of Highway No. 89 to the Point of Beginning.

5. There had been no divorce between the parties.
6. Your affiant states and affirms that no third party has any claim and/or interest in and to the above described property; further Nadine T. Bischoff does indemnify and hold harmless any title company from any property interest claim asserted by any third party against said real property.

DATED this 6 day of January, 200~~4~~⁵.

Nadine T. Bischoff
NADINE T. BISCHOFF

STATE OF IDAHO)
 :SS
County of Bear Lake)

190239

On this 6th day of January, 2007⁵ before me, the undersigned, a Notary Public, in and for the State of Idaho, personally appeared NADINE T. BISCHOFF, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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

Sheila Payne
NOTARY PUBLIC FOR IDAHO
Residing at: Montpelier
Commission Expires: 08-18-07 sp

Jim Spinner, Esquire
SERVICE, SPINNER & GRAY
1335 East Center - P.O. Box 6009
Pocatello, Idaho 83205-6009
Telephone: (208) 232-4471
FAX: (208) 232-1808
Idaho State Bar No. 3417

DISTRICT COURT
SIXTH JUDICIAL DISTRICT
BEAR LAKE COUNTY, IDAHO

2009 FEB 12 AM 11:52

KERRY WALDUCK, CLERK

DEPUTY _____ CASE NO.

Attorneys for Personal Representative

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BEAR LAKE

In the Matter of the Estate of:

JEFFRY TONKS BISCHOFF,

Deceased.

) Case No. CV-2009-0023
)
)
)
)
)
)

WAIVER OF NOTICE AND
STATEMENT IN LIEU OF FILING
INVENTORY

COMES NOW Nadine Tonks Bischoff, Personal Representative of the above-named decedent, by and through her attorneys of record, and makes the following statements and disclosures:

1. The estate of the above-named decedent is within the equivalent exemption of Federal and State transfer taxes and, therefore, no tax will be due either to the United States Treasury or the State of Idaho.

2. The heirs of the above-named decedent are Nadine Tonks Bischoff, Dale Earnest Bischoff, Janet Bradford, Diane Tippetts, and Annette Bishcoff.

3. The heirs of the estate are the surviving mother and siblings of the decedent and are aware of the probate filing and do not require Notice to Heirs to be filed with the Court.

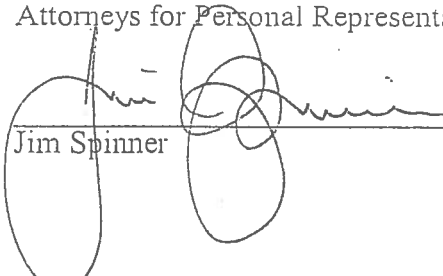
4. The Personal Representative, Nadine Tonks Bischoff, is also the sole beneficiary of the estate and is aware of the inventory of the assets of the above-named decedent, along with the reasonable market value thereof. As such, the Personal Representative will not file with the Court a formal inventory and appraisal as set forth in Idaho Code § 15-3-706.

5. The Personal Representative, Nadine Tonks Bischoff, is also the sole beneficiary of the estate and is aware of the debts and financial affairs of the decedent prior to his death and, as such, will not publish Notice to Creditors as may be required under the Idaho Uniform Probate Code.

6. The Personal Representative plans on formally closing the estate when fully administered, at which time all necessary information will be presented to the Court.

DATED this 11 day of February, 2009.

SERVICE, SPINNER & GRAY
Attorneys for Personal Representative



Jim Spinner

STATE OF IDAHO)
 ss
County of Bear Lake)

Nadine Tonks Bischoff, being first duly sworn, deposes and says:

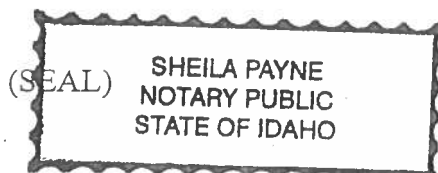
That she is the Personal Representative in the above-entitled and foregoing action; that she has read the foregoing Waiver of Notice and Statement in Lieu of Filing Inventory, knows the contents thereof, and that the facts therein stated are true as she verily believes.

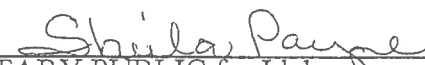
DATED this 9 day of February, 2009.



NADINE TONKS BISCHOFF
Personal Representative of the Estate of
Jeffry Tonks Bischoff, deceased

SUBSCRIBED AND SWORN to before me this 9th day of February, 2009.





NOTARY PUBLIC for Idaho
Residing at: Monpelier
Commission Expires: 08-13-2013

135926
PROBATE DEED

THIS INDENTURE, made this 5th day of October, 1984, at Montpelier, Idaho, by and between JOSEPH HERZOG, the duly appointed, qualified and acting Personal Representative of the Estate of ACEL WILLIAM HERZOG, Deceased, pursuant to appointment by the Probate Court of Bear Lake County, State of Idaho, the Party of the First Part, and ERNEST G. BISCHOFF and NADINE T. BISCHOFF, husband and wife, or JEFFRY T. BISCHOFF, a single man, the Parties of the Second Part,

W I T N E S S E T H :

That under and by virtue of the statutes of the State of Idaho, the said Party of the First Part have conveyed said real estate described hereinafter to the Parties of the Second Part, together with all the tenements, hereditaments and appurtenances whatsoever to the same belonging or in any wise appertaining.

TO HAVE AND TO HOLD, all and singular, the above mentioned premises, together with the appurtenances, to the said Parties of the Second Part, said real estate being more particularly described in Exhibit "A" which is attached hereto and made a part hereof by reference.

And the said Party of the First Part shall and will warrant and defend the said premises in the quiet and peaceable possession of the said Parties of the Second Part, their heirs, successors and assigns forever.

IN WITNESS WHEREOF, the said Party of the First Part, as aforesaid, has hereunto set his hand and seal on the day and year first hereinabove written.

ESTATE OF ACEL WILLIAM HERZOG

Joseph F. Herzog
JOSEPH HERZOG
Personal Representative

STATE OF IDAHO)
County of Bear Lake) ss.

On this 5th day of October, 1984, before me, a Notary Public in and for said State, personally appeared JOSEPH HERZOG, known to me to be the Personal Representative of the Estate of ACEL WILLIAM HERZOG, and whose name is subscribed to the within instrument, and acknowledged to me that he executed the same on behalf of said estate.

WITNESS my hand and official seal.



Kathleen K. Gatt
Notary Public for Idaho
Residing at Fish Haven

DEPUTY
FEE
8.00
OCT 23 PM 4 11

BEAR LAKE COUNTY RECORDER
JOAN P. EBORN

135926

PROBATE DEED -- Page 2

school

EXHIBIT "A"

Beginning at the Northeast corner of the Northwest 1/4 of Section 27, Township 12 South, Range 46 East of the Boise Meridian, and running thence West 132 feet; thence South 377.19 feet; thence West 346.5 feet; thence North 377.19 feet; thence West 1023.66 feet; thence South 985.875 feet; thence East 1502.16 feet; thence North 606.375 feet; thence West 99 feet; thence North 49.5 feet; thence East 99 feet; thence North 330.0 feet, to the point of beginning.

Ardee Helm, Jr.
Attorney at Law
518 Washington
Montpelier, ID 83254
(208) 847-0805
Attorney for Personal
Representative

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BEAR LAKE
MAGISTRATE'S DIVISION

IN THE MATTER OF THE ESTATE	)	CASE NO. <u>762</u>
	)	
OF	)	LETTERS
	)	TESTAMENTARY
ACEL WILLIAM HERZOG,	)	
	)	
<u>Deceased.</u>	)	

1. JOSEPH HERZOG was duly appointed and qualified as general personal representative of the estate of the above named decedent on the 7th day of ~~November~~ ^{December}, 1983, by the Magistrate acting as Registrar with all authority pertaining thereto.

2. Administration of the estate is unsupervised.

These letters are issued to evidence the appointment, qualification and authority of the said personal representative.

WITNESS, my signature and the Seal of this Court, this 7th day of ~~November~~ ^{December}, 1983.

/s/ Wallace M. Transtrum
WALLACE M. TRANSTRUM
Lawyer Magistrate

QUIT CLAIM DEED

RECEIVED

JUN 14 2010

Department of Water Resources
Eastern Region

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

BEAR LAKE COUNTY SCHOOL DISTRICT NO. 33 which acquired title as **CLASS "A" SCHOOL DISTRICT NO. 33**,

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

THE GRANTOR(S),

NADINE TONKS BISCHOFF,
Of PO BOX 21, GENEVA, ID 83238

THE GRANTEE(S),

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

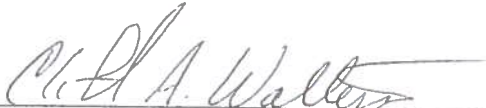
A portion of the NW¼ of Section 27, Township 12 South, Range 46 East of the Boise Meridian, Bear Lake County, Idaho, described as:

Beginning at a point which is 478.5 feet West of the NE corner of the NW¼ of said Section 27 and running thence South 377.19 feet; thence East 99 feet; thence North 377.19 feet; thence West 99 feet to the Point of Beginning.

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

DATED this April 1, 2008.

BEAR LAKE COUNTY SCHOOL DISTRICT NO. 33
which acquired title as **CLASS "A" SCHOOL DISTRICT NO. 33**



By: **CLIFF A. WALTERS**, Superintendent

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 1st day of April, 2008, before me a Notary Public in and for the State, personally appeared

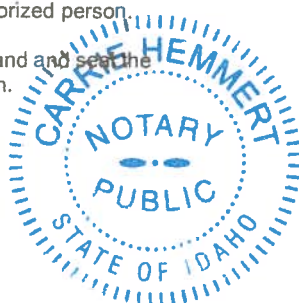
CLIFF A. WALTERS, Superintendent

known to me to be the person(s) whose name is subscribed to the within instrument as authorized person to act for **BEAR LAKE COUNTY SCHOOL DISTRICT NO. 33**, and acknowledged to me that he executed the same as such authorized person.

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



Notary Public
Residing at: 001, ID
My Commission Expires: 11/3/2012



Instrument # 201040

BEAR LAKE COUNTY

2008-04-02

08:44:42 No. of Pages: 1

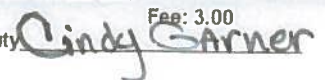
Recorded for : FIRST IDAHO TITLE CO.

KERRY HADDOCK

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: QUIT CLAIM DEED



QUIT CLAIM DEED

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

NADINE TONKS BISCHOFF,

THE GRANTOR(S),

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

BEAR LAKE COUNTY SCHOOL DISTRICT NO. 33,
Of 39 SOUTH FIELDING, PARIS, ID 83261

THE GRANTEE(S),

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

A portion of the NW¼ of Section 27, Township 12 South, Range 46 East of the
Boise Meridian, Bear Lake County, Idaho, described as:
Beginning at the NE corner of the NW¼ of said Section 27 and running thence
West 132 feet; thence South 377.19 feet; thence East 33 feet; thence North 47.19
feet; thence East 99 feet; thence North 330 feet to the Point of Beginning.

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

DATED this April 1, 2008.

Nadine T. Bischoff

NADINE TONKS BISCHOFF

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 1st day of April, 2008, before me a Notary
Public in and for the State, personally appeared

NADINE TONKS BISCHOFF

known to me to be the person(s) whose name is subscribed to
the within instrument, and acknowledged to me that she
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: Ovid, Idaho
My Commission Expires: 11/3/2012



Instrument # 201039

BEAR LAKE COUNTY

2008-04-02

08:43:35 No. of Pages: 1

Recorded for : FIRST IDAHO TITLE CO.

KERRY HADDOCK

Ex-Officio Recorder Deputy

Fee: 3.00

Index to: QUIT CLAIM DEED

Cindy Carter

Instrument # 207013

BEAR LAKE COUNTY

3-10-2010 08:39:34 No. of Pages: 1

Recorded for : FIRST IDAHO TITLE COMPANY

KERRY HADDOCK

Ex-Officio Recorder Deputy

Index to: LETTERS OF ADMIN. AND OATH

Fee: 3.00

Andy Gomer

Jim Spinner, Esquire

SERVICE, SPINNER & GRAY

1335 East Center - P.O. Box 6009

Pocatello, Idaho 83205-6009

Telephone: (208) 232-4471

FAX: (208) 232-1808

Idaho State Bar No. 3417

COPY

DISTRICT COURT
SIXTH JUDICIAL DISTRICT
BEAR LAKE COUNTY, IDAHO

2009 JAN 30 AM 10:44

KERRY HADDOCK, CLERK

DEPUTY _____ CASE NO. _____

Attorneys for Personal Representative

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BEAR LAKE

In the Matter of the Estate of:

JEFFRY TONKS BISCHOFF,

Deceased.

Case No. CV-2009-0023

INFORMAL LETTERS OF
ADMINISTRATION

Nadine Bischoff is hereby appointed personal representative of the Estate of Jeffry Tonks Bischoff, deceased.

WITNESS:

The undersigned Magistrate of the above entitled Court, with the seal thereof affixed this 30th day of January, 2009.

STATE OF IDAHO)

SS

County of Bear Lake)

[Signature]
I hereby certify that the foregoing instrument is a full, true and correct copy of the original on file in the office of the undersigned Clerk of the District Court, of the Sixth Judicial District of Idaho, for Bear Lake County.

Kerry Haddock
Clerk

By *[Signature]*

I hereby accept the duties of personal representative of the above entitled estate and do solemnly swear that I will perform, according to law, the duties of the personal representative, and hereby submit to the jurisdiction of this court in any proceeding relating to the estate instituted by any interested person.

Nadine Tonks Bischoff
Nadine Tonks Bishcoff

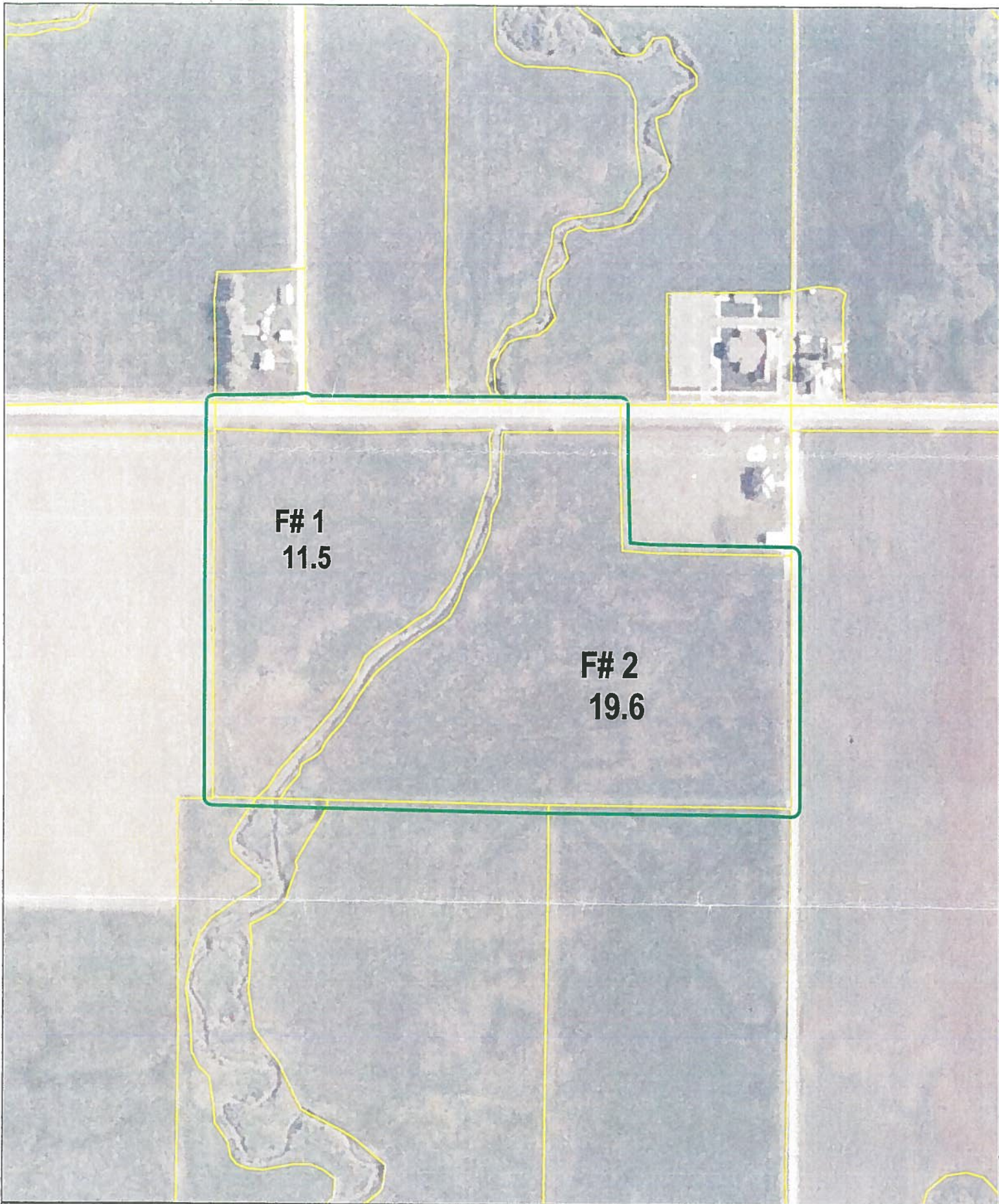
SUBSCRIBED AND SWORN TO Before me this 26th day of January, 2009.

(SEAL)

SHEILA PAYNE
NOTARY PUBLIC
STATE OF IDAHO

Sheila Payne
NOTARY PUBLIC for Idaho
Residing at: Montpelier
Commission Expires: 08-13-2010

8 11/2004 7:12



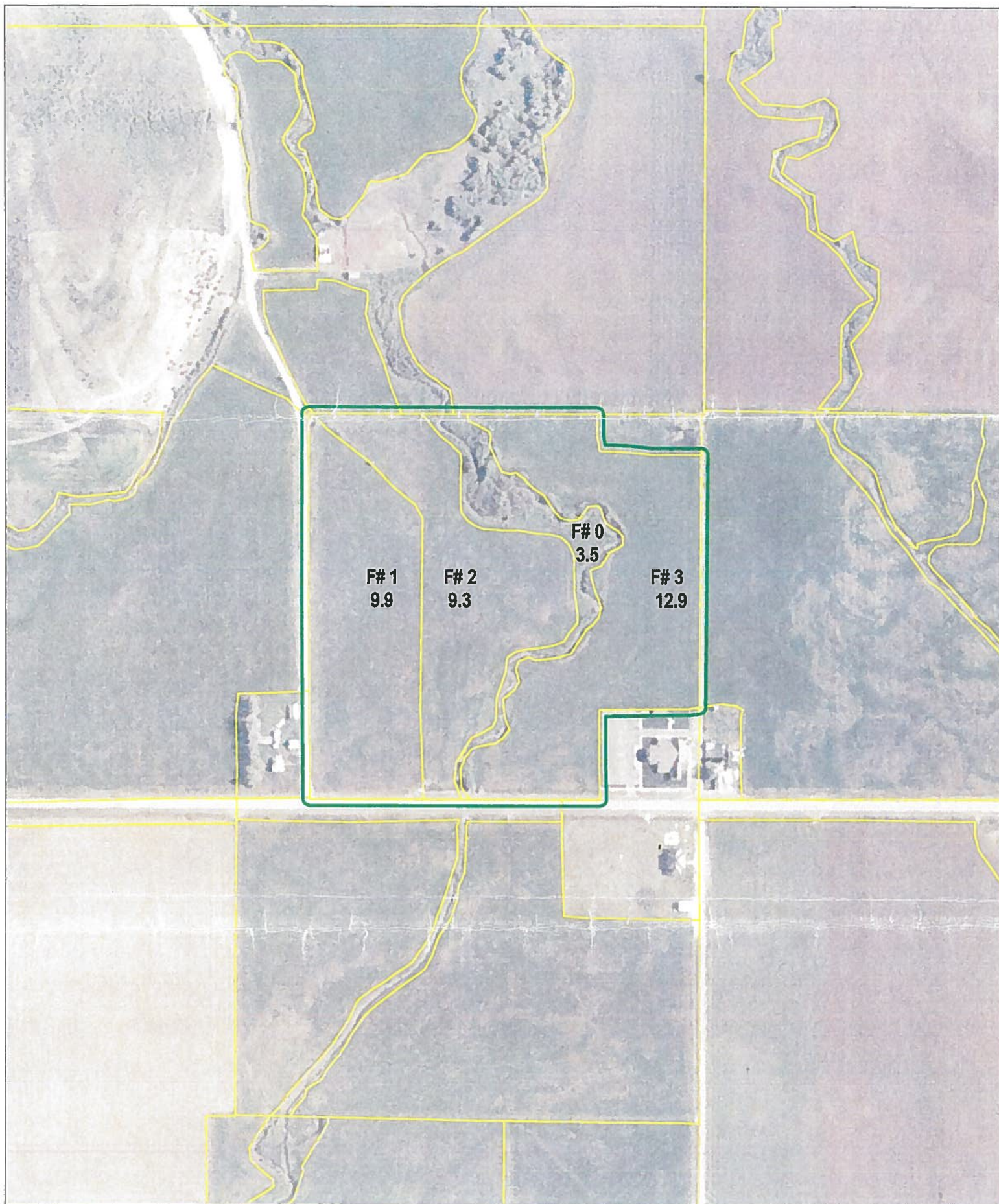
Map of Farm 925 Tract 1145

Clu16007.shp

0.03 0 0.03 0.06 0.09 0.12 Miles



Map Printed: May 11, 2004



Map of Farm 925, Tract 1140

Clu16007.shp

0.04 0 0.04 0.08 0.12 0.16 Miles



Map Printed: May 17, 2004