

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

MAR 22 2005

Department of Water Resources  
Eastern Region

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 division of the existing water right or adjudication claim record will be required.

| Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 29-13268              |                              |       |                       |                              |       |
| 29-13269              |                              |       |                       |                              |       |
| 29-13267              |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

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Department of Water Resources  
Eastern RegionRECEIVED  
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DEPARTMENT OF  
WATER RESOURCES

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

- 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 usually attached to your deed or on file with the county).

OR

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 **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)

Gerald Newton

4386 W. Portneuf Rd.

4. New Owner/Claimant(s)

Inkom, ID 83245

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

New Mailing Address

David R. Andersen / KAREN J. ANDERSEN

City, State and ZIP Code

4386 W. Portneuf Rd.

Inkom, ID 83245

New Telephone Number

(208) 775-3222

5. Date you acquired the property

Feb. 17, 2005

SUPPORT DATA

IN FILE # 29-13267

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                              |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number _____                                                                      |                                                                            |                                                              |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

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

7. Signature of New Owner(s) or Claimant(s) David R. Andersen  
(include title if applicable) \_\_\_\_\_

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.

|                        |                     |                             |            |  |
|------------------------|---------------------|-----------------------------|------------|--|
| For Office Use Only    |                     |                             |            |  |
| Received by <u>KMO</u> | Date <u>3/22/05</u> | Fee <u>75.00</u>            |            |  |
| Received by <u>KMO</u> | Date <u>3/22/05</u> | Receipt No. <u>ED301092</u> |            |  |
| Processed by _____ AJ  | Date _____          | WR _____                    | Date _____ |  |

AFTER RECORDING MAIL TO:

David R. Andersen and Karen J. Andersen  
NNA  
Inkom, ID 83245

20502090

20502090

FIRST AMERICAN TITLE

RECORDED AT REQUEST OF

FEE 15 DEPUTY BP

2005 FEB 3 PM 3 45

OFFICIAL RECORD BK# 862

RECORDER

BANNOCK COUNTY IDAHO

5-1

## WARRANTY DEED

File No.: **105634-P (sg)**

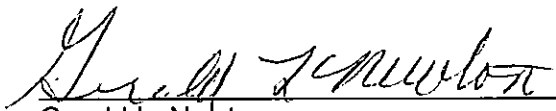
Date: **February 02, 2005**

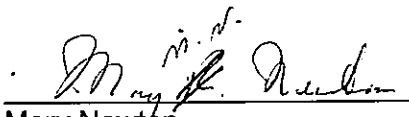
For Value Received, **Gerald L. Newton and Mary Newton, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **David R. Andersen and Karen J. Andersen**, hereinafter called the Grantee, whose current address is 4386 W. Portneuf Rd., Inkom, ID 83245 the following described premises, situated in **Bannock County, Idaho**, to-wit:

**Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its 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.

  
Gerald L. Newton

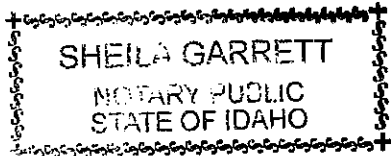
  
Mary Newton

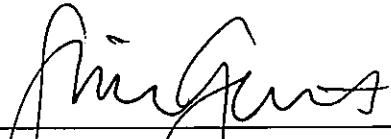
STATE OF Idaho )  
 ) ss.  
COUNTY OF Bannock )

5-2

20502090

On this **Third day of February, 2005**, before me, a Notary Public in and for said State, personally appeared **Gerald L. Newton and Mary Newton**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



  
\_\_\_\_\_  
Notary Public for the State of Idaho  
Residing at: Inkom, ID  
My Commission Expires: 9-17-2005

5-3  
**EXHIBIT A**

20502090

**PARCEL 1:**

COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO; THENCE WEST ALONG THE SOUTH LINE OF SAID SECTION 24 A DISTANCE OF 918.19 FEET; THENCE NORTH 0°16' EAST 126.0 FEET, MORE OR LESS, TO THE NORTHERLY RIGHT OF WAY LINE OF BANNOCK COUNTY HIGHWAY; THENCE SOUTH 82°29' EAST ALONG SAID NORTHERLY RIGHT OF WAY LINE 850 FEET TO THE TRUE POINT OF BEGINNING;

THENCE NORTH 0°08' WEST 710 FEET, MORE OR LESS, TO THE NORTHERLY BANK OF THE PORTNEUF RIVER; THENCE WESTERLY ALONG THE NORTH BANK OF SAID RIVER TO A POINT ON THE NORTH LINE OF SAID PORTNEUF RIVER THAT IS 326.07 FEET WEST OF THE MERIDIONAL CENTERLINE; THENCE NORTH TO THE SOUTH 1/16 LINE TO A POINT; THENCE EAST 326.07 FEET TO THE SOUTH 1/16 CORNER; THENCE SOUTH 1320 FEET TO THE SOUTH QUARTER CORNER; THENCE WEST 76.07 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

**EXCEPTING THEREFROM:**

A TRACT OF LAND IN THE SE1/4SW1/4SW1/4SE1/4 OF SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO; THENCE WEST ALONG THE SOUTH LINE OF SAID SECTION 24 A DISTANCE OF 918.19 FEET; THENCE NORTH 0°16' EAST 126.0 FEET, MORE OR LESS TO THE NORTHERLY RIGHT OF WAY LINE OF THE BANNOCK COUNTY HIGHWAY; THENCE SOUTH 82°29' EAST ALONG SAID NORTHERLY RIGHT OF WAY LINE 850 FEET TO THE TRUE POINT OF BEGINNING;

THENCE NORTH 0°08' WEST 751.76 FEET, MORE OR LESS, TO THE SOUTH BANK OF THE PORTNEUF RIVER; THENCE NORTH 84°04' EAST ON THE SOUTH BANK OF THE PORTNEUF RIVER 287.35 FEET; THENCE SOUTH 0°08' EAST 791.40 FEET, MORE OR LESS, TO THE SOUTH LINE OF SAID SECTION 24; THENCE WEST ON THE SOUTH LINE OF SAID SECTION 24 FOR A DISTANCE OF 210.50 FEET, MORE OR LESS, TO THE SOUTH QUARTER CORNER OF SAID SECTION 24; THENCE NORTH 82°29' WEST 76.07 FEET TO THE TRUE POINT OF BEGINNING.

**PARCEL 2:**

THAT PORTION OF THE NE1/4SW1/4, SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID NE1/4SW1/4; THENCE EAST 675 FEET, MORE OR LESS; THENCE NORTH 25 FEET, MORE OR LESS, TO THE SOUTH RIGHT OF WAY LINE OF THE UNION PACIFIC RAILROAD; THENCE ALONG SAID SOUTH RIGHT OF WAY LINE WESTERLY 690 FEET, MORE OR LESS, TO THE INTERSECTION WITH THE EAST LINE OF SAID NE1/4SW1/4; THENCE SOUTH 160 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM THAT PORTION LYING WITHIN THE UNION PACIFIC RAILROAD RIGHT OF WAY.

**PARCEL 3:**

THAT PORTION OF THE NE1/4SW1/4, SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

5-4  
BEGINNING AT THE SOUTHEAST CORNER OF SAID NE1/4SW1/4; THENCE ALONG THE EAST LINE OF SAID NE1/4SW1/4 NORTH 160 FEET TO THE SOUTH RIGHT OF WAY LINE OF THE OREGON SHORT LINE RAILROAD; THENCE ALONG SAID SOUTH RIGHT OF WAY WESTERLY 770 FEET, MORE OR LESS, TO THE INTERSECTION WITH THE PORTNEUF RIVER; THENCE ALONG THE EAST BANK OF SAID PORTNEUF RIVER SOUTHERLY 300 FEET, MORE OR LESS, TO THE SOUTH LINE OF SAID NE1/4SW1/4; THENCE EAST 780 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM THAT PORTION LYING WITHIN THE OREGON SHORT LINE RAILROAD RIGHT OF WAY. 20502090

PARCEL 4:

THE S1/2SE1/4, SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO.

EXCEPTING THEREFROM THE WEST 455 FEET THEREOF.

ALSO EXCEPT THAT PORTION LYING WITHIN THE OREGON SHORT LINE RAILROAD RIGHT OF WAY.

ALSO EXCEPT:

THAT PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID SE1/4; THENCE ALONG THE SOUTH LINE THEREOF EAST 704 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID SOUTH LINE EAST 295 FEET; THENCE NORTH 295 FEET; THENCE WEST 295 FEET; THENCE SOUTH 295 FEET TO THE TRUE POINT BEGINNING.

ALSO EXCEPT:

A PORTION OF LAND LOCATED IN THE SE1/4 OF SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER, SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO; THENCE EAST ALONG THE SOUTH LINE OF SAID SECTION 717.1 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 319.14 FEET; THENCE EAST 682.46 FEET; THENCE SOUTH 319.14 FEET; THENCE WEST 682.46 FEET, MORE OR LESS, TO THE TRUE POINT OF BEGINNING.

ALSO EXCEPT:

A TRACT OF LAND LOCATED IN THE SE1/4SE1/4 OF SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTH 1/16 CORNER ON THE EAST LINE OF SAID SECTION 24; THENCE SOUTH ALONG SAID EAST LINE 237.20 FEET, MORE OR LESS, TO THE RIGHT OF WAY OF UNION PACIFIC RAILROAD; THENCE IN A NORTHWESTERLY DIRECTION ALONG SAID RIGHT OF WAY 1273.77 FEET, MORE OR LESS, TO A POINT IN THE SOUTH 1/16 LINE OF SAID SECTION 24; THENCE EAST ALONG THE SOUTH 1/16 LINE 1252.80 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

ALSO EXCEPT:

A PARCEL OF LAND LOCATED WITHIN THE SW1/4SE1/4, SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION; THENCE EAST ALONG

5-5  
THE SOUTH SECTION LINE A DISTANCE OF 717.1 FEET, MORE OR LESS, TO THE EAST RIGHT  
OF WAY OF A PRIVATE ROAD, SAID POINT BEING THE TRUE POINT OF BEGINNING;

THENCE NORTH 2°31'10" EAST ALONG SAID EASTERLY RIGHT OF WAY A DISTANCE OF 840  
FEET TO A POINT; THENCE WEST AT RIGHT ANGLES TO THE LAST DESCRIBED LINE A  
DISTANCE OF 260 FEET, MORE OR LESS, TO THE EAST LINE OF THE WEST 455 FEET OF THE  
SW1/4SE1/4 OF SAID SECTION; THENCE ALONG SAID LINE SOUTH 840 FEET, MORE OR  
LESS, TO A POINT; THENCE EASTERLY 260 FEET, MORE OR LESS, ALONG THE SOUTH LINE  
OF THE SW1/4SE1/4 OF SAID SECTION TO THE POINT OF BEGINNING.

20502090

AFTER RECORDING MAIL TO:

David R. Andersen and Karen J. Andersen  
4386 West Portneuf Road  
Inkom, ID 83245

20502088

FIRST AMERICAN TITLE  
RECORDED AT REQUEST OF  
FEE 12 DEPUTY BP

20502088

4-1

2005 FEB 3 PM 3 45

OFFICIAL RECORD BK# 862  
RECORDER  
BANNOCK COUNTY IDAHO

### WARRANTY DEED

File No.: **104749-P (sg)**

Date: **February 02, 2005**

For Value Received, **Gerald L. Newton and Mary Newton, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **David R. Andersen and Karen J. Andersen, husband and wife**, hereinafter called the Grantee, whose current address is **4386 West Portneuf Road, Inkom, ID 83245**, the following described premises, situated in **Bannock County, Idaho**, to-wit:

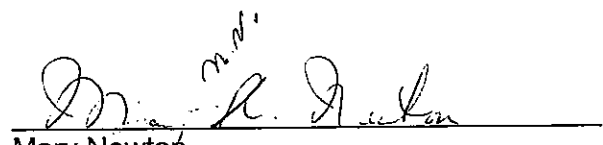
*ARA*

**Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its 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.

  
Gerald L. Newton

  
Mary Newton

STATE OF Idaho

)  
ss.

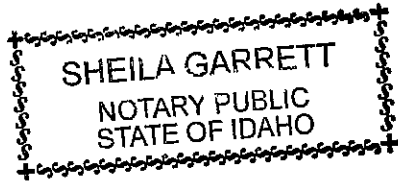
4-2

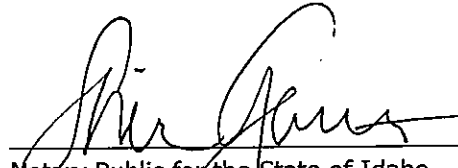
20502088

COUNTY OF Bannock

)

On this 3rd day of February, 2005, before me, a Notary Public in and for said State, personally appeared **Gerald L. Newton and Mary Newton**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



  
\_\_\_\_\_  
Notary Public for the State of Idaho  
Residing at: Inkom  
My Commission Expires: 9-17-2005

4-3  
**EXHIBIT A**

20502088

**PARCEL 1:**

**A PARCEL OF LAND LOCATED WITHIN THE SW1/4SE1/4, SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

**COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION; THENCE EAST ALONG THE SOUTH SECTION LINE A DISTANCE OF 717.1 FEET, MORE OR LESS, TO THE EAST RIGHT OF WAY OF A PRIVATE ROAD, SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE NORTH 2°31'10" EAST ALONG SAID EASTERLY RIGHT OF WAY A DISTANCE OF 840 FEET TO A POINT; THENCE WEST AT RIGHT ANGLES TO THE LAST DESCRIBED LINE A DISTANCE OF 260 FEET, MORE OR LESS, TO THE EAST LINE OF THE WEST 455 FEET OF THE SW1/4SE1/4 OF SAID SECTION; THENCE ALONG SAID LINE SOUTH 840 FEET, MORE OR LESS, TO A POINT; THENCE EASTERLY 260 FEET, MORE OR LESS, ALONG THE SOUTH LINE OF THE SW1/4SE1/4 OF SAID SECTION TO THE POINT OF BEGINNING.**

**PARCEL 2:**

**THE WEST 455 FEET OF THE SW1/4SE1/4 OF SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO.**

**EXCEPT:**

**A TRACT OF LAND IN THE SE1/4SW1/4SW1/4 AND SE1/4 OF SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

**COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO; THENCE WEST ALONG THE SOUTH LINE OF SAID SECTION 24 A DISTANCE OF 918.19 FEET; THENCE NORTH 0°16' EAST 126.0 FEET, MORE OR LESS TO THE NORTHERLY RIGHT OF WAY OF THE BANNOCK COUNTY HIGHWAY; THENCE SOUTH 82°29' EAST ALONG SAID NORTHERLY RIGHT OF WAY LINE 850 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 0°08' WEST 751.76 FEET, MORE OR LESS, TO THE SOUTH BANK OF THE PORTNEUF RIVER; THENCE NORTH 84°04' EAST ON THE BANK OF THE PORTNEUF RIVER 287.35 FEET; THENCE SOUTH 0°08' EAST 791.40 FEET, MORE OR LESS, TO THE SOUTH LINE OF SAID SECTION 24; THENCE WEST ON THE SOUTH LINE OF SAID SECTION 24 FOR A DISTANCE OF 210.50 FEET, MORE OR LESS, TO THE SOUTH QUARTER CORNER OF SAID SECTION 24; THENCE NORTH 82°29' WEST 76.07 FEET TO THE TRUE POINT OF BEGINNING.**

**ALSO EXCEPT:**

**A TRACT OF LAND IN THE SW1/4SE1/4 OF SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

**BEGINNING AT THE SOUTH QUARTER OF SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO; THENCE WEST ALONG THE SOUTH LINE OF SAID SECTION 24 A DISTANCE OF 918.19 FEET; THENCE NORTH 0°16' EAST 126.0 FEET, MORE OR LESS TO THE NORTHERLY RIGHT OF WAY OF THE BANNOCK COUNTY HIGHWAY; THENCE SOUTH 82°29' EAST ALONG SAID NORTHERLY RIGHT OF WAY LINE 926.07 FEET; THENCE EAST 210.50 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUED EAST 208.71 FEET; THENCE NORTH 0°08' WEST 208.71 FEET; THENCE WEST 208.71 FEET; THENCE SOUTH 0°08' EAST 208.71 FEET TO THE TRUE POINT OF BEGINNING.**

**ALSO EXCEPT:**

A TRACT OF LAND IN THE SW1/4SE1/4 OF SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTH QUARTER OF SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO; THENCE WEST ALONG THE SOUTH LINE OF SAID SECTION 24 A DISTANCE OF 918.19 FEET; THENCE NORTH 0°16' EAST 126.0 FEET, MORE OR LESS TO THE NORTHERLY RIGHT OF WAY OF THE BANNOCK COUNTY HIGHWAY; THENCE SOUTH 82°29' EAST ALONG SAID NORTHERLY RIGHT OF WAY LINE 926.07 FEET; THENCE EAST 419.21 FEET; THENCE NORTH 0°08' WEST 208.71 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING NORTH 0°08' WEST 208.71 FEET; THENCE WEST 208.71 FEET; THENCE SOUTH 0°08' EAST 208.71 FEET; THENCE EAST 208.71 FEET TO THE TRUE POINT OF BEGINNING.

ALSO EXCEPT:

A TRACT OF LAND LOCATED IN SECTION 24, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, BEING A PORTION OF DEED NO. 816628, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH 1/4 CORNER OF SECTION 24, BEING MARKED BY A BLM MONUMENT; THENCE EAST ALONG THE SOUTH LINE OF SECTION 24, A DISTANCE OF 419.21 FEET TO A 1/2 INCH IRON ROD AND THE SOUTHEAST CORNER OF DEED NO. 91002198 BEING THE TRUE POINT OF BEGINNING; THENCE NORTH 0°08' WEST ALONG THE EAST LINE OF DEED NO. 91002198 A DISTANCE OF 417.42 FEET TO A 1/2 INCH IRON ROD; THENCE WEST ALONG THE NORTH LINE OF DEED NO. 91002198 A DISTANCE OF 208.71 FEET TO A 1/2 INCH IRON ROD AND THE WEST LINE OF THE ADJACENT PROPERTY DEED NO. 90009600; THENCE NORTH 0°08' WEST ALONG THE WEST LINE OF DEED NO. 90009600 TO A 1/2 INCH IRON ROD BEING THE NORTHEAST CORNER OF DEED NO. 90009600 NEAR THE SOUTH BANK OF THE PORTNEUF RIVER; THENCE NORTH 78°58'42" EAST ALONG THE SOUTH BANK OF THE PORTNEUF RIVER A DISTANCE OF 248.98 FEET TO A 1/2 INCH IRON ROD; THENCE SOUTH 0°08' EAST A DISTANCE OF 839.00 FEET TO A 1/2 INCH IRON ROD ON THE SOUTH LINE OF SECTION 24; THENCE WEST ALONG THE SOUTH LINE OF SECTION 24 A DISTANCE OF 35.79 FEET TO THE TRUE POINT OF BEGINNING.