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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)
WR 29-8039	Split	Split into	29-13897	4 29-13898	
WR 29-7271	Split	Split into	29-13895	4 29-13896	
WR 29-2325	OK				
WR 29-12903	OK				
WR 29-7534	OK				
WR 29-7083	OK				

RECEIVED

JAN 05 2009

Department of Water Resources
Eastern Region

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 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)

Ronald DEE / Michael Vaughan

4. New Owner/Claimant(s)

Dale H Wade MaryAnn Wade

Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

17175 So. Jenkins Rd.

City, State and ZIP Code

Armo, Idaho 83214

New Telephone Number

(208) 766-3614

Email:

dhwadecrest@yahoo.com

SUPPORT DATA

IN FILE # 29-2325C

5. Date you acquired the property _____
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) *Dale H Wade* (title if applicable)
Maureen Wade (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 *BMC*
 Received by *BMC*
 Processed by _____ AJ

Date *1/5/09*
 Date *1/5/09*
 Date _____

Receipt Amt. *E034492 150.00*
 Receipt No. _____
 WR _____ Date _____

RECORDING REQUESTED BY
First American Title Company

20805339

AND WHEN RECORDED MAIL TO:
First American Title Company
2240 E. Center
Pocatello, ID 83201

OFFICIAL RECORD BK# 905
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF
FEE 15 DEPUTY *mlw*

FIRST AMERICAN TITLE

20805339

2008 MAR 13 P 4: 04

61

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 238726-P (ci)

Date: March 11, 2008

For Value Received, **Ronald H. Dee and Charlene C. Dee, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Dale Wade and Mary Ann Wade, husband and wife**, hereinafter called the Grantee, whose current address is **3126 East Woodland Road, Downey, ID 83234**, the following described premises, situated in **Bannock County, Idaho**, to-wit: *DAW MAW*

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.

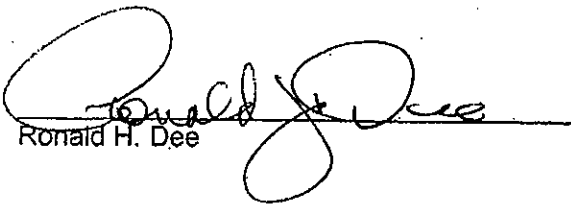
52

20805339

Date: 03/11/2008

Warranty Deed
- continued

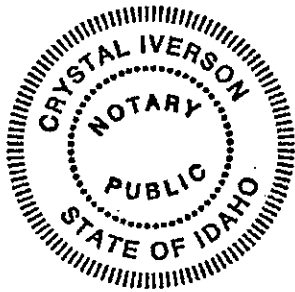
File No.: 238726-P (ci)


Ronald H. Dee


Charlene C. Dee

STATE OF Idaho)
COUNTY OF Bannock)
SS.

On this **Thirteenth day of March, 2008**, before me, a Notary Public in and for said State, personally appeared **Ronald H. Dee and Charlene C. Dee**, 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: Pocatello, ID
My Commission Expires: 4/23/10

20805339

Date: 03/11/2008

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Warranty Deed
- continued

File No.: 238726-P (cl)

EXHIBIT A

PARCEL 1:

A PARCEL OF LAND LOCATED IN THE S $\frac{1}{2}$ OF SECTION 5, T 12 S, R 37 E, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, SAID PARCEL BEING SHOWN AS PARCEL 1 ON RECORD OF SURVEY PLAT INSTRUMENT #752383, AND SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH 1/16 CORNER ON THE MERIDIONAL CENTERLINE OF SAID SECTION 5; THENCE N 89°41'50" W ALONG THE SOUTH 1/16 LINE OF SECTION 5, 391.04 FEET TO A POINT ON THE WEST LINE OF SAID PARCEL 1 SHOWN ON R.O.S. #752383, SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE N 17°46'30" E, 683.21 FEET TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF U.S. ROUTE 191; THENCE N 77°04'25" E ALONG SAID SOUTHERLY RIGHT OF WAY LINE, 561.78 FEET TO A POINT OF TANGENCY WITH A 768.60 FOOT RADIUS CURVE; THENCE ALONG SAID SOUTHERLY RIGHT OF WAY LINE OF U.S. ROUTE 191, ALONG A CURVE TO THE RIGHT, SAID CURVE HAVING A CENTRAL ANGLE OF 17°29'40", A RADIUS OF 768.60 FEET AND A CHORD BEARING OF N 85°50'02" E, FOR AN ARC LENGTH OF 234.68 FEET TO A POINT OF NON-TANGENCY ON THE EASTERLY LINE OF SAID PARCEL 1, SAID POINT BEING MARKED BY A $\frac{1}{2}$ -INCH DIAMETER REBAR WITH A CAP STAMPED "LS 4735"; THENCE S 15°58'34" W ALONG SAID EASTERLY LINE OF PARCEL 1, 1662.25 FEET TO A POINT ON THE SOUTHERLY LINE OF SAID PARCEL 1, SAID POINT BEING MARKED BY A $\frac{1}{2}$ -INCH DIAMETER REBAR WITH A CAP STAMPED "LS 4735"; THENCE N 75°29'25" W 753.29 FEET TO A POINT ON THE WESTERLY LINE OF SAID PARCEL 1, SAID POINT BEING MARKED BY A $\frac{1}{2}$ -INCH DIAMETER REBAR WITH A CAP STAMPED "LS 4735"; THENCE N 17°46'30" E ALONG SAID WESTERLY LINE OF PARCEL 1, 646.98 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

TOWNSHIP 12 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO:

SECTION 6: SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$

PARCEL 3:

TOWNSHIP 12 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO:

SECTION 7: LOTS 1 AND 2, E $\frac{1}{2}$ NW $\frac{1}{4}$

PARCEL 4:

A PARCEL OF LAND LOCATED IN THE W $\frac{1}{2}$ OF THE SW $\frac{1}{4}$ OF SECTION 5, T 12 S, R 37 E, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, SAID PARCEL BEING AS SHOWN AS PARCEL 4 ON RECORD OF SURVEY PLAT INSTRUMENT #752383, AND SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

20805339

Date: 03/11/2008

Warranty Deed
- continued

File No.: 238726-P (ci)

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 5, SAID CORNER BEING MARKED BY A FOUND STONE MONUMENT; THENCE N 0°35'20" W ALONG THE WEST LINE OF SECTION 5, 1326.61 FEET TO THE SOUTH 1/16 CORNER ON THE WEST LINE OF SECTION 5, SAID CORNER BEING THE TRUE POINT OF BEGINNING; THENCE N 26°00'00" E, 26.79 FEET TO A POINT OF NON-TANGENCY ON THE SOUTHERLY RIGHT OF WAY LINE OF U.S. ROUTE 191, SAID POINT BEING MARKED BY A 1/2-INCH DIAMETER REBAR WITH A CAP STAMPED "LS 4735"; THENCE ALONG SAID SOUTHERLY RIGHT OF WAY LINE OF U.S. ROUTE 191, ALONG A CURVE TO THE RIGHT, SAID CURVE HAVING A CENTRAL ANGLE OF 20°55'48", A RADIUS OF 768.60 FEET AND A CHORD BEARING OF N 66°36'49" E, FOR AN ARC LENGTH OF 280.77 FEET TO POINT OF TANGENCY MARKED BY A FOUND STATE OF IDAHO RIGHT OF WAY MONUMENT; THENCE N 77°04'25" E ALONG SAID SOUTHERLY RIGHT OF WAY LINE, 477.50 FEET TO A 1/2-INCH DIAMETER REBAR WITH A CAP STAMPED "LS 4735"; THENCE S 4°15'00" E, 473.13 FEET TO THE NORTHERLY RIGHT OF WAY LINE OF WOODLAND ROAD; THENCE N 87°26'47" W ALONG SAID NORTHERLY RIGHT OF WAY LINE OF WOODLAND ROAD, 196.23 FEET TO A POINT OF TANGENCY WITH A 530.00 FOOT RADIUS CURVE; THENCE WESTERLY ALONG SAID NORTHERLY RIGHT OF WAY LINE OF WOODLAND ROAD, ALONG A CURVE TO THE LEFT SAID CURVE HAVING A CENTRAL ANGLE OF 6°54'37" AND A RADIUS OF 530.00 FEET, FOR AN ARC LENGTH OF 63.92 FEET TO POINT OF TANGENCY; THENCE S 85°38'36" W ALONG SAID NORTHERLY RIGHT OF WAY LINE OF WOODLAND ROAD, 304.51 FEET TO A POINT OF TANGENCY WITH A 220.00 FOOT RADIUS CURVE; THENCE NORTHWESTERLY ALONG SAID NORTHERLY RIGHT OF WAY LINE OF WOODLAND ROAD, ALONG A CURVE TO THE RIGHT, SAID CURVE HAVING A CENTRAL ANGLE OF 62°25'35" AND A RADIUS OF 220.00 FEET, FOR AN ARC LENGTH OF 239.70 FEET TO POINT OF NON-TANGENCY ON THE WEST LINE OF SECTION 5; THENCE N 0°35'20" W ALONG THE WEST LINE OF SECTION 5, 142.50 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 5:

A PARCEL OF LAND LOCATED IN THE SW 1/4 OF THE SW 1/4 OF SECTION 5, T 12 S, R 37 E, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO; SAID PARCEL BEING AS SHOWN AS PARCEL 5 ON RECORD OF SURVEY PLAT INSTRUMENT #752383, AND SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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20805339

Date: 03/11/2008

Warranty Deed
- continued

File No.: 238726-P (ci)

BEGINNING AT THE SOUTHWEST CORNER OF SAID SECTION 5, SAID CORNER BEING MARKED BY A FOUND STONE MONUMENT; THENCE N 0°35'20" W ALONG THE WEST LINE OF SECTION 5, 1181.11 FEET TO A POINT OF NON-TANGENCY WITH A 220.00 FOOT RADIUS CURVE ON THE NORTHERLY RIGHT OF WAY LINE OF WOODLAND ROAD; THENCE SOUTHEASTERLY ALONG SAID NORTH RIGHT OF WAY LINE OF WOODLAND ROAD, ALONG A CURVE TO THE LEFT, SAID CURVE HAVING A CENTRAL ANGLE OF 62°25'35" AND A RADIUS OF 220.00 FEET, FOR AN ARC LENGTH OF 239.70 FEET TO POINT OF TANGENCY; THENCE N 85°38'36" E ALONG SAID NORTHERLY RIGHT OF WAY LINE OF WOODLAND ROAD, 304.51 FEET TO A POINT OF TANGENCY WITH A 530.00 FOOT RADIUS CURVE; THENCE EASTERLY ALONG SAID NORTHERLY RIGHT OF WAY LINE OF WOODLAND ROAD, ALONG A CURVE TO THE RIGHT, SAID CURVE HAVING A CENTRAL ANGLE OF 6°54'37" AND A RADIUS OF 530.00 FEET TO AN ARC LENGTH OF 63.92 FEET TO POINT OF TANGENCY; THENCE S 87°26'47" E ALONG SAID NORTHERLY RIGHT OF WAY LINE OF WOODLAND ROAD, 196.23 FEET TO A POINT ON THE EAST LINE OF SAID PARCEL 5; THENCE S 4°15'00" E ALONG THE EAST LINE OF SAID PARCEL 5, 1104.76 FEET TO A POINT ON THE SOUTH LINE OF SECTION 5, SAID POINT BEING MARKED BY A 1/2-INCH DIAMETER REBAR WITH A CAP STAMPED "LS 4735"; THENCE N 89°38'19" W ALONG THE SOUTH LINE OF SECTION 5, 836.74 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL BEING SUBJECT TO A COUNTY ROAD RIGHT OF WAY FOR WOODLAND ROAD, 60 FEET IN WIDTH, ALONG THE NORTHERLY SIDE OF THE ABOVE DESCRIBED PROPERTY, AND AS SHOWN ON RECORD OF SURVEY PLAT INSTRUMENT #752383.

TOGETHER WITH ALL WATER AND WATER RIGHTS APPURTENANT TO SAID LANDS, INCLUDING BUT NOT LIMITED TO THE FOLLOWING:

A one-third interest in a well located on the Tom Jensen property situated in the SE 1/4 of Section 5, Township 12 South, Range 37 East, Boise Meridian; under License No. A29-02325C, issued by the Department of Water Resources of the State of Idaho.

Also, a small spring arising and located near the residence on the above described premises under License No. A29-12903, issued by the Department of Water Resources of the State of Idaho.

Also, those certain water rights described and contained in the Licenses numbered A29-07534 and A29-07083, issued by the Department of Water Resources of the State of Idaho.

20812301

OFFICIAL RECORD BK# 908
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF
FEE 18 DEPUTY DP

AFTER RECORDING MAIL TO:

FIRST AMERICAN TITLE

Five "T" Corporation as Intermediary for
17175 South Jenkins Road
Arimo, ID 83214

20812301

2008 JUN -2 P 4: 22

61

WARRANTY DEED

File No.: 253988-P (ci)

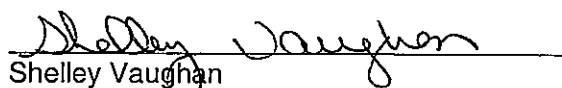
Date: May 29, 2008

For Value Received, **Michael Vaughan and Shelley Vaughan, husband and wife**, hereinafter referred to as Grantor, does hereby grant, bargain, sell and convey unto **Dale H. Wade and Mary P. Wade, husband and wife**, hereinafter referred to as Grantee, whose current address is **17175 South Jenkins Road, Arimo, ID 83214**, the following described premises, situated in **Bannock County, Idaho**, to wit:

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

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto 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.


Michael Vaughan


Shelley Vaughan

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20812301

APN: R4265018700

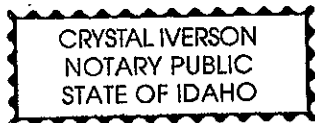
Warranty Deed
- continued

File No.: 253988-P (ci)
Date: 05/29/2008

STATE OF Idaho)
COUNTY OF Bannock)
SS.

On this 2nd day of June, 2008, before me, a Notary Public in and for said State, personally appeared **Michael Vaughan and Shelley Vaughan**, 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.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



A handwritten signature in cursive script, appearing to read "Crystal Iverson".

Notary Public for the State of Idaho
Residing at: Pocatello, ID
My Commission Expires: 4/23/10

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20812301

APN: R4265018700

Warranty Deed
- continued

File No.: 253988-P (ci)
Date: 05/29/2008

EXHIBIT A

PARCEL 1:

W $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 35; N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 27; W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 26; N $\frac{1}{2}$ NE $\frac{1}{4}$ OF SECTION 34; IN TOWNSHIP 10, SOUTH, RANGE 36, E.B.M. BANNOCK COUNTY, IDAHO.

EXCEPT: THAT PORTION OF THE NW $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 26 AND THE N $\frac{1}{2}$ SE $\frac{1}{4}$ OF SECTION 27, TOWNSHIP 10 SOUTH, RANGE 36 E.B.M, BANNOCK COUNTY, IDAHO, LYING NORTH AND WEST OF MCDANIELS ROAD WHICH WAS DEEDED TO JOHN WILLIAM HART, ON 16 JUNE 1947.

EXCEPTING THEREFROM: A PIECE OF LAND LYING IN THE SW $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 35, TOWNSHIP 10 SOUTH, RANGE 36 E.B.M., BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE WEST LINE NORTHEAST QUARTER SAID SECTION 35, WITH THE SOUTH LINE NORTHEAST QUARTER SAID SECTION 35, SAME BEING APPROXIMATELY 5 FEET PERPENDICULARLY DISTANT FROM ENGINEER'S STATION 507+62 OF THE CENTERLINE OF HIGHWAY S-1754(2) AS SAME IS SHOWN ON THE PLANS ON FILE IN THE OFFICE OF THE STATE HIGHWAY ENGINEER OF IDAHO; THENCE NORTH ALONG SAID WEST LINE 35 FEET, MORE OR LESS, TO A POINT 40.0 FEET PERPENDICULARLY DISTANCE FROM SAID CENTERLINE; THENCE NORTH 89°17' EAST 138 FEET, MORE OR LESS, TO A POINT 40.0 FEET PERPENDICULARLY DISTANT FROM ENGINEER'S STATION 509+00 OF SAID CENTERLINE; THENCE SOUTHERLY PERPENDICULAR TO SAID CENTERLINE 35 FEET, MORE OR LESS, TO A POINT ON THE SOUTH LINE NORTHEAST QUARTER SAID SECTION 35; THENCE WEST ALONG SAID SOUTH LINE 138 FEET, MORE OR LESS, TO THE POINT OF BEGINNING. ALSO A FURTHER PIECE OF LAND LYING IN THE SW $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 35, TOWNSHIP 10 SOUTH, RANGE 36 E.B.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE EAST LINE SW $\frac{1}{4}$ NE $\frac{1}{4}$ SAID SECTION 35, WITH THE SOUTH LINE SW $\frac{1}{4}$ NE $\frac{1}{4}$ SAID SECTION 35, SAME BEING APPROXIMATELY 8 FEET PERPENDICULARLY DISTANT FROM ENGINEER'S STATION 520+92 OF THE CENTERLINE OF HIGHWAY S-1754(2); THENCE WEST ALONG SAID SOUTH LINE 1192 FEET, MORE OR LESS, TO A POINT APPROXIMATELY 5 FEET PERPENDICULARLY - DISTANT FROM ENGINEER'S STATION 509+00 OF SAID CENTERLINE; THENCE NORTHERLY PERPENDICULAR TO SAID CENTERLINE 20 FEET, MORE OR LESS, TO A POINT 25.0 FEET PERPENDICULARLY DISTANT FROM SAID CENTERLINE; THENCE NORTH 89°17' EAST 1192 FEET, MORE OR LESS, TO A POINT ON THE EAST LINE SW $\frac{1}{4}$ NE $\frac{1}{4}$ SAID SECTION 35; THENCE SOUTH ALONG SAID EAST LINE 17 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

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20812301

APN: R4265018700

Warranty Deed
- continued

File No.: 253988-P (ci)
Date: 05/29/2008

ALSO EXCEPT: COMMENCING AT THE SOUTHWEST CORNER OF SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 35, TOWNSHIP 10 SOUTH, RANGE 36 E.B.M., BANNOCK COUNTY, IDAHO; THENCE NORTH 89°17' EAST 138.0 FEET TO A POINT THAT IS 5.0 FEET NORTH OF ENGINEER STATION 509+00; THENCE NORTH 20.0 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89°17' EAST 1192.0 FEET, MORE OR LESS, TO A POINT ON THE EAST LINE OF SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 35, SAID POINT BEING APPROXIMATELY 25.0 FEET NORTH OF ENGINEER STATION 520+92; THENCE NORTH 10.0 FEET; THENCE SOUTH 89°17' WEST 1192.0 FEET, MORE OR LESS, TO A POINT THAT IS APPROXIMATELY 35.0 FEET NORTH OF ENGINEER STATION 509+00; THENCE SOUTH 10.0 FEET TO THE POINT OF BEGINNING.

EXCEPT: ALSO A STRIP OF LAND 50 FEET WIDE LYING IN THE SW $\frac{1}{4}$ NE $\frac{1}{4}$ AND NW $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 35, TOWNSHIP 10 SOUTH, RANGE 36 E.B.M., BANNOCK COUNTY, IDAHO, SAME BEING 25 FEET RIGHT AND 25 FEET LEFT OF THE FOLLOWING DESCRIBED CENTERLINE OF HIGHWAY S-1754(2):

BEGINNING AT ENGINEER'S STATION 509+00; THENCE NORTH 89°17' EAST 1192 FEET, MORE OR LESS, TO A POINT ON THE EAST LINE NW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 35, SAME BEING APPROXIMATELY ENGINEER'S STATION 520+92.

ALSO EXCEPTING: E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 35, TOWNSHIP 10 SOUTH, RANGE 36 E.B.M., BANNOCK COUNTY, IDAHO.

ALSO EXCEPTING:

A PARCEL OF LAND IN THE NW $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 35, TOWNSHIP 10 SOUTH, RANGE 36 EAST OF THE BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE N1/16 CORNER ON THE WEST LINE OF SAID SECTION 35, MONUMENTED WITH A 5/8" REBAR WITH ALUMINUM CAP STAMPED PLS 843, AS SHOWN ON RECORD FOR FRED & STACEY BURMESTER, INSTRUMENT NO. 20503603; THENCE NORTH 89°45'54" EAST ALONG THE SOUTH LINE OF SAID NW $\frac{1}{4}$ NW $\frac{1}{4}$ A DISTANCE OF 368.80 FEET TO THE TRUE POINT OF BEGINNING, MONUMENTED WITH A 1/2" REBAR WITH PLASTIC CAP STAMPED PLS 843;

20812301

10-5

APN: R4265018700

Warranty Deed
- continued

File No.: 253988-P (ci)
Date: 05/29/2008

THENCE NORTH 00°05'28" EAST, LEAVING SAID SOUTH LINE, 656.95 FEET TO A 1/2" REBAR WITH PLASTIC CAP STAMPED PLS 843; THENCE NORTH 89°45'54" EAST 287.56 FEET TO A POINT IN THE APPARENT CENTERLINE OF JENKINS ROAD; THENCE SOUTH 25°34'42" EAST ALONG SAID CENTERLINE 54.36 FEET; THENCE CONTINUING ALONG SAID CENTERLINE, ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 400.00 FEET, THROUGH A CENTRAL ANGLE OF 22°38'58", FOR AN ARC LENGTH OF 158.12 FEET, HAVING A CHORD BEARING AND DISTANCE OF SOUTH 14°15'13" EAST 157.10 FEET; THENCE SOUTH 02°55'44" EAST, CONTINUING ALONG SAID CENTERLINE, 138.04 FEET; THENCE CONTINUING ALONG SAID CENTERLINE, ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 500.00 FEET, THROUGH A CENTRAL ANGLE OF 05°10'29", FOR AN ARC LENGTH OF 45.16 FEET, HAVING A CHORD BEARING AND DISTANCE OF SOUTH 05°30'59" EAST 45.14 FEET; THENCE SOUTH 08°06'13" EAST, CONTINUING ALONG SAID CENTERLINE, 236.61 FEET; THENCE CONTINUING ALONG SAID CENTERLINE, ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 500.00 FEET, THROUGH A CENTRAL ANGLE OF 04°23'52", FOR AN ARC LENGTH OF 38.38 FEET, HAVING A CHORD BEARING AND DISTANCE OF SOUTH 05°54'17" EAST 38.37 FEET, TO A POINT OF INTERSECTION WITH THE SOUTH LINE OF SAID NW¼NW¼; THENCE SOUTH 89°45'54" WEST, LEAVING SAID CENTERLINE, ALONG SAID SOUTH LINE, 399.45 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

A PARCEL OF LAND IN THE NW¼NW¼ OF SECTION 35, TOWNSHIP 10 SOUTH, RANGE 36 EAST OF THE BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE N1/16 CORNER ON THE WEST LINE OF SAID SECTION 35, MONUMENTED WITH A 5/8" REBAR WITH ALUMINUM CAP STAMPED PLS 843, AS SHOWN ON RECORD FOR FRED & STACEY BURMESTER, INSTRUMENT NO. 20503603; THENCE NORTH 89°45'54" EAST ALONG THE SOUTH LINE OF SAID NW¼NW¼ A DISTANCE OF 368.80 FEET TO THE TRUE POINT OF BEGINNING, MONUMENTED WITH A 1/2" REBAR WITH PLASTIC CAP STAMPED PLS 843;

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APN: R4265018700

Warranty Deed
- continued

File No.: 253988-P (ci)
Date: 05/29/2008

THENCE NORTH 00°05'28" EAST, LEAVING SAID SOUTH LINE, 656.95 FEET TO A 1/2" REBAR WITH PLASTIC CAP STAMPED PLS 843; THENCE NORTH 89°45'54" EAST 287.56 FEET TO A POINT IN THE APPARENT CENTERLINE OF JENKINS ROAD; THENCE SOUTH 25°34'42" EAST ALONG SAID CENTERLINE 54.36 FEET; THENCE CONTINUING ALONG SAID CENTERLINE, ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 400.00 FEET, THROUGH A CENTRAL ANGLE OF 22°38'58", FOR AN ARC LENGTH OF 158.12 FEET, HAVING A CHORD BEARING AND DISTANCE OF SOUTH 14°15'13" EAST 157.10 FEET; THENCE SOUTH 02°55'44" EAST, CONTINUING ALONG SAID CENTERLINE, 138.04 FEET; THENCE CONTINUING ALONG SAID CENTERLINE, ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 500.00 FEET, THROUGH A CENTRAL ANGLE OF 05°10'29", FOR AN ARC LENGTH OF 45.16 FEET, HAVING A CHORD BEARING AND DISTANCE OF SOUTH 05°30'59" EAST 45.14 FEET; THENCE SOUTH 08°06'13" EAST, CONTINUING ALONG SAID CENTERLINE, 236.61 FEET; THENCE CONTINUING ALONG SAID CENTERLINE, ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 500.00 FEET, THROUGH A CENTRAL ANGLE OF 04°23'52", FOR AN ARC LENGTH OF 38.38 FEET, HAVING A CHORD BEARING AND DISTANCE OF SOUTH 05°54'17" EAST 38.37 FEET, TO A POINT OF INTERSECTION WITH THE SOUTH LINE OF SAID NW¹/₄NW¹/₄; THENCE SOUTH 89°45'54" WEST, LEAVING SAID CENTERLINE, ALONG SAID SOUTH LINE, 399.45 FEET TO THE TRUE POINT OF BEGINNING.

RESERVING THEREFROM AN EASEMENT FOR JENKINS ROAD, DESCRIBED AS THE EASTERLY 25 FEET OF THE ABOVE DESCRIBED PARCEL.

TOGETHER WITH ALL WATER AND WATER RIGHTS APPURTENANT TO SAID LANDS, INCLUDING BUT NOT LIMITED TO THE FOLLOWING:

THOSE CERTAIN WATER RIGHTS DESCRIBED AND CONTAINED IN THE LICENSES NUMBERED 29-8039 AND 29-7271, ISSUED BY THE DEPARTMENT OF WATER RESOURCES OF THE STATE OF IDAHO.

APN: R4265018700