

Feb. 17, 2003

Dear Ms. Barg:

Enclosed you will find a check for the additional \$150.00, that your letter dated Jan 20, 2009 stated that I needed to send to you, in order to finish my request in change in Water Right ownership.

Also enclosed is a copy of the Reconveyance of Trust Deed that you said you would need from Zions Bank in order to finish the transfer.

If you need any other information, or if you have any questions, you can contact me at 208-766-3614, or my home address. I hope that this document will help.

Sincerely,

Dale H Wade

RECEIVED

FEB 19 2009

Department of Water Resources
Eastern Region

P.S.

I am not sure which of these reconveyances that you need so I am enclosing all of the ones I have.

3-1

20817290

OFFICIAL RECORD BK# 910
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF
FEE 90 DEPUTY *mlr*

WHEN RECORDED RETURN TO:
ZIONS FIRST NATIONAL BANK
2460 SOUTH 3270 WEST
WEST VALLEY CITY, UTAH 84119
ATTN: Johanna Berroa
Customer: Vaughan, Michael W.
Account : 9328378-9001

Zions Bank

20817290

2008 AUG -5 A 8:46

RELEASE OF MORTGAGE AND FIXTURE FILING

KNOW ALL MEN BY THESE PRESENTS:

That ZIONS FIRST NATIONAL BANK, a National Association, Salt Lake City, Utah, in consideration of the payment of the indebtedness thereby secured, does by these presents release, satisfy and discharge of record that certain mortgage and Fixture Filing executed in its favor on August 31, 2004, by MICHAEL VAUGHAN and SHELLEY VAUGHAN, HUSBAND AND WIFE Grantor(s) therein, and recorded September 30, 2004 AS INSTRUMENT #20421411, IN BANNOCK, STATE OF IDAHO.

See EXHIBIT "A"

Real Property tax identification number is: R4265024400, R4265024100, R4265018700, and R4265019300

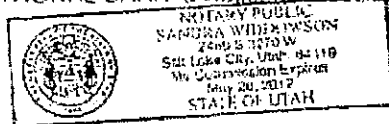
Dated this 3RD day of July 2008

ZIONS FIRST NATIONAL BANK

[Signature]
BY P. J. CHRISTENSEN, Vice President

STATE OF UTAH)
SS.
COUNTY OF Salt Lake)

On this 3rd day of July 2008 personally appeared before me P J CHRISTENSEN who being by me duly sworn, did say that she is the Vice President of ZIONS FIRST NATIONAL BANK, a National Association, Salt Lake City, Utah, and that said instrument was signed in behalf of said National Association by authority of a resolution of its Board of Directors; and said P J CHRISTENSEN acknowledged to me that the said ZIONS FIRST NATIONAL BANK is a National Association, Salt Lake City, Utah, executed the same.



Sandra Widdowson
Notary Public

My commission expires: 5/20/2012

Residing at: Salt Lake

RECEIVED
FEB 18 2009
Department of Water Resources
Eastern Region

EXHIBIT "A"

ATTACHED LEGAL DESCRIPTION

W $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 35; N $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 27; W $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 26; N $\frac{1}{4}$ 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 $\frac{1}{4}$ 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.

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 1,192.0 FEET, MORE OR LESS, TO

LEGAL DESCRIPTION

(Continued)

A POINT THAT IS APPROXIMATELY 35.0 FEET NORTH OF ENGINEER STATION 509+00, THENCE SOUTH 10.0 FEET TO THE POINT OF BEGINNING.

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

BEGINNING AT THE INTERSECTION OF THE SOUTH LINE OF SW $\frac{1}{4}$ NW $\frac{1}{4}$ SAID SECTION 35 WITH THE EAST LINE OF SW $\frac{1}{4}$ NW $\frac{1}{4}$ SAID SECTION 35; THENCE WEST ALONG SAID SOUTH LINE 60 FEET, MORE OR LESS, TO A POINT 35.0 FEET PERPENDICULARLY DISTANT FROM 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 EASTERLY PARALLEL TO SAID CENTERLINE 61 FEET, MORE OR LESS, TO A POINT ON THE EAST LINE SW $\frac{1}{4}$ NW $\frac{1}{4}$ SAID SECTION 35; THENCE SOUTH ALONG SAID EAST LINE 18 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, SAME BEING APPROXIMATELY 18 FEET PERPENDICULARLY DISTANT FROM ENGINEER'S STATION 495+06 OF SAID CENTERLINE.

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.

TOGETHER WITH ANY AND ALL WATER RIGHTS NOW OWNED OR HEREAFTER ACQUIRED WHICH ARE APPURTENANT THERETO

When recorded mail to:
First American Specialty Services
PO Box 339
Blackfoot, ID 83221

OFFICIAL RECORD BY: 909
BANNOCK COUNTY IDAHO

20815045

Mike Vaughan PO Box 160 Downey ID 83234

20815045

2008 JUL -8 A 8:10

DEED OF RECONVEYANCE

First American Title Company, Inc., Trustee in the Deed of Trust executed by Mike Vaughan, a married man, recorded February 15, 2008, as Instrument No. 20803282, Mortgage records of Bannock County, Idaho, pursuant to the written request of the Beneficiary, does hereby GRANT and RECONVEY unto the PARTIES ENTITLED THERETO, withour warranty, all the estate and interest derived to it by or through said Deed of Trust, in the lands therein described.

The corporate name subscribed hereto is pursuant to a resolution authorizing the execution of this reconveyance duly adopted by its Board of Directors.

DATED June 27, 2008

First American Title Company, Inc.

By: Amy Gough
Amy Gough, its Assistant Secretary

STATE OF IDAHO, County of Bingham ss:

On June 27, 2008, before me, a Notary Public in and for said State, personally appeared Amy Gough, known or identified to me to be the Assistant Secretary of the Corporation who executed the instrument on behalf of said Corporation, and acknowledged to me that said Corporation executed the same.



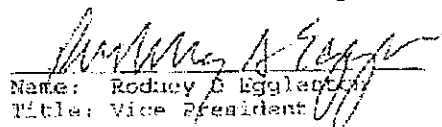
Pamela Winters
Notary Public
Residing at: Blackfoot ID
Commission Expires: 11/10/10

SATISFACTION OF REAL ESTATE MORTGAGE 20813994

Farm Bureau Finance Company (mortgagee) hereby certifies that the mortgage dated April 18, 2008, made and executed by Michael Vaughn and Shelly Vaughn, husband and wife (mortgagor), in favor of Farm Bureau Finance Company, and recorded on April 21, 2008 as Instrument No. 20808695, in the records of Bannock County, State of Idaho together with the debt thereby secured, is fully paid, satisfied, and discharged.

Dated June 3, 2008

Farm Bureau Finance Company by:


Name: Rodney D. Eggleston
Title: Vice President

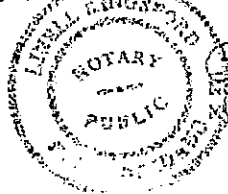
State of Idaho

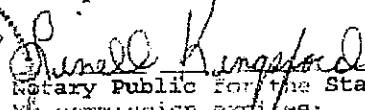
ss

County of Bannock

On this 3rd day of June, 2008, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Rodney D Eggleston known to me to be the Vice President of Farm Bureau Finance Company, and the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal this 3rd day and year last above written.




Notary Public for the State of Idaho
commission expires: 6-30-2012

OFFICIAL RECORD BK# 9108
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF
FEE \$ 2 DEPUTY SP

Farm Bureau
20813994

2008 JUN 24 A 8:21

2-1

20901769

OFFICIAL RECORD BK# 915
BANNOCK COUNTY IDAHORECORDED AT REQUEST OF
FEE 6 DEPUTY msw

F A S S

20901769

2009 JAN 27 A 8:55

RECONVEYANCE OF TRUST DEED

(to be used concerning trust deeds as defined in Section 45-1502, Idaho Code)

First American Title Company, Inc, a title insurer/title agent, authorized to act in the State of Idaho does hereby, pursuant to Chapter 27, Title 41, Idaho Code, reconvey, without warranty, to the person or persons legally entitled thereto, the following trust property covered by a Trust Deed naming Mike Vaughan, a married man, as his sole and separate property, as Trustor/Grantor, and Zions First National Bank, N.A., as Beneficiary, which was recorded on April 23, 2007, as Instrument No. 20709368 re-recorded February 11, 2008 as Instrument No. 20802831, records of Bannock County, Idaho.

The following described property located in Bannock County, Idaho

SEE ATTACHED

The undersigned title insurer/title agent hereby certifies as follows:

1. The undersigned title insurer/title agent has fully paid or received satisfactory evidence of the payment in full of the obligation secured by said Trust Deed.
2. Not less than thirty (30) days following the payment in full of said Trust Deed, the undersigned mailed by certified mail, return receipt requested, to the record Beneficiary or a servicer for the record Beneficiary under said Trust Deed at its record address a notice as required in Section 45-1203(1) Idaho Code.
3. In excess of sixty (60) days elapsed after the mailing of said Notice and no objection to said reconveyance has been received by the undersigned.

DATED November 6, 2008

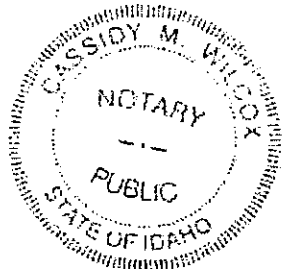
First American Title Company Inc

By: Amy Gough

Amy Gough, Assistant Secretary

STATE OF IDAHO, County of Bingham ss:

On, November 6, 2008, before me, a Notary Public in and for said State, personally appeared Amy Gough, known or identified to me to be the Assistant Secretary of the Corporation who executed this instrument on behalf of said Corporation, and acknowledged to me that said Corporation executed the same.

Cassidy M. Wilcox
Notary Public State of Idaho

Residing at Blackfoot, Idaho

Commission Expires: 11/6/2013

2-2

20901769

Date

File No.:

EXHIBIT 'A'

LEGAL DESCRIPTION:

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;

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 NW $\frac{1}{4}$ NW $\frac{1}{4}$; 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 25.00 FEET OF THE ABOVE DESCRIBED PARCEL.