

11/99

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\$25 filing fee
Receipt # ED33762
Date 2-12-08

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, Robert R. Simmons, hereby assign to ERIE and Stephanie Ellis
of, 9 North Briney Creek Salmon ID 208 890-6469
(Full Address) (Phone)

All my right, title, and interest in and to Permit No. 75-07606 to
appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to for
Permit No. _____ to appropriate the public waters of the State of Idaho.
(Describe portion of the application for permit assigned, listing the number of acres in each 40 acre
subdivision, point of diversion location, and amount of the water in cubic feet per second.)

RECEIVED
FEB 11 2008

Department of Water Resources
Eastern Region

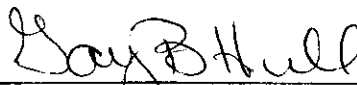
Made this 14th day of Jan, 20 08.



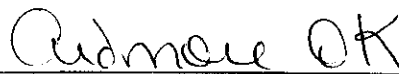
Permit Holder(s)

OKla
State of ~~Idaho~~)
County of Carter)ss

On this 14th day of Jan, 20 08, personally appeared before me the signer(s) of the above
instrument, who duly acknowledged to me that he (she) (they) executed the same.



Notary Public residing at



SEAL

My commission expires: 7-18-08
Comm # 11773

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 75-07606

Proposed Priority: July 23, 1993

Maximum Diversion Rate:

0.06 CFS

This is to certify, that **ROBERT R SIMMONS**
CAROLE B SIMMONS
PO BOX 151
SALMON ID 83467-0151
has applied for a permit to appropriate water from:
tributary of **SINKS**
DUMMY CREEK

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
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IRRIGATION

04/15 to 10/15

0.06 CFS

$1 \text{ CF/sec} = 448.83 \text{ gal/min}$
 $448.83 \times .06 = 26.93 \text{ gpm}$

LOCATION OF POINT(S) OF DIVERSION:

SWNE, Sec. 14, Township 19N, Range 21E
LEMHI County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

2.0

19N 21E 14 Lot 5(NWSE) 2.0

Total number of acres irrigated: 2.0

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1996.
2. Subject to all prior water rights.
3. Use of water under this right may be affected by an agreement between the protestant and the right holder.
4. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
5. The issuance of this right in no way grants any right-of-way or easement across the land of another.
6. Place of use is located within the east 1/2 of Lot 2, and in Lot 3, Briney Creek Acres Subdivision.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

15th day of May, 1995.

[Signature]
for
R. Keith Higginson, Director

JOHN S. MCKINNEY
Attorney at Law
1015 Main Street
Salmon, Idaho 83467
Telephone: 756-4287

LEMHI COUNTY DISTRICT COURT
FILED

A.M. / O.T.D P.M.

MAR 12 1996

ALBERTA WIEDERICK, CLERK
By *[Signature]* DEPUTY
Copies mailed

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

ROBERT RAY SIMMONS,	)	
	)	
Plaintiff,	)	CASE NO. CV-95-199
-vs-	)	
	)	
CAROLE BERNARD SIMMONS,	)	DECREE OF DIVORCE
	)	
Defendant.	)	

This cause came on for hearing on 12 March, 1996, before the Court, without a jury, at Salmon, Idaho, the Honorable Fred Snook, presiding. Plaintiff appeared in person and by his attorney of record, John S. McKinney, esquire, at which time Plaintiff's testimony was preserved. Defendant did not appear in person or by counsel. Defendant executed an Acknowledgement of Summons and Waiver.

WHEREFORE, based thereon, in the Affidavit and Order for Default filed herein, the defendant's default is hereupon entered. The Court finds that Irreconcilable Differences do exist between the parties and there are substantial reasons for not continuing the marriage. The Court finds:

DIVORCE DECREE
3-96/1485

STATE OF IDAHO
COUNTY OF LEMHI
I, TERRI J. MORTON, CLERK OF THE DISTRICT COURT
OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR THE COUNTY OF LEMHI DO HEREBY
CERTIFY THAT THE PROCEEDING IS A TRUE AND CORRECT
COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.
IN WITNESS WHEREOF I HAVE HERE UNTO SET MY HAND
AND AFFIXED MY OFFICIAL SEAL THIS 23rd DAY
OF January YEAR 2000
TERRI J. MORTON, CLERK
BY *[Signature]* DEPUTY

Page 1.

I

The Plaintiff has been a resident of the County of Lemhi, State of Idaho, for more than six (6) full weeks prior to the filing of the Complaint in this action.

II

That the Plaintiff and Defendant were married in Houston, Texas, on or about June 26, 1993, and ever since have been and now are husband and wife. The parties have maintained a marital domicile in the State of Idaho.

III

That no children were born as issue of this marriage, nor are any children are expected.

IV

That during the marriage the parties have acquired no real property.

V

That the parties have acquired an interest in their own personal belongings and that each party has his or her own personal belongings in their possession.

VI

The parties have acquired no community debts during their marriage.

VII

That during the marriage of the parties certain irreconcilable differences have arisen making it impossible for their marriage to continue.

VIII

That the Plaintiff has retained John S. McKinney, attorney at law to prosecute this action and has agreed to pay him reasonable attorney fees, plus costs therefore. Defendant should be responsible her attorney's fees and costs herein.

WHEREFORE, IT IS ORDERED, Adjudged and decreed as follows:

1. That Plaintiff should be and is granted a full and absolute decree of divorce from the Defendant upon the grounds of irreconcilable differences and the bonds of matrimony heretofore existing between the parties are forever dissolved, and the parties are restored to their status of single persons.

2. That the Plaintiff and Defendant be each awarded his or her own Personal Property in their possession.

3. That any titled property be reconfirmed in the person whose name is on the title.

4. That Plaintiff and Defendant each be responsible for any debts incurred by him or her, and hold the other harmless thereon.

5. That the Plaintiff and Defendant be each responsible for paying his or her own attorney fees and costs.

6. For such other and further relief as the Court deem just and equitable in the premises.

7. That a copy of the final Decree be mailed to the Defendant.

The Clerk is ordered to enter this Decree. A copy of the Decree shall be mailed to Carole Bernard Simmons, 718 Trademark Pl, Houston, Texas 77079.

DATED this 12th day of March, 1996.



Fred Snook, Magistrate

Warranty Deed

For Value Received

STANLEY M FAZAKERLEY and MARY ANN FAZAKERLEY, husband and wife
the grantors, do hereby grant, bargain, sell and convey unto

ERIC R ELLIS and STEPHANIE A ELLIS, husband and wife

Whose current address is:

PO Box 156
Salmon, ID 83467

the grantee, the following described premises, to-wit:

LOT 3 OF BRINEY CREEK ACRES, ACCORDING TO THE OFFICIAL PLAT THEREOF, FILED FOR
RECORD IN BOOK 5 OF PLATS, AT PAGE(S) 3, OFFICIAL RECORDS OF LEMHI COUNTY, IDAHO.

TOGETHER WITH:

LOT "2-B" ACCORDING TO THE AMENDED SUBDIVISION PLAT, CONSISTING OF A PARCEL OF
LAND LOCATED IN BRINEY CREEK ACRES IN THE SE1/4, SECTION 14, T. 19N., R. 21 E.,
RECORDED JUNE 15, 2000 IN BOOK 7 OF PLATS AT PAGE NO. 19, AS INSTRUMENT NO. 244538,
BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

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

Dated: February 4, 2008

Stanley M Fazakerley
STANLEY M FAZAKERLEY

Mary Ann Fazakerley
MARY ANN FAZAKERLEY

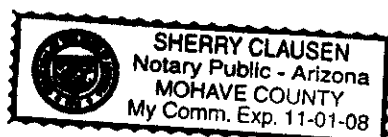
STATE OF ARIZONA, COUNTY OF MoHAVE

On this 5 Day of February, 2008, before me, a
notary public in and for said State, personally
appeared

STANLEY M FAZAKERLEY and
MARY ANN FAZAKERLEY

Known to me or proved to me to be the persons
whose names are subscribed to the within instrument,
and acknowledged to me that they executed the
same.

Sherry Clausen
Notary Public
Residing at: SALMON, ID
Comm. Expires: 11-1-08



INSTRUMENT NO: 275130

STATE OF IDAHO, COUNTY OF LEMHI

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

at 3 minutes past 4 o'clock
m.,
this 6th day of February 2008,
in my office, and duly recorded in Book
of Deeds in Lemhi County.

Jerri J Morton
Ex-Officio Recorder

By Cynthia Cardin
Deputy

Fees \$ 300
Mail to: LT