

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. **The filing of this claim does not confirm the water right claimed.** Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that R3C, LLC
(Name of Claimant)
1184 Canyon Creek Dr, Beautiful, UT 84010 Telephone No: 801 292-9156
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of surface or ground water. The extent and nature of said claim is as follows:

1. Date of Priority: (When the water was first applied to beneficial use) 1952
A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, Idaho Code.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Springs tributary to n/a

3. Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs or af)	(Irrigation, Domestic, Stock, Etc.)	(Both dates inclusive)	
			(MM/DD)	(MM/DD)
Quantity	<u>1.01 cfs</u>	Use <u>stock</u>	Period of Use From <u>1/1</u>	to <u>12/31</u>
Quantity	<u>1.02 cfs</u>	Use <u>stock</u>	Period of Use From <u>1/1</u>	to <u>12/31</u>
Quantity		Use	Period of Use From	to
Quantity		Use	Period of Use From	to

4. 1.03 cfs TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 33 Township 14S Range 38E B.M., Franklin County; additional points
of diversion, if any: 2 Springs in same 10 acres

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.

2 1,000 gallon metal tanks For watering cows

RECEIVED

NOV 06 2006

6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.
D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

Twp	Rge	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
145	38E	33																S	
145	38E	33																S	

TOTAL ACRES nila

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific.

Used for watering cows on R3C Ranch

NOTE: Include here the type and number of stock watered: 200 cows (rotated on + off)

7. Remarks: _____

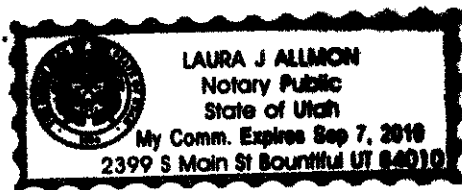
8. **Map** -- Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an **aerial photograph** of the place of use if available.

State of Utah)
County of Davis) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the forgoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Charlynn Clark member
Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 20 day of October, 2006.



Laura J Allmon
Notary Public

Residing at: 2399 S. Main St. Bountiful, UT 84010

My commission expires: Sept 7, 2010

FOR DEPARTMENT USE ONLY

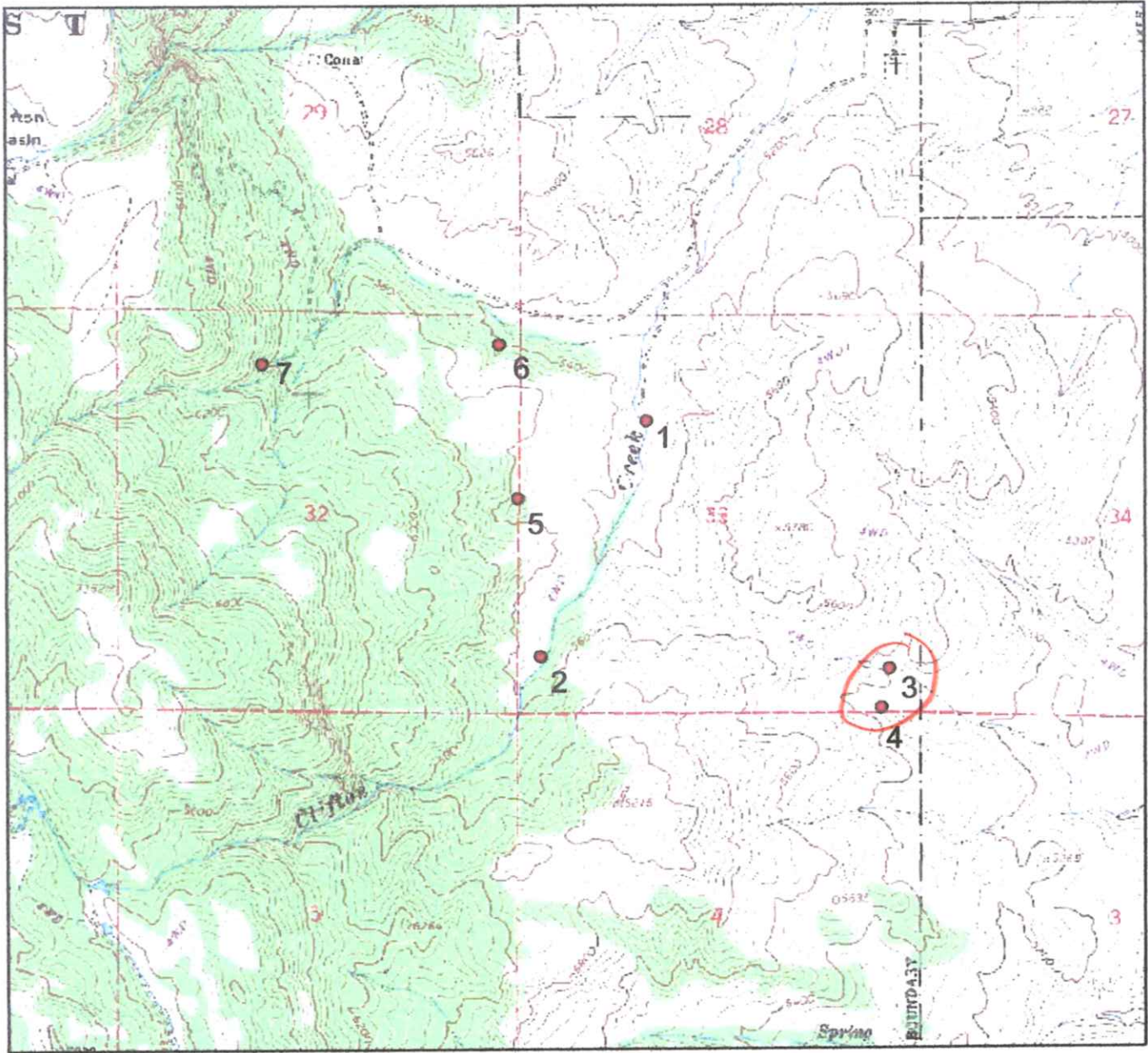
Received by SC Date 10/23/09
Prelim. check by _____ Date _____
Fee 100 Receipt # E032377
Receipt prepared by SC Date 10/28/09

Published in News Examiner
Publication dates 10/26 & 10/27/09
Publication checked by _____ Date _____
Exceptions filed by _____

Location Map R3C Ranch

District: FRANKLIN SOIL & WATER CONSERVATION DISTRICT

Field Office: PRESTON SERVICE CENTER
Agency: Natural Resources Conservation Service



2,000 0 2,000 4,000 6,000 8,000 Feet



Legend

● Spring Location

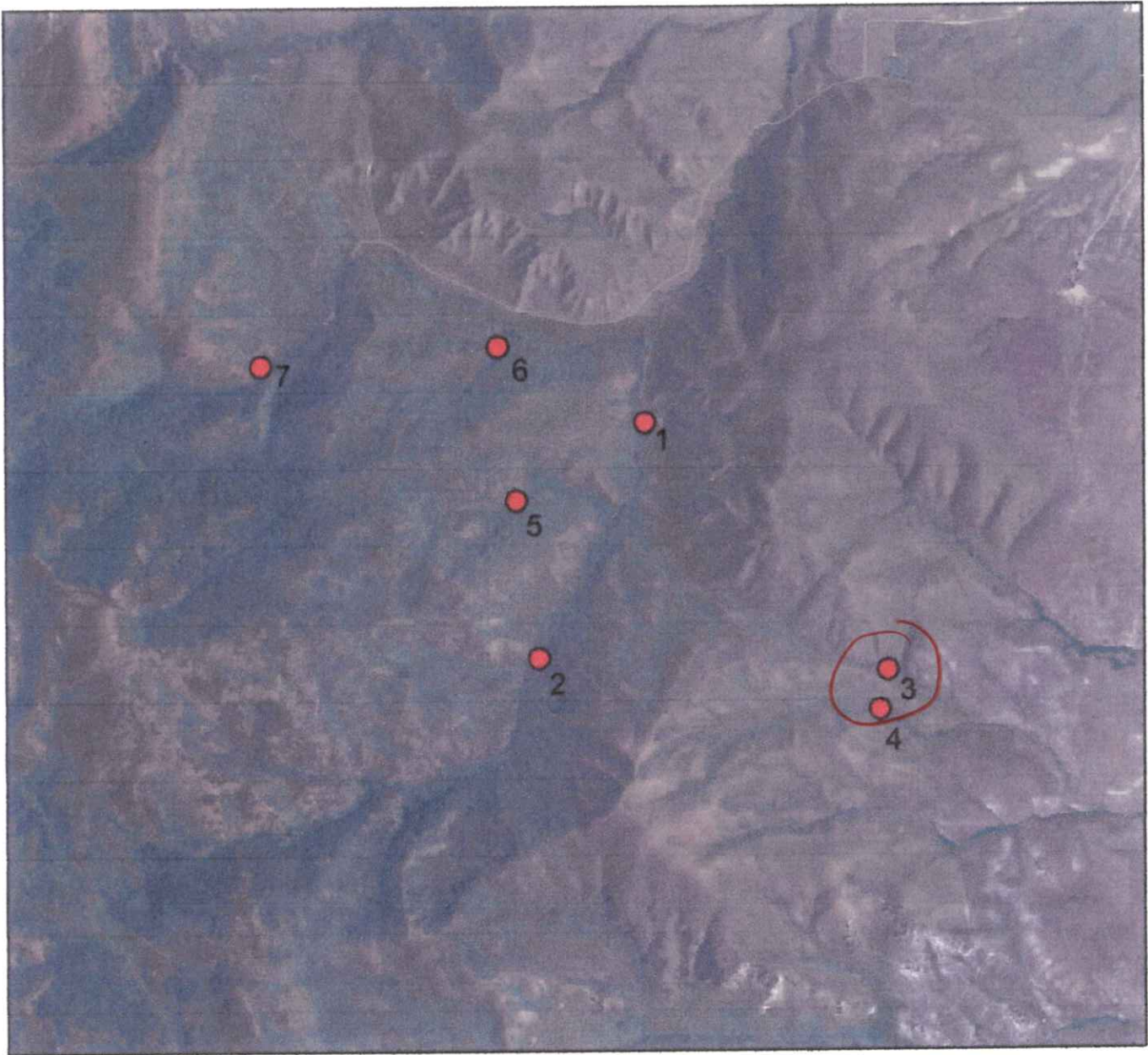


Image: drg_id041.sid

Location Map R3C Ranch

District: FRANKLIN SOIL & WATER CONSERVATION DISTRICT

Field Office: PRESTON SERVICE CENTER
Agency: Natural Resources Conservation Service



Legend

● Spring Location



Image: drg_id041.sid

213711

Recorded at the request of
Irene Warr

When Recorded Return to:
R3C, L. L. C.
1184 East Canyon Creek Drive
Bountiful, Utah 84010

4:15
a.m. JUN 25 2001 p.m.

V. ELLIOTT LARSEN, RECORDER
By Shanna Geddes Deputy
FRANKLIN COUNTY, IDAHO

Parcel Nos. 896.01
896.00
897.01
910.00
897.00
898.00

WARRANTY DEED

For Value Received, RICHARD L. CLARK AND CHARLYNN M. CLARK, husband and wife, as Grantors, do hereby grant, bargain, sell and convey unto R3C, L. L. C., an Idaho limited liability company, as Grantee, whose current mailing address is 1184 East Canyon Creek Drive, Bountiful, Utah 84010, the following described premises, to-wit:

Township 14 South, Range 38 East of the Boise Meridian, Franklin County, Idaho;

Section 32: NE1/4NE1/4, S1/2NE1/4, SE1/4NW1/4, SE1/4

Section 33: All of Section 33 EXCEPT W1/2NW1/4NW1/4

Section 34: W1/2NW1/4, NW1/4SW1/4

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee, its successors and assigns forever. And said Grantors do hereby covenant to and with said Grantee that they are the owners in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth; and that they will warrant and defend the same from all lawful claims whatsoever.

Dated June 20, 2001.

Richard L. Clark
Richard L. Clark

Charlynn M. Clark
Charlynn M. Clark

STATE OF UTAH)

COUNTY OF DAVIS)

: SS

On this 20th day of June, 2001, before me, a Notary Public in and for said State, personally appeared Richard L. Clark and Charlynn M. Clark, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Keith Van Meeteren
Notary Public



Notary Public
KEITH VAN MEETEREN
200 South 200 West
Bountiful, Utah 84010

SCHEDULE A

1. Effective Date: April 15, 1987, at 9:00 A.M Commitment No: FA 386

TO: Jay McKenzie, Attorney at Law
Preston, Idaho 83263

Your No. 4-4090B-D

Proposed Insured:

RICHARD L. CLARK and CHARLYNN CLARK,
husband and wife.

2.	Policy or Policies to be issued:	Amount	Premium	Tax
(XX)	Owner's standard coverage	\$10,000.00	\$87.00	
()	Purchaser's standard coverage			
()	Mortgagee's standard coverage			
()	Mortgagee's ALTA coverage			
()	Easement coverage			

3. The estate or interest in the land described or referred to in this commitment and covered herein is fee simple and title thereto is at the effective date hereof vested in:

DENNIS C. RALPHS and RUBY S. RALPHS, husband and wife.

4. The land referred to in this commitment is described as follows:

Township 14 South, Range 38 East of the Boise Meridian, Franklin County, Idaho

Section 33: SE $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPTING THEREFROM: Commencing at the Southeast corner of the SE $\frac{1}{4}$ of Section 33, and running thence West 45 rods, thence North 14 rods, thence Southeasterly approximately 47 rods to the point of beginning.

NOTE: Investigation should be made to determine if there are any service, installation, maintenance or construction charges for sewer, water, telephone, gas, electricity or garbage and refuse collection, or any covenants, conditions and restrictions under which an estate, lien or interest in property has been, or may be, cut off, subordinated or otherwise impaired.

185958 1-2

Recorded at the request of

Jay R. McKenzie

— a.m. JUN 11 1992 12:10 p.m.

LaRAE E. JOHNSON, RECORDER

By Ruth K. Rawlins Deputy
FRANKLIN COUNTY, IDAHO

QUITCLAIM DEED

FOR VALUE RECEIVED, WE, LEWISTON STATE BANK, DENNIS C. RALPHS AND HELEN RALPHS do hereby convey, release, remise and forever quit claim unto CHARLYNN M. CLARK AND RICHARD L. CLARK whose current address is 1184 East Canyon Creek Road, Bountiful Utah 84010, the following described premises, located in Franklin County, Idaho, to-wit:

In the SE1/4 of Section 33, Township 14 South, Range 38 East of the Boise Meridian, beginning at the SE corner of said SE 1/4 and running thence West 45 Rods, thence North 14 rods, thence Southeast approximately 47 rods to the point of beginning. Together with any appurtenances and water rights appurtenant thereto.

DATED this 10th day of June, 1992.

Dennis C. Ralphs
DENNIS C. RALPHS

Helen Ralphs
Helen Ralphs

LEWISTON STATE BANK

By Rex G. Plowman
REX G. PLOWMAN, PRESIDENT

ATTEST: Larry McKnight
LARRY MCKNIGHT
Secretary

STATE OF IDAHO)
) ss.
 COUNTY OF FRANKLIN)

On this 10th day of June, 1992, before me, a Notary Public in and for said State, personally appeared DENNIS C. RALPHS and Helen Ralphs known or identified to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

[Signature]
 NOTARY PUBLIC

Residing at: Clifton Id

My Commission Expires: 3-29-93

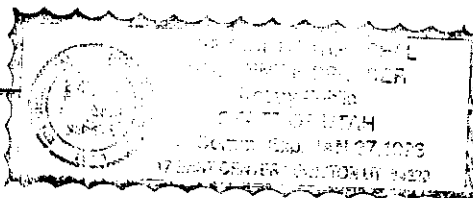
STATE OF UTAH)
) ss.
 COUNTY OF CACHE)

On this 4th day of June, 1992, before me, a Notary Public in and for said State, personally appeared REX G. PLOWMAN and LARRY MCKNIGHT, known or identified to me to be the President and Secretary respectively, of LEWISTON STATE BANK that executed the within instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

[Signature]
 NOTARY PUBLIC

Residing at LEWISTON, UTAH

My Commission Expires 1-27-96



Richard L. Clark

175225

3.3

175225

Richard L. Clark
175225

32 33

5 4

Lot 1
41.9A

Lot 4
41.9A

Lot 3
41.83

Lot 2
41.77

Lot 1
41.7A

D. Jensen
195302 T-1

33 34
4 3

Leavistaw State
185358

327.13

Leavistaw State
185358

4

Verda R. Jensen Trust

147356 54 25

17965

T-1

Verda R. Jensen
Jensen

147356

Verda R. Jensen Trust

53-270 147356

Jay K. McKenzie
 a.m. JUN 11 1992 12:05 p.m.

AFFIDAVIT

LaRAE E. JOHNSON, RECORDER
 By Ruth K. Rawlings Deputy
 FRANKLIN COUNTY, IDAHO

STATE OF IDAHO)
) ss.
 COUNTY OF FRANKLIN)

DENNIS C. RALPHS, being first duly sworn on his oath, deposes and says:

That he is a resident of City of Clifton, County of Franklin, State of Idaho, and is competent to make this affidavit:

That he is the surviving spouse of RUBY S. RALPHS, deceased, that affiant is named as grantee in certain deed recorded as Instrument No. 148472, records of Franklin County, Idaho.

That affiant was married to RUBY S. RALPHS during the period of ownership of the following described property, but that SHE died on January 23, 1989, possessed with a community property interest in the real property, to-wit: Located in Franklin County, Idaho

In the SE1/4 of Section 33, Township 14 South, Range 38 East of the Boise Meridian, beginning at the SE corner of said SE 1/4 and running thence West 45 Rods, thence North 14 rods, thence Southeast approximately 47 rods to the point of beginning. Together with any appurtenances and water rights appurtenant thereto.

That DENNIS C. RALPHS knows of his own knowledge that RUBY S. RALPHS died on the date shown above, and is named as a deceased person in a death certificate issued by the State of Idaho.

That under provisions of the Idaho Uniform Probate Codes Section 15-3-102 and 15-3-101, that said real property described herein has not been possessed or claimed by anyone except: NONE, and by virtue of the death of the decedent being more than three years, that the title records of Franklin County, Idaho, continue to be shown in the present vestee of Dennis C. Ralphs, 55 North Main Highway, Clifton ID 83228.

Dennis C. Ralphs
 DENNIS C. RALPHS

SUBSCRIBED AND SWORN to before me this 17th day of June, 1992.

[Signature]
 NOTARY PUBLIC
 Residing at: Idaho
 My Commission Expires: 3-29-93

SCHEDULE A

1. Effective Date: April 15, 1987, at 9:00 A.M Commitment No: FA 386

TO: Jay McKenzie, Attorney at Law
Preston, Idaho 83263

Proposed Insured: RICHARD L. CLARK and CHARLYNN CLARK,
 husband and wife.

2.	Policy or Policies to be issued:	Amount	Premium	Tax
(XX)	Owner's standard coverage	\$110,000.00	\$489.50	
()	Purchaser's standard coverage			
()	Mortgagee's standard coverage			
()	Mortgagee's ALTA coverage			
()	Easement coverage			

3. The estate or interest in the land described or referred to in this commitment and covered herein is fee simple and title thereto is at the effective date hereof vested in:

DENNIS C. RALPHS and RUBY S. RALPHS, husband and wife.

4. The land referred to in this commitment is described as follows:

Township 14 South, Range 38 East of the Boise Meridian, Franklin
County, Idaho

Section 32: $NE\frac{1}{4}NE\frac{1}{4}$, $S\frac{1}{2}NE\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, $SE\frac{1}{4}$.

Section 33: $N\frac{1}{2}$, $SW\frac{1}{4}$, $N\frac{1}{2}SE\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}$.

Section 34: $W\frac{1}{2}NW\frac{1}{4}$, $NW\frac{1}{4}SW\frac{1}{4}$.

NOTE: Investigation should be made to determine if there are any service, installation, maintenance or construction charges for sewer, water, telephone, gas, electricity or garbage and refuse collection, or any covenants, conditions and restrictions under which an estate, lien or interest in property has been, or may be, cut off, subordinated or otherwise impaired.