

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

Please print or type. Attach pages you could benefit from in the future. Attach a check and stub at the end of the form.  
 (No separate fee is required for this service.)

**RECEIVED****MAY 19 2005****DEPARTMENT OF  
WATER RESOURCES**

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 the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which the 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 |
|-----------------------|-----------------------------|-------|-----------------------|------------------------------|-------|
| 11-00110 A            | 11-7540<br>11-7541          | X     |                       |                              |       |
| 11-00110 B            | 11-7542<br>11-7543          | X     |                       |                              |       |
|                       |                             |       |                       |                              |       |
|                       |                             |       |                       |                              |       |
|                       |                             |       |                       |                              |       |

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) Paul J. Etcheverry  
295 South 5th Street, Montpelier, Idaho 83254
4. New Owner/Claimant(s) Bar M Land and Livestock of Idaho, LLC  
 Name Connector (Check one): ☐ and ☐ or ☐ and/or
- New Mailing Address 910 West 21st Street  
 City, State and ZIP Code Ogden, Utah 84401
- New Telephone Number 801-725-2722
5. Date you acquired the property April 22, 2002

**RECEIVED**  
**MAY 16 2005**  
 Department of Water Resources  
 Eastern Region

**SUPPORT DATA**IN FILE # 11-110

- 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                                                                             | 11-00110 A                                                                 |                                                               |
| 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                                                                                                               | 0.01749 cfs                                                                | 2.71 acres                                                    |
| Stock                                                                                                                    |                                                                            |                                                               |
| Domestic                                                                                                                 |                                                                            |                                                               |
| Other                                                                                                                    |                                                                            |                                                               |
| <b>Total</b>                                                                                                             | <b>0.01749 cfs</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                                                                             | 11-00110 B                                                                 |                                                               |
| 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                                                                                                               | 2.439 cfs                                                                  | 377.54 acres                                                  |
| Stock                                                                                                                    |                                                                            |                                                               |
| Domestic                                                                                                                 |                                                                            |                                                               |
| Other                                                                                                                    |                                                                            |                                                               |
| <b>Total</b>                                                                                                             | <b>2.439 cfs</b>                                                           |                                                               |

- 7 Signature of New Owner(s) or Claimant(s)  
(include title if applicable)

*R. M. Mullin*  
President

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         | <i>M</i> | Date        | 5/19/05 |
| Receipted by        | <i>M</i> | Date        | 5/17/05 |
| Processed by        | AJ       | Date        |         |
| Fee                 | \$200.00 | Receipt No. | 6077987 |
| WR                  |          | Date        |         |

Attachment

**NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

Water Right No(s): 11-00110A and 11-00110B

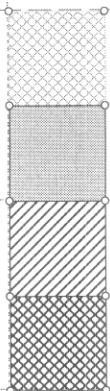
The above water rights were split (see Transfer No. 2428) from Water Right No. 11-00110 which was decreed to Mumford Brothers on February 20, 1902 by Judge Joseph C. Rich in *Fawcett Bros. v. Thomas Fork Irrigation Company* the ("Decree"). The place of use for Water Right No. 11-00110A is 440 acres located in Sections 10, 15, 21 and 22 of Township 13 South, Range 46 East, Boise Meridian. The place of use of Water Right No. 11-00110B is 520 acres located in Sections 21 and 28 of Township 13 South, Range 46 East, Boise Meridian. The decreed point of diversion was the Two Story Dam.

Bar M Land & Livestock of Idaho LLC (new owner) purchased the west portion of the Thomas Fork Ranch (the "Ranch") in 2002. The water diverted under the above water rights for use by the Ranch has been historically diverted at the WOD Ditch diversion. The Ranch includes 380.25 acres of the decreed place of use of the above identified water rights (2.71 acres of the place of use of Water Right No. 11-00110A and 377.54 acres of the place of use of Water Right No. 11-00110B). The maps included with this NOTICE OF CHANGE show the place of use for each of the above water rights and show the portion of the place of use for each water right that is located within the boundaries of the Ranch.

Since 2.71 irrigated acres identified as the place of use of Water Right No. 11-00110A passed as appurtenant with the purchase of the Ranch, being .6159% of the 440 irrigated acres identified in the Decree, this water right was split using .6159% (.006159% of 2.84 cfs = .01749cfs). Since 377.54 irrigated acres identified as the place of use of Water Right No. 11-00110B passed as appurtenant with the purchase of the Ranch, being 72.6% of the 520 irrigated acres identified in the Decree, this water right was split using 72.6% (.726 of 3.36 cfs = 2.439 cfs). Water Right Nos. 11-00110A and 11-00110B are used with Water Right Nos. 11-00107, 11-00111 and 11-00112 to irrigate 380.25 acres within the boundaries of the Ranch.

Water Right No. 11-00110A is presently in the name of Mumford Brothers, the original decreed owner. Water Right No. 11-00110B is presently in the name of Henry W. Rigby. One chain of title is included with this NOTICE OF CHANGE for both water rights. The included chain of title dates back to 1915 and the original decreed owner, the Mumford Brothers, which was a partnership between T. M. or Thomas M. Mumford and J. W. or John W. Mumford. Conveyances to and from Henry W. Rigby are included in the provided chain of title.

An aerial photograph with the boundaries of the Ranch outlined is included with this NOTICE OF CHANGE. Although there are some discrepancies within Section 28 between the actual place of use of the water as shown in the aerial photograph and the decreed location of use as set forth in the Decree, these discrepancies do not involve land located outside the boundaries of the Ranch.



Place of Use for Water Right 11-00110A in Section 21

Place of Use for Water Right 11-00110A Conveyed to  
Bar M Land and Livestock of Idaho, LLC (2.71 acres)

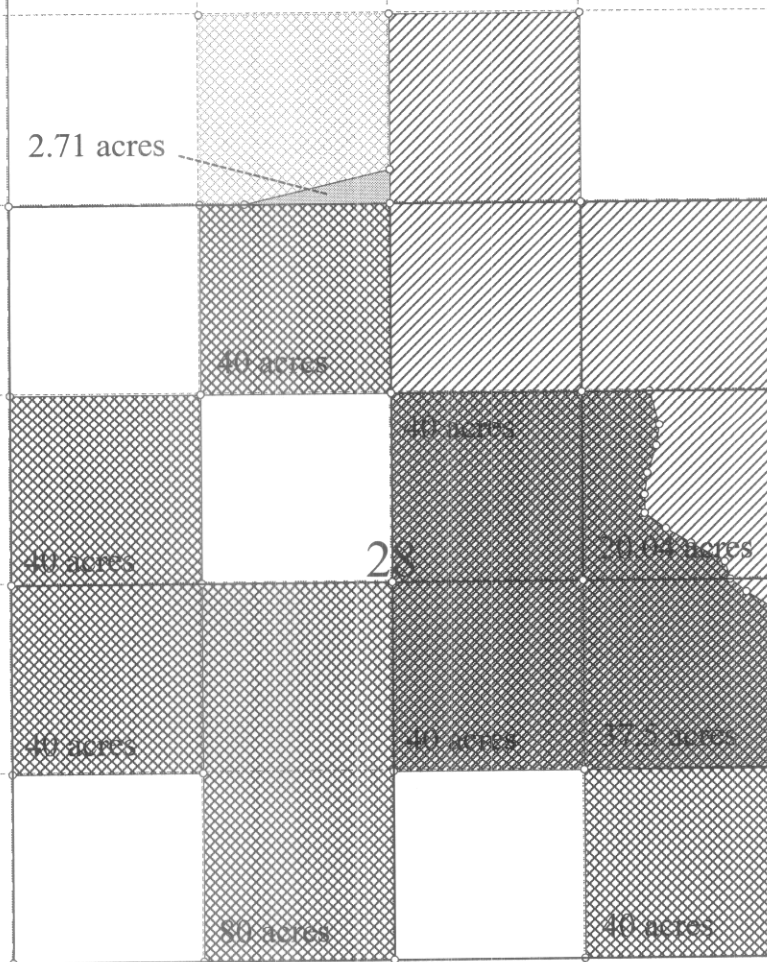
Place of Use for Water Right 11-00110B  
Outside of Bar M Ranch Boundaries

Place of Use for Water Right 11-00110B Conveyed to  
Bar M Land and Livestock of Idaho, LLC (377.54 acres)

21

Township 13S Range 46E  
Boise Meridian

2.71 acres



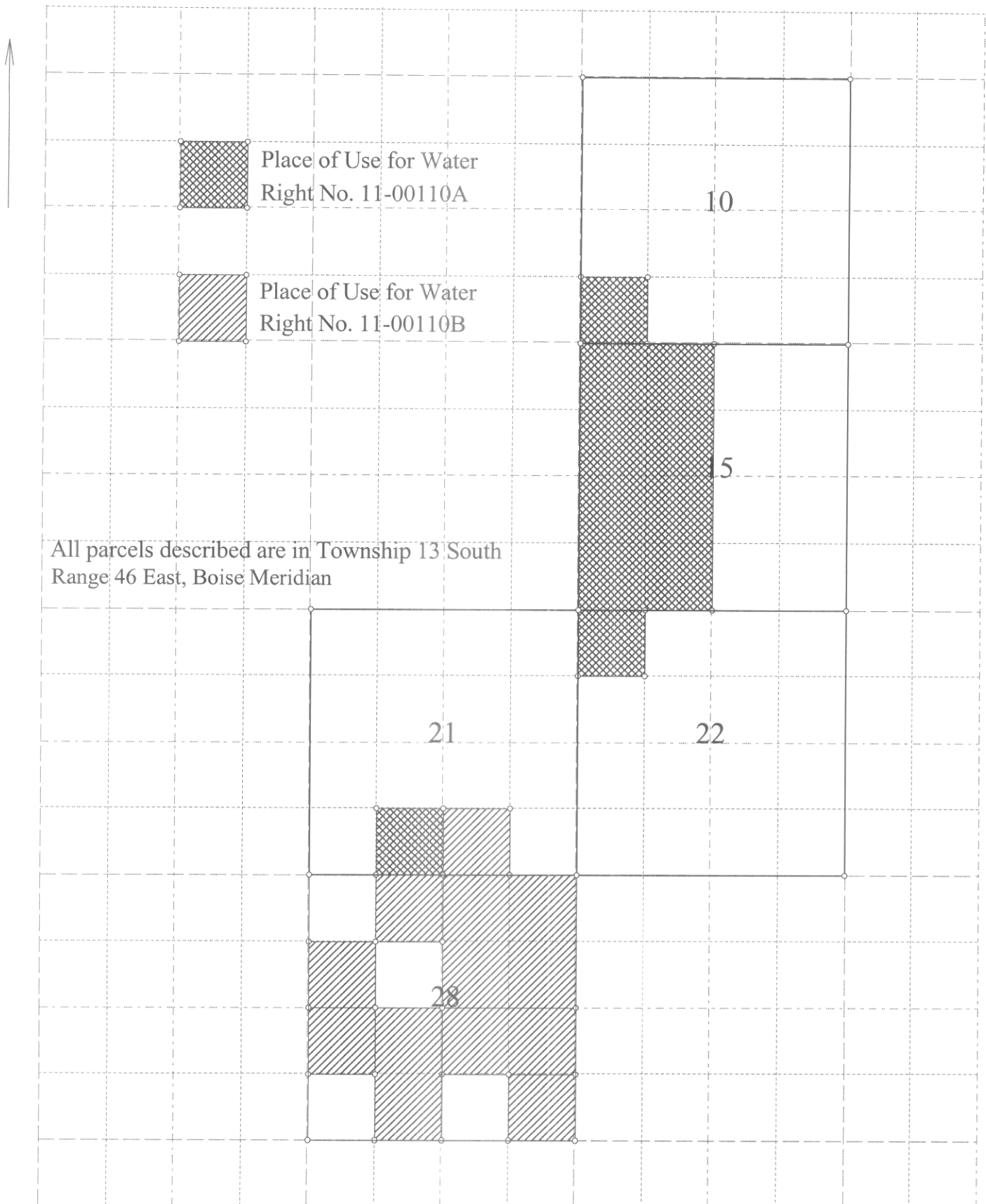
28

Title:

Date: 03-21-2005

Scale: 1 inch = 1333 feet

File: 11-00110A & B water right place of use and Bar M property.des



|                           |                                                   |                  |
|---------------------------|---------------------------------------------------|------------------|
| Title:                    |                                                   | Date: 03-21-2005 |
| Scale: 1 inch = 2666 feet | File: 11-00110A & B water rights place of use.des |                  |

# WARRANTY DEED

For Value Received,

**PAUL J. ETCHEVERRY and LYNNE S. ETCHEVERRY, husband and wife,**  
of 295 SOUTH 5TH STREET, MONTPELIER, County of Bear Lake, State of ID. 83254,

do(es) hereby, grant, bargain, sell, and convey unto

THE GRANTOR(S),

**BAR-M LAND & LIVESTOCK OF IDAHO, L.L.C.,**  
of 910 WEST 21ST STREET, OGDEN, County of WEBER, State of UT. 84401,

THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in the County of Bear Lake, State of Idaho:

See Attached Exhibit "A"

To have and to hold the said premises, with their appurtenances unto the said Grantee(s), its heirs and assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that they are the owner(s) 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 THIS April 22, 2002.

\_\_\_\_\_

*Paul J. Etcheverry*  
PAUL J. ETCHEVERRY

\_\_\_\_\_

*Lynne S. Etcheverry*  
LYNNE S. ETCHEVERRY

STATE OF IDAHO, COUNTY OF BEAR LAKE

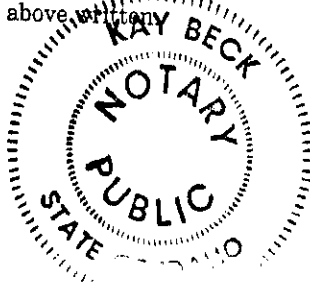
On this 22 day of April, 2002, before me a Notary Public in and for the State, personally appeared

**PAUL J. ETCHEVERRY and LYNNE S. ETCHEVERRY, husband and wife**

known to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I hereunto set my hand and seal the day and year in the certificate first above written.

*Kay Beck*  
Notary Public  
Residing at: OVID, ID.  
My Commission Expires: 12-01-06



DEPUTY  
*Colleen K. Beck*  
APR 22 2002 9:19 39

MAIL TAX NOTICE TO: BAR-M LAND & LIVESTOCK OF IDAHO, L.L.C.  
910 WEST 21ST STREET, OGDEN, UT. 84401

181444

## EXHIBIT A

PARCEL NO. 1:

TOWNSHIP 13 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN:

Section 21: SE $\frac{1}{4}$ SW $\frac{1}{4}$ .

EXCEPT THEREFROM: Beginning at the Northwest Corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 21, and running thence South 1388 feet; thence North 77°00' East 1800 feet to the West side of Thomas Fork Creek; thence along said Creek North 34°00' West 166 feet; thence North 43°00' East 337 feet; thence South 81°00' East 200 feet; thence North 2°00' West 268 feet; thence North 25°00' West 193 feet; thence South 39°00' West 200 feet; thence South 88°00' West 310 feet; thence South 87°00' West 356 feet; thence North 31°00' West 142 feet; thence North 20°00' East 232 feet to the North side of homestead (which is the North line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 21); thence West 1149 feet to the Point of Beginning.

Section 27: NW $\frac{1}{4}$ SW $\frac{1}{4}$  lying Westerly of the Raymond Canal, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$  lying Westerly of that certain County Road known as Evans Lane.

Section 28: SE $\frac{1}{4}$ ; SW $\frac{1}{4}$ ; S $\frac{1}{2}$ NW $\frac{1}{4}$ ; NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; S $\frac{1}{2}$ NE $\frac{1}{4}$ .EXCEPT: All that portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  and the NE $\frac{1}{4}$ SE $\frac{1}{4}$  lying Easterly of the Raymond Canal.Section 29: E $\frac{1}{2}$ SE $\frac{1}{4}$ ; SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; SE $\frac{1}{4}$ NE $\frac{1}{4}$ .Section 32: E $\frac{1}{2}$ NE $\frac{1}{4}$ ; NE $\frac{1}{4}$ SE $\frac{1}{4}$ .Section 33: NW $\frac{1}{4}$ ; N $\frac{1}{2}$ SW $\frac{1}{4}$ .

PARCEL NO. 2

TOWNSHIP 13 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN:

Section 29: SW $\frac{1}{4}$ SW $\frac{1}{4}$ .Section 30: SE $\frac{1}{4}$ SE $\frac{1}{4}$ .Section 31: N $\frac{1}{2}$ NE $\frac{1}{4}$ ; SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; E $\frac{1}{2}$ SE $\frac{1}{4}$ .Section 32: W $\frac{1}{2}$ NW $\frac{1}{4}$ ; E $\frac{1}{2}$ SW $\frac{1}{4}$ ; SE $\frac{1}{4}$ SE $\frac{1}{4}$ .Section 33: S $\frac{1}{2}$ SW $\frac{1}{4}$ .

TOWNSHIP 14 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN:

Section 4: Lots 3 & 4; S $\frac{1}{2}$ NW $\frac{1}{4}$ ; N $\frac{1}{2}$ SW $\frac{1}{4}$ .Section 5: Lots 3 & 4; S $\frac{1}{2}$ NW $\frac{1}{4}$ ; SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; SE $\frac{1}{4}$ .

Section 6: Lot 1.

Section 8: NE $\frac{1}{4}$ ; SE $\frac{1}{4}$ ; SE $\frac{1}{4}$ NW $\frac{1}{4}$ .Section 9: SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; W $\frac{1}{2}$ SW $\frac{1}{4}$ .

PARCEL NO. 3:

TOWNSHIP 14 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN:

Section 5: An undivided 27/28th interest in and to the following described land, to wit:  
 Lots 1 and 2; SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; SE $\frac{1}{4}$ SW $\frac{1}{4}$

TOGETHER WITH all appurtenant water rights, including but not limited to, water diverted and beneficially used under the following described water rights in Bear Lake County, State of Idaho:

Water Right Nos. 11-00107; 11-00110A; 11-00110B; 11-00111; 11-00112; 11-00102; 11-00121, and 11-01042.

EXCLUDING as non-appurtenant any and all water diverting from Raymond Creek.

Instrument No.

QUIT CLAIM DEED

THIS INDENTURE WITNESSETH: That for value received

the, Grantor KENNETH H. RIGBY and TAMRA LEE RIGBY, h/w; HENRY W. RIGBY and MERLA N. RIGBY, h/w; and KEITH N. RIGBY and LILA J. RIGBY, h/w

hereby Remise, Release and forever Quit claim unto

EASTERN ID AHO PRODUCTION CREDIT ASSOCIATION, a Corporation Grantee the following P. O. Box 458, Soda Springs, Idaho 83276

described premises, in Bear Lake County, Idaho, to wit:

Per EXHIBIT "A"

ALL WATER and water rights of every kind and description and however evidenced, used upon, or appertenant to said property which in manner entitles grantors the water, including but not limited to the decreed waters of Thomas Fork Creek with priorities of April 1, 1886 and April 1, 1887 and rights of 1/6 of the flow of Raymond Creek with a decreed priority of May 15, 1886 and 20 shares of stock in Thomas Fork Irrigating Company, Inc.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee heirs and assigns forever.

Dated: October 13, 1989

Tamra Lee Rigby (SEAL) Kenneth H. Rigby (SEAL)  
Henry W. Rigby (SEAL) Merla N. Rigby (SEAL)  
Keith N. Rigby (SEAL) Lila J. Rigby (SEAL)

STATE OF IDAHO, COUNTY OF Bear Lake

On this 13th day of October, 1989, before me, a notary public in and for said State, personally appeared

known to me to be the person S whose name is are subscribed to the within instrument, and acknowledged to me that they executed the same.

May Beck Notary Public Idaho  
Residing at Ovid  
Comm. Expires

BEAR LAKE COUNTY RECORDER  
JOAN P. EBORN  
1989 OCT 17 AM 9 21  
DEPUTY FEE

149216

EXHIBIT "A"

TOWNSHIP 13 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN:

Section 21: SW1/4SE1/4; SE1/4SW1/4; ALSO: Beginning at a point 827 feet West from the Southeast Corner of said Section 21, and running thence West 493 feet; thence North 530 feet; thence East 493 feet; thence South 530 feet, to the Point of Beginning.

EXCEPT THEREFROM: Beginning at the Northwest Corner of the SE1/4SW1/4 of said Section 21, and running thence South 1388 feet; thence North 77°00' East 1800 feet to the West side of Thomas Fork Creek; thence along said Creek North 34°00' West 166 feet; thence North 43°00' East 337 feet; thence South 81°00' East 200 feet; thence North 2°00' West 268 feet; thence North 25°00' West 193 feet; thence South 39°00' West 200 feet; thence South 88°00' West 310 feet; thence South 87°00' West 356 feet; thence North 31°00' West 142 feet; thence North 20°00' East 232 feet to the North side of homestead (which is the North line of said SE1/4SW1/4 of Section 21; thence West 1149 feet to the Point of Beginning.

ALSO EXCEPT THEREFROM: Beginning at the Southeast Corner of the NW1/4SE1/4 of said Section 21, and running thence West 1491 feet; thence South 33 feet; thence East 1491 feet; thence North 33 feet to the Point of Beginning.

Section 27: W1/2NW1/4; NE1/4NW1/4; NW1/4SW1/4; S1/2SW1/4; SW1/4SE1/4

Section 28: E1/2; SW1/4; S1/2NW1/4; NE1/4NW1/4

Section 29: E1/2SE1/4; SW1/4SE1/4; SE1/4NE1/4

Section 32: E1/2NE1/4; NE1/4SE1/4

Section 33: NW1/4; N1/2SW1/4

Section 34: NW1/4NE1/4

# WARRANTY DEED

For Value Received TEN DOLLARS AND OTHER VALUABLE CONSIDERATION

PAUL J. ETCHEVERRY and LYNNE S. ETCHEVERRY, husband and wife  
the grantors, do hereby grant, bargain, sell and convey unto

KENNETH RIGBY and TAMRA RIGBY, husband and wife  
Rt. 1, Box 1610, Burley6, Idaho 83318

the grantees, the following described premises, in Bear Lake County Idaho, to wit:

TOWNSHIP 13 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN, IN IDAHO:

Section 28: All that portion of the N1/2NE1/4 lying Westerly of  
the Raymond Canal and Southerly of the Thomas Fork  
Diversion Dam

TOGETHER With All Oil, Gas, and Mienral Rights appertaining  
thereto.

ALSO:

Section 21: Commencing at the Southeast corner of the Southeast  
Quarter of the Southwest Quarter of said Section 21,  
and running thence East 360 feet, more or less, to  
the West side of Thomas Fork Creek; thence Northerly  
along said Thomas Fork Creek 480 feet, more or less,  
to an existing fence line; thence South 77° West 370  
feet, to a point due North of the point of  
beginning; thence South 395 feet to the Point of  
Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s,  
their heirs and assigns forever. And the said Grantors do hereby covenant to and  
with the said Grantees, that they are the owners in fee simple of said premises; that they are free  
from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 29 May 1991

*Paul J. Etcheverry*  
*Lynne S. Etcheverry*

STATE OF IDAHO, COUNTY OF Bear Lake

On this 22 day of May/July, 1991,  
before me, a notary public in and for said State, personally  
appeared

PAUL J. ETCHEVERRY and LYNNE S.  
ETCHEVERRY, husband and wife

known to me to be the person s whose name s are  
subscribed to the within instrument, and acknowledged to  
me that they executed the same.

*[Signature]*  
Notary Public  
Residing at \_\_\_\_\_, Idaho  
Comm. Expires 12-1-94

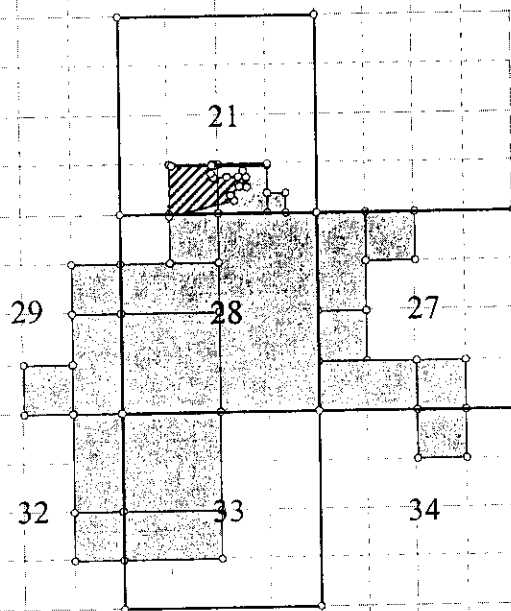
31 JUL 26 AM 9 20  
Cindy S. [Signature]  
DEPUTY FEE

BEAR LAKE COUNTY RECORDS  
JUL 26 1991

INDEXED

152859

INSTRUMENT NO



Title:

Date: 04-05-2002

Scale: 1 inch = 5000 feet

File: Rigby to Eastern Idaho PCA.des

# WARRANTY DEED

## For Value Received

EASTERN IDAHO PRODUCTION CREDIT ASSOCIATION, of 203 South Garfield  
Pocatello, Idaho 83204

the grantor does hereby grant, bargain, sell and convey unto

Paul J. Etcheverry and Lynne S. Etcheverry, husband and wife

whose current address is 295 S. 5th, Montpelier, Idaho 83254

the grantees, the following described premises, in BEAR LAKE County Idaho, to wit:

### Per ATTACHMENT A:

TOGETHER with all water and water rights of every kind and description and however evidenced, used upon, or appurtenant to said property which in any manner entitles grantors the water, including but not limited to the decreed waters of Thomas Fork Creek with priorities of April 1, 1886 and April 1, 1887 and rights to 1/6 of the flow of Raymond Creek with a decreed priority of May 15, 1886 and 20 shares of stock in Thomas Fork Irrigating Company, Inc.

TOGETHER with any and all tenements, hereditaments, easements, rights, privileges and appurtenances thereunto belonging or used in connection therewith, and the reversions, remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does 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 incumbrances subject to rights of way and easements for roads, utilities, and irrigation ditches as the same exist or appear of record

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: October 13, 1989

EASTERN IDAHO PRODUCTION CREDIT ASSOCIATION

BY: Arnold Seeley

PRESIDENT

ATTEST: Stanley A. McDaniel

V. PRESIDENT/SEC. TREAS.

### STATE OF IDAHO, COUNTY OF BANNOCK

On this 13th day of October, 1989, before me, a notary public in and for said State, personally appeared Arnold Seeley known to me to be the President and Stanley A. McDaniel, the V. President, Sec. Treas of the Corporation that executed the instrument or the persons who executed the instrument on behalf of said corporation

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

NOTARY PUBLIC  
Residing at Pocatello  
Comm. Expires 9-4-93

Notary Public  
Idaho

DEPT  
FEE  
1989 OCT 13 PM 4 55  
Joan P. Eborn

BEAR LAKE COUNTY RECORDER  
JOAN P. EBORN

149195

GRANTOR: Eastern Idaho Production Credit Association  
GRANTEE: Paul J. Etcheverry and Lynne S. Etcheverry  
husband and wife

ATTACHMENT A  
TO WARRANTY DEED DATED October 13, 1989

Township 13 South, Range 46 East of the Boise Meridian

Section 21: SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; ALSO: Beginning at a point 827 feet West from the Southeast Corner of said Section 21, and running thence West 493 feet; thence North 530 feet; thence East 493 feet; thence South 530 feet, to the Point of Beginning.

EXCEPT THEREFROM: Beginning at the Northwest Corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 21, and running thence South 1388 feet; thence North 77°00' East 1800 feet to the West side of Thomas Fork Creek; thence along said Creek North 34°00' West 166 feet; thence North 43°00' East 337 feet; thence South 81°00' East 200 feet; thence North 2°00' West 268 feet; thence North 25°00' West 193 feet; thence South 39°00' West 200 feet; thence South 88°00' West 310 feet; thence South 87°00' West 356 feet; thence North 31°00' West 142 feet; thence North 20°00' East 232 feet to the North side of homestead (which is the North line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 21); thence West 1149 feet to the Point of Beginning.

ALSO EXCEPT THEREFROM: Beginning at the Southeast Corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$  of said Section 21, and running thence West 1491 feet; thence South 33 feet; thence East 1491 feet; thence North 33 feet to the Point of Beginning.

Section 27: NW $\frac{1}{4}$ NW $\frac{1}{4}$ ; NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; S $\frac{1}{2}$ SW $\frac{1}{4}$ ; SW $\frac{1}{4}$ SE $\frac{1}{4}$

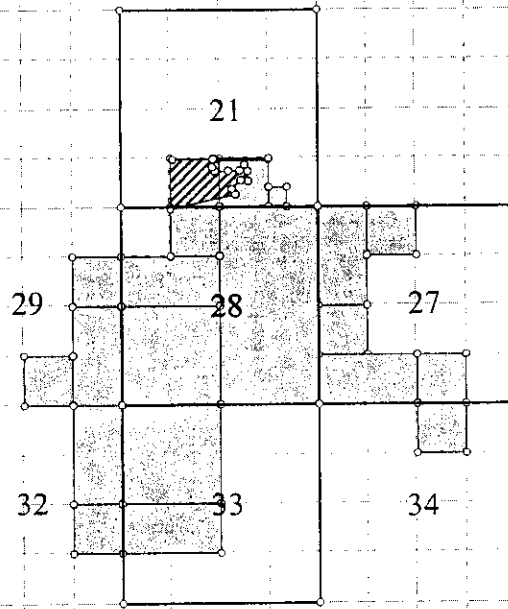
Section 28: E $\frac{1}{2}$ ; SW $\frac{1}{4}$ ; S $\frac{1}{2}$ NW $\frac{1}{4}$ ; NE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 29: E $\frac{1}{2}$ SE $\frac{1}{4}$ ; SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; SE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 32: E $\frac{1}{2}$ NE $\frac{1}{4}$ ; NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 33: NW $\frac{1}{4}$ ; N $\frac{1}{2}$ SW $\frac{1}{4}$

Section 34: NW $\frac{1}{4}$ NE $\frac{1}{4}$



Title:

Date: 04-05-2002

Scale: 1 inch = 5000 feet

File: Eastern Idaho PCA to Etcheverry.des

# WARRANTY DEED

For Value Received TEN DOLLARS AND OTHER VALUABLE CONSIDERATION

PAUL J. ETCHEVERRY and LYNNE S. ETCHEVERRY, husband and wife

the grantors do hereby grant, bargain, sell and convey unto

KENNETH RIGBY and TAMRA RIGBY, husband and wife  
Rt. 1 Box 1610, Burley, Idaho 83318

the grantees, the following described premises, in Bear Lake County Idaho, to wit:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S,  
their heirs and assigns forever. And the said Grantors do hereby covenant to and  
with the said Grantee S, that they are the owners in fee simple of said premises; that they are free  
from all incumbrances

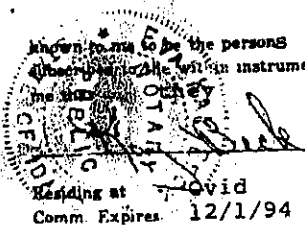
and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 13 October 1989

STATE OF IDAHO, COUNTY OF Bear Lake  
On this 13th day of October, 1989,  
before me, a notary public in and for said State, personally  
appeared

PAUL J. ETCHEVERRY and LYNNE S.  
ETCHEVERRY, husband and wife

known to me to be the persons whose names are  
subscribed to the within instrument, and acknowledged to  
me that they executed the same



Notary Public  
Residing at David, Idaho

89 OCT 13 PM 4 57  
DEPUTY  
FEE

BEAR LAKE COUNTY RECORDER  
JOAN P. EBORN

149199

INSTRUMENT NO

**EXHIBIT "A"**

**TOWNSHIP 13 SOUTH, RANGE 46 EAST OF THE BOISE MERIDIAN, IN IDAHO:**

**Section 21:** Beginning at a point 827 feet West from the Southeast Corner of said Section 21, and running thence West 493 feet; thence North 530 feet; thence East 493 feet; thence South 530 feet, to the Point of Beginning.

**ALSO:** All that portion of the SW1/4SE1/4 lying Easterly of the Thomas Fork Creek.

**EXCEPT THEREFROM:** Beginning at the Southeast Corner of the NW1/4SE1/4 of said Section 21, and running thence West To Thomas Fork Creek; thence South 33 feet; thence East to a point on the East Line of the SW1/4SE1/4 33 feet South of the place of beginning; thence North 33 feet to the Point of Beginning.

**Section 27:** N1/2NW1/4; SW1/4NW1/4.

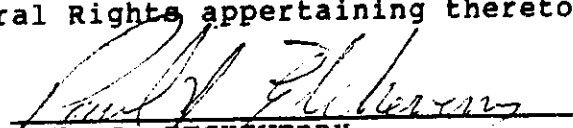
**ALSO:** All that portion of the NW1/4SW1/4 lying Easterly of the Raymond Canal.

**Section 28:** All that portion of the E1/2NE1/4 and the NE1/4SE1/4 lying Easterly of the Raymond Canal.

**ALSO:** All that portion of the N1/2NE1/4 lying Northerly of the Thomas Fork Diversion Dam.

**RESERVING TO the Sellers a Right of Way along the roadway running across the Northerly line of Sections 27 and 28, Township 13 South, Range 46 East of the Boise Meridian in Idaho to the Thomas Fork Diversion Dam.**

**TOGETHER With all Oil, Gas, & Mineral Rights appertaining thereto.**

  
PAUL J. ETCHEVERRY

  
LYNNE S. ETCHEVERRY

NONMERGER WARRANTY DEED IN LIEU OF FORECLOSURE  
PCA Member Loan No. 5154367  
Henry Rigby & Sons

145384

BEAR LAKE COUNTY RECORDER  
J. J. JENSEN

'87 DEC 29 AM 9 58  
M. J. Jensen  
DEPUTY  
FEE

Until a change is requested,  
all tax statements shall be  
sent to the following address:

Eastern Idaho Production Credit  
Association  
71 E. 1st South  
P.O. Box 458  
Soda Springs, Idaho 83276

THIS DEED, made this 4 day of December, 1987, between  
HENRY W. RIGBY and MERLA N. RIGBY, husband and wife, KENNETH H. RIGBY  
and TAMRA LEE RIGBY, husband and wife, and KEITH N. RIGBY and LILA J.  
RIGBY, husband and wife, the Grantors, and EASTERN IDAHO PRODUCTION  
CREDIT ASSOCIATION, a corporation, whose mailing address is P.O. Box  
458, Soda Springs, Idaho 83276, the Grantee,

WITNESSETH, that for and in consideration of the covenants herein-  
after contained and other good and valuable consideration, the  
Grantors do by these presents grant, convey and warrant forever unto  
the Grantee, and to its successors and assigns, all the property  
described on Exhibit "A" attached hereto and incorporated herein.

ALL SITUATE IN County of Bear Lake, State of Idaho, subject  
to rights of way and easements for roads, utilities and ir-  
rigation ditches as same exist or appear of record, unpaid  
real property taxes, and mortgages to Grantee dated  
April 15, 1986 and recorded July 25, 1986, and dated Novem-  
ber 30, 1983 and recorded January 18, 1984.

TOGETHER WITH all grazing rights, water and water rights of  
every kind and description and however evidenced, used upon  
or appurtenant to said property, which in any manner  
entitle Grantors to water, including but not limited to the  
decreed waters of Thomas Fork Creek with priorities of  
April 1, 1886, April 1, 1887 and rights to 1/16 of the flow  
of Raymond Creek with a decreed priority of May 15, 1886,  
and 20 shares of stock in Thomas Fork Irrigating Company,  
Inc.

TOGETHER WITH any and all tenements, hereditaments, ease-  
ments, rights, privileges and appurtenances thereunto  
belonging or used in connection therewith, and the rever-  
sions, remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said property, together  
with the appurtenances, unto the said Grantee, and to its successors  
and assigns forever. Grantors covenant with Grantee that the former  
is now seized in fee simple of the property granted; that the latter  
shall enjoy the same without any lawful disturbance; that the same is  
free from all encumbrances (except those set forth above); that  
Grantors and all persons acquiring any interest in the same through  
or for them will, on demand, execute and deliver to Grantee at  
Grantee's expense, any further assurance of the same that may be  
reasonably required, and that Grantors will warrant to Grantee all of  
the said property against every person lawfully claiming the same,  
except those claiming under the above exceptions.

This deed is absolute in effect and conveys fee simple title of the property above described to the Grantee and does not operate as a mortgage, trust conveyance, or security agreement of any kind.

Grantee's acceptance of this conveyance is conditioned upon there being no liens against the property, except for those set forth above.

This deed does not effect a merger of the fee ownership and the lien of the mortgage described herein. The fee and lien shall hereafter remain separate and distinct. It is not the intent of the parties to affect the subrogation rights of any third parties.

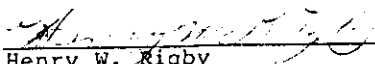
The true and actual consideration for this conveyance is that by acceptance of this deed, Grantee covenants and agrees that it shall not enforce any judgment against Grantors for the indebtedness evidenced by the promissory notes secured by those certain mortgages executed by Henry W. Rigby and Merla N. Rigby, husband and wife, Kenneth H. Rigby and Tamra Lee Rigby, husband and wife, and Keith N. Rigby and Lila J. Rigby, husband and wife, Mortgagors, to Eastern Idaho Production Credit Association, a corporation, Mortgagee, dated November 30, 1983, and recorded on January 18, 1984, as Instrument No. 133627, and dated April 15, 1986, and recorded on July 25, 1986, as Instrument No. 141227, in the official records of Bear Lake County, Idaho. This deed shall not operate to preclude Grantee from proceeding in any action to enforce the mortgages, but shall preclude Grantee from obtaining a deficiency judgment against Grantors.

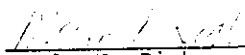
Grantors do hereby waive, surrender, convey, and relinquish any equity of redemption and statutory rights of redemption concerning the property and mortgage described above.

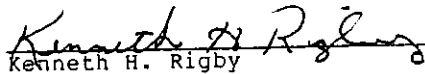
Grantors hereby surrender and deliver possession of the property to Grantee.

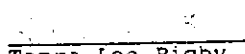
Grantors declare that this conveyance is freely and fairly made, and Grantors are not acting under any misapprehension as to the legal effect of this deed, nor under any duress, undue influence, or misrepresentation of Grantee, its agent, or attorney, or any other person.

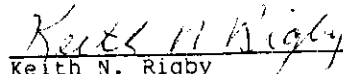
IN WITNESS WHEREOF, the Grantors have hereunto set their hands the day and year first above written.

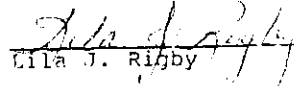
  
Henry W. Rigby

  
Merla N. Rigby

  
Kenneth H. Rigby

  
Tamra Lee Rigby

  
Keith N. Rigby

  
Lila J. Rigby

STATE OF Illinois )  
County of Winnebago ) : SS.

On this 24th day of December, 1987, before me, the undersigned, a Notary Public for the State of Illinois, personally appeared HENRY W. RIGBY, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same as his free and voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

[Signature]  
Notary Public for the State of Illinois  
Residing at [Address]  
My commission expires 12/31/93

STATE OF Illinois )  
County of Winnebago ) : SS.

On this 14th day of December, 1987, before me, the undersigned, a Notary Public for the State of Illinois, personally appeared MERLA N. RIGBY, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same as her free and voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

[Signature]  
Notary Public for the State of Illinois  
Residing at [Address]  
My commission expires 12/31/93

STATE OF Illinois )  
County of Winnebago ) : SS.

On this 24th day of December, 1987, before me, the undersigned, a Notary Public for the State of Illinois, personally appeared KENNETH H. RIGBY, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same as his free and voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

[Signature]  
Notary Public for the State of Illinois  
Residing at [Address]  
My commission expires 12/31/93

STATE OF Oak )  
County of Barnack ) : SS.

On this 4th day of December, 1987, before me, the undersigned, a Notary Public for the State of Oak, personally appeared TAMRA LEE RIGBY, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same as her free and voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Rose M. B. B. B.  
Notary Public for the State of Oak  
Residing at POCAHON  
My commission expires 10/11/93

STATE OF Oak )  
County of Barnack ) : SS.

On this 4th day of December, 1987, before me, the undersigned, a Notary Public for the State of Oak, personally appeared KEITH N. RIGBY, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same as his free and voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Rose M. B. B. B.  
Notary Public for the State of Oak  
Residing at POCAHON  
My commission expires 10/11/93

STATE OF Oak )  
County of Barnack ) : SS.

On this 4th day of December, 1987, before me, the undersigned, a Notary Public for the State of Oak, personally appeared LILA J. RIGBY, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same as her free and voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Rose M. B. B. B.  
Notary Public for the State of Oak  
Residing at POCAHON  
My commission expires 10/11/93

EXHIBIT "A"

Tract III:

Township 13 South, Range 46 East of the Boise Meridian:

Section 21: SW $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , ALSO, Beginning at a point 827 feet West from the Southeast corner of said Section 21, and running thence West 493 feet; thence North 530 feet; thence East 493 feet; thence South 530 feet, to the point of beginning

EXCEPT THEREFROM, Beginning at the Northwest corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 21, and running thence South 1388 feet; thence North 77°00' East 1800 feet to the West side of Thomas Fork Creek;

thence along said Creek North 34°00' West 166 feet;

thence North 43°00' East 337 feet;

thence South 81°00' East 200 feet;

thence North 2°00' West 268 feet;

thence North 25°00' West 193 feet;

thence South 39°00' West 200 feet;

thence South 88°00' West 310 feet;

thence South 87°00' West 356 feet;

thence North 31°00' West 142 feet;

thence North 20°00' East 232 feet to the North side of home-

stead (which is the North line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 21);

thence West 1149 feet,

to the point of beginning.

ALSO, EXCEPT THEREFROM, Beginning at the Southeast corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$  of said Section 21, and running

thence West 1491 feet; thence South 33 feet;

thence East 1491 feet; thence North 33 feet,

to the point of beginning.

Section 27: W $\frac{1}{2}$ NW $\frac{1}{4}$ , NE $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ .

Section 28: E $\frac{1}{2}$ , SW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , NE $\frac{1}{2}$ NW $\frac{1}{4}$ .

Section 29: E $\frac{1}{2}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ .

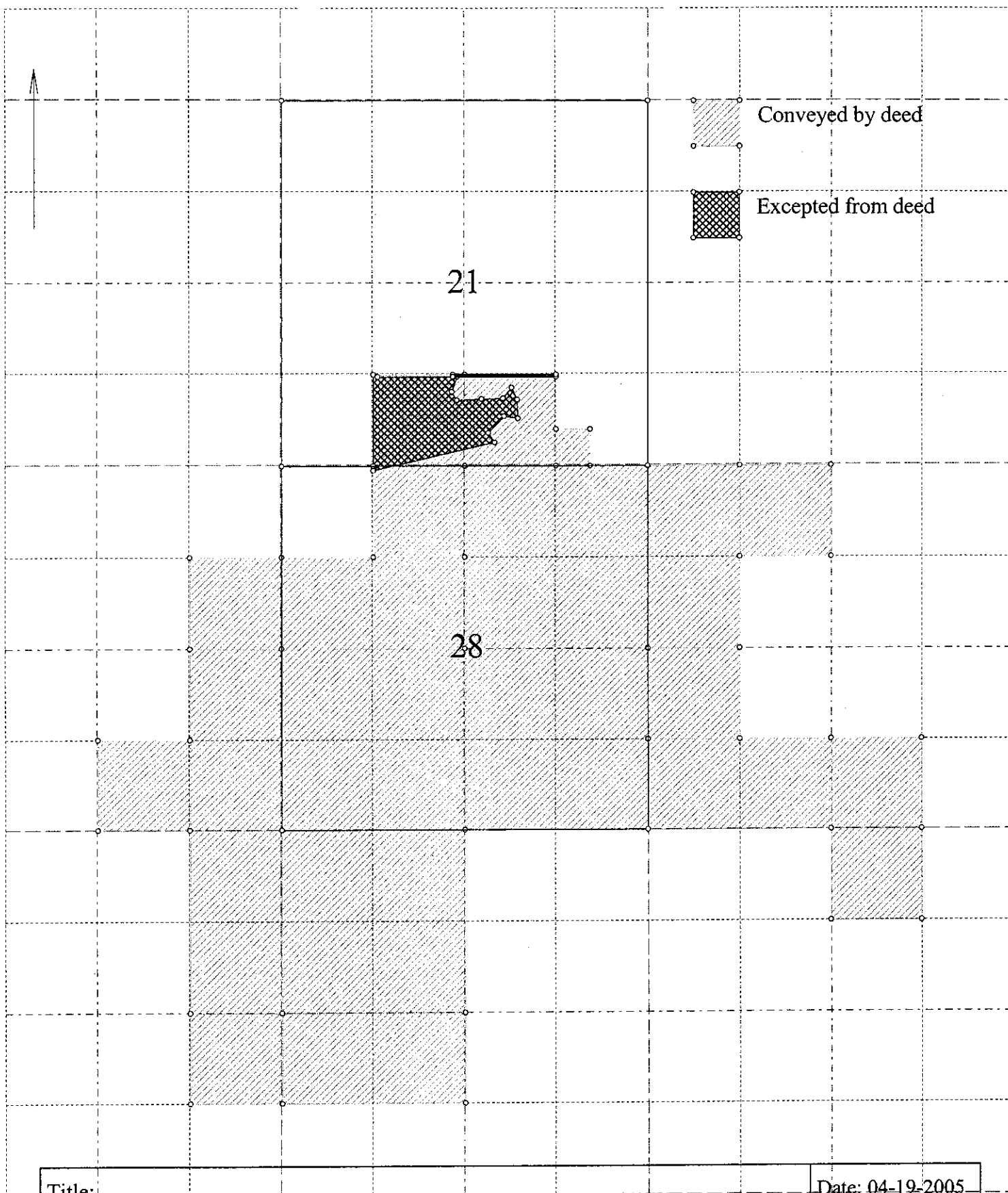
Section 32: E $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ .

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

Section 34: NW $\frac{1}{4}$ NE $\frac{1}{4}$ .

Together with all pumps, motors, buried mainline, and any other irrigation equipment used with said property; all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto.

Also, all grazing rights, licenses, permits and privileges, and renewals, extensions, and replacements thereof, now owned, held, controlled or used by the Grantors in the operation of the above premises, especially but not limited to permit #31205 to graze 131 head of livestock issued by the United States Forest Service.



Scale: 1 inch = 1833 feet

File: 1987 Nonmerger Warranty Deed.des

WARRANTY DEED

THIS INDENTURE, Made this 19th day of February, 1972,  
between ARTHUR LAVEN WILLIAMS, a/k/a Arthur L. Williams, and  
LAURA BELL WILLIAMS, a/k/a Laura W. H. Williams, formerly Laura W.  
Harrison, husband and wife, of Raymond, Idaho, the parties of the  
first part, and HENRY W. RIGBY and MERIA N. RIGBY, husband and  
wife, and KENNETH H. RIGBY and TAMARA RIGBY, husband and wife, of  
Pegram, Idaho, the parties of the second part.

WITNESSETH, That the said parties of the first part, for a  
and in consideration of the sum of \$10.00 and other valuable  
consideration Dollars lawful money of the United States of America,  
to them in hand paid by the said parties of the second part, the  
receipt whereof is hereby acknowledged, have granted, bargained  
and sold, and by these presents do grant, bargain, sell, convey  
and confirm unto the said parties of the second part, and to their  
heirs and assigns forever, all of the following described real  
estate, situated in the County of Bear Lake, State of Idaho, to-wit:

Township 13 South, Range 46 East, Boise Meridian:

Sec. 21: Beginning at a point 827 feet West from the South-  
east corner of Section 21; thence West 493 feet;  
thence North 530 feet; thence East 493 feet;  
thence South 530 feet to point of beginning.

142782 ALSO, SW $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , EXCEPT: Beginning at the  
Northwest corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 21, thence  
South 1388 feet; thence North 77° East 1800 feet  
to the West side of Thomas Fork Creek; thence  
along said creek North 34° West 166 feet; thence  
North 43° East 337 feet; thence South 81° East  
200 feet; thence North 2° West 268 feet; thence  
North 25° West 193 feet; thence South 39° West  
200 feet; thence South 88° West 310 feet; thence  
South 87° West 356 feet; thence North 31° West  
142 feet; thence North 20° East 232 feet to North  
side of homestead (which is North line of said  
SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 21), thence West 1149 feet to  
point of beginning. ALSO, EXCEPT: Beginning at  
the Southeast corner of NW $\frac{1}{4}$ SE $\frac{1}{4}$  Section 21; thence  
West 1491 feet; thence South 33 feet; thence East  
1491 feet; thence North 33 feet to point of  
beginning.

BEAR LAKE COUNTY RECORDER  
JOAN P. EBORN

'87 JAN 16 AM 11 09

DEPUTY

FEE

Sec. 27: W $\frac{1}{2}$ NW $\frac{1}{4}$ , NE $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{2}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{2}$ SE $\frac{1}{4}$   
 Sec. 28: E $\frac{1}{2}$ , SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ , SE $\frac{1}{2}$ NE $\frac{1}{4}$   
 Sec. 29: E $\frac{1}{2}$ SE $\frac{1}{4}$ , SW $\frac{1}{2}$ SE $\frac{1}{4}$ , SE $\frac{1}{2}$ NE $\frac{1}{4}$   
 Sec. 32: E $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{2}$ SE $\frac{1}{4}$   
 Sec. 33: NE $\frac{1}{2}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{2}$ SW $\frac{1}{4}$   
 Sec. 34: NW $\frac{1}{2}$ NE $\frac{1}{4}$

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including, but not limited to:

All water and water rights, ditches and ditch rights, used thereon or appurtenant thereto, including but not limited to the decreed waters of Thomas Fork Creek with priorities of April 1, 1886, April 1, 1887, and rights to 1/6th of the flow of Raymond Creek with a decreed priority of May 15, 1880

ALSO, 20 Shares of The Thomas Fork Irrigating Company, Inc. also,

All grazing rights, licenses, permits and privileges, and renewals, extensions, and replacements thereof, now owned, held, controlled or used by the Sellers in the operation of the above premises, especially but not limited to a permit to graze 90 head of livestock issued by the United States Forest Service.

Subject to exceptions and reservations contained in patents from the United States.

Subject to existing easements for roads, highways, ditches, canals, laterals and power and transmission lines.

Subject to the easements in favor of the Utah Power and Light Company as disclosed by the instruments recorded in Book 6 of Miscellaneous Records at Page 172 and in Book 11 of Miscellaneous Records at Pages 459 and 460.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said parties of the first part have set their hands the day and year first above written.

Arthur LaVen Williams

Laura Bell Williams

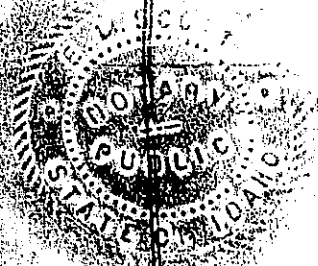
State of Idaho

County of Bear Lake, ss

On this 19th day of February, 1972, before me the undersigned A Notary Public in and for said State, personally appeared Arthur LaVen Williams and Laura Bell Williams, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year is this certificate first above written.

E. C. Scott  
Notary Public for the State of Idaho  
Residing at:



## Warranty Deed

THIS INDENTURE, Made this 11th day of March,  
 in the year of our Lord One Thousand Nine Hundred and Eighty-seven, between LAURA BELL WILLIAMS, aka  
 Laura W. H. Williams, individually and as surviving spouse of Arthur LaVen Williams,  
 deceased,  
 of Logan, County of Cache, State of Utah,  
 the party of the first part, and Henry W. Rigby and Merla N. Rigby, husband and wife,  
 and Kenneth H. Rigby and Tamra Rigby, husband and wife,  
 of Pegrarn, County of Bear Lake, State of Idaho,  
 the parties of the second part:

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of  
 ONE DOLLAR AND TO CLEAR RECORD TITLE- - - - - X000088X  
 lawful money of the United States of America, to her in hand paid by the said parties of the second part, the receipt  
 whereof is hereby acknowledged

, do es by these presents, Grant, Bargain, Sell and Convey and Confirm unto said parties  
 of the second part, and to their heirs and assigns forever: All that certain lot  
 piece or parcel of land situate, lying and being in the County of Bear Lake State of Idaho, bounded  
 and more particularly described as follows, to-wit:

Township 13 South, Range 46 East of the Boise Meridian:

Section 28: S1/4NW1/4, NE1/4NW1/4.

This deed is given to correct that certain deed between the Arthur LaVen Williams  
 and Laura Bell Williams, husband and wife, and the parties of the second part, dated  
 February 19, 1972, recorded January 16, 1987, under recorder's instrument 142782, in  
 the microfilm records of Bear Lake County, Idaho. Said deed erroneously omitted the  
 above described property and this deed, together with Warranty Deed recorded as  
 instrument No. 142782 is all of the property intended to be conveyed to said parties  
 of the second part.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and  
 the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident  
 unto the said parties of the second part, and to their heirs and assigns forever. And the said  
 party of the first part, and her heirs the said premises in the quiet and peaceable possession  
 of the said parties of the second part their heirs and assigns against the said party of the  
 first part, and her heirs and against all and every person or persons whomsoever, lawfully claiming  
 or to claim the same, shall and will warrant and by these presents forever defend

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand and  
 seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Laura Bell Williams (Seal)  
 LAURA BELL WILLIAMS

(Seal)

(Seal)

(Seal)

STATE OF ~~UTAH~~ UTAH  
County of Cache

ss.

On this 20<sup>th</sup> day of March, in the year 1987, before me  
the undersigned, a Notary Public in and for said County and State, personally appeared

Laura Bell Williams, a widow,

known to me to

be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in the certificate first above written.

*Lorna M. Knight*  
Notary Public

Residence and P. O. Address Logan, Utah

My commission expires:

My Commission Expires 9/1/87  
Residing at Logan, Utah

## WARRANTY DEED

143298

BEAR LAKE COUNTY RECORDER  
JOHN P. EORRN

87 MAR 24 PM 9 26  
*John P. Eorrrn*  
DEPUTY FEE 4.00

Dated

19

STATE OF IDAHO,

County of

ss.

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

at \_\_\_\_\_ minutes past \_\_\_\_\_

o'clock \_\_\_\_\_ M., this \_\_\_\_\_ day

of \_\_\_\_\_, A. D. 19

in my office and duly recorded in Book \_\_\_\_\_

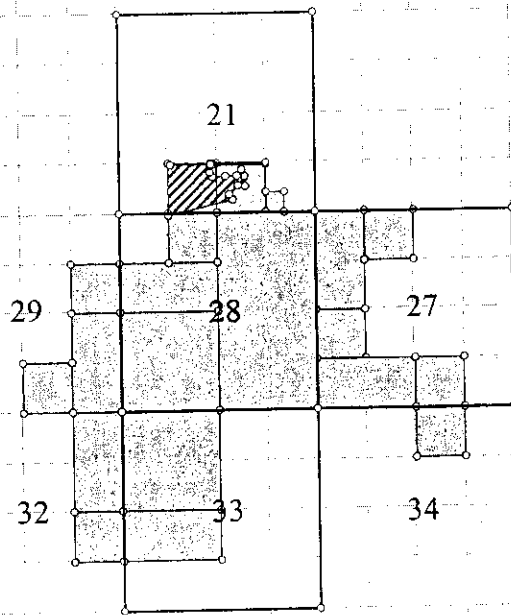
of Deeds at page \_\_\_\_\_

Ex-Officio Recorder.

By \_\_\_\_\_ Deputy.

Fee, \$ \_\_\_\_\_

SEE FRONT PAGE FOR PRELIMINARY NOTES



Title:

Date: 04-05-2002

Scale: 1 inch = 5000 feet

File: Williams to Rigby.des

No. 86007. ✓

WARRANTY DEED

For Value Received RAY JENSEN, also known as RAY E. JENSEN and SELMA A. JENSEN, husband & wife the grantors, do hereby grant, bargain, sell and convey unto ARTHUR LAVEN WILLIAMS and LAURA W. H. WILLIAMS, husband and wife the grantees, the following described premises, in Bear Lake County Idaho, to wit:

TOWNSHIP 13 SOUTH, RANGE 46 EAST, BOISE MERIDIAN

Section 21: Beginning at a point 827 feet West from the Southeast corner of Section 21; thence West 493 feet; thence North 530 feet; thence East 493 feet; thence South 530 feet to point of beginning.  
ALSO - SW $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$  EXCEPT - Commencing at the Northwest corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 21, thence South 1388 feet; thence North 77'00" East 1800 feet to the West side of Thomas Fork Creek; thence along said Creek North 34'00" West 100 feet; thence North 43'00" East 337 feet; thence South 81'00" East 200 feet; thence North 2'00" West 268 feet; thence North 25'00" West 193 feet; thence South 39'00" West 200 feet; thence South 88'00" West 310 feet; thence South 87'00" West 355 feet; thence North 31'00" West 142 feet; thence North 20'00" East 232 feet to North side of homestead (which is North line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 21); thence West 1149 feet to point of beginning.  
ALSO EXCEPT - Beginning at the Southeast corner of NW $\frac{1}{4}$ SE $\frac{1}{4}$  Section 21, thence West 1491 feet; thence South 33 feet; thence East 1491 feet; thence North 33 feet to point of beginning.

Section 27: W $\frac{1}{2}$ NW $\frac{1}{4}$ , NE $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 28: E $\frac{1}{2}$ , SW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , NE $\frac{1}{2}$ NW $\frac{1}{4}$

Section 29: E $\frac{1}{2}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 32: E $\frac{1}{2}$ NE $\frac{1}{4}$

Section 33: NE $\frac{1}{4}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 34: NW $\frac{1}{4}$ NE $\frac{1}{4}$

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

Dated:

January 15, 1965

Ray E. Jensen

January 15, 1965

Selma A. Jensen

STATE OF IDAHO, COUNTY OF

On this 15 day of January, 1965, before me, a notary public in and for said State, personally appeared Ray E. Jensen & Selma A. Jensen known to me to be the person whose name subscribed to the within instrument, and acknowledged to me that they executed the same.

(SEAL)

Frank S. Mendes

Notary Public

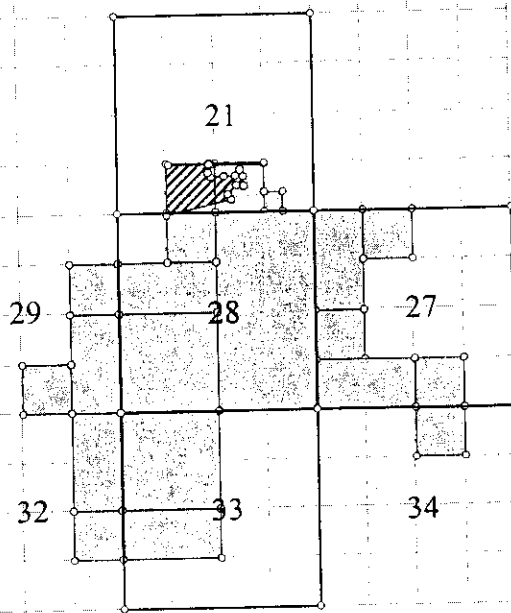
Residing at Soda Springs, Idaho  
Comm. Expires 10-1-66

Recorded at the request of Southeast Title & Realty Co.: 10:19 A.M.: January 18, 1965;  
Book 50 of Deeds at page 213.

By Rich Nye Deputy  
Fee: \$1.50

Amos B. Hulme. Recorder.

No. 86008. ✓



Title:

Date: 04-05-2002

Scale: 1 inch = 5000 feet

File: Jensen to Williams.des

STATE OF IDAHO,

County of Bear Lake )

ss.

On this 8 day of July, 1958, before me, a Notary Public in and for said State, personally appeared Mariner R. Jensen and his wife, Eileen H. Jensen known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that 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.

(SEAL)

Gertrude A. McCart

My Commission Expires September 10, 1961

Notary Public for the State of Idaho,  
Residing at

Recorded at the request of Southeast Title & Realty Co.: 10:17 A.M.; January 18, 1955;  
Book 50 of Deeds at page 210.

By Amos B. Hulme Deputy

Amos B. Hulme, Recorder.

Fee: \$3.00

No. 86006.4

WARRANTY DEED

\*\*\*\*\*

FOR VALUE RECEIVED, MARINER R. JENSEN and his wife, EILEEN H. JENSEN; VAN E. JENSEN and his wife, DOROTHY H. JENSEN; GAIL B. JENSEN and his wife, ELIZABETH G. JENSEN; and, W NIEL JENSEN and his wife, CLARA C. JENSEN, the grantors, do hereby grant, bargain, sell and convey unto LAURA W. HARRISON, the grantee, the following described premises, to-wit:

TRACT 1: The Southwest quarter of the Northwest quarter and the Southwest quarter of the Southwest quarter of Section 28; the Southeast quarter of the Northeast quarter, the East half of the Southeast quarter and the Southwest quarter of the Southeast quarter of Section 29; and the East half of the Northeast quarter of Section 32; all in Township 13 South, Range 40 East of the Boise Meridian.

TRACT 2: The North half of the Northeast quarter, the Southeast quarter of the Northwest quarter and the Northeast quarter of the Southwest quarter of the Northwest quarter of Section 27; and the South half of the Southwest quarter, the Southwest quarter of the Southeast quarter of Section 27; and the Northwest quarter of the Northeast quarter of Section 34; all in Township 13 South, Range 46 East of the Boise Meridian.

**TRACT 3:** The Southwest quarter of the Southeast quarter, and the Southeast quarter of the Southwest quarter of Section 21; the Northeast quarter of the Northwest quarter, the West half of the Northwest quarter, and the Northwest quarter of the Southwest quarter of Section 27; and the East half, the East half of the West half, and the Northwest quarter of the Southwest quarter of Section 28; all in Township 13 South, Range 46 East of the Boise Meridian, except the following described tract: Beginning at the Northwest corner of the Southeast quarter of the Southwest quarter of Section 21, Township 13 South, Range 46 East of the Boise Meridian, running thence South 1388 feet, thence North 77° East 1800 feet to West side of Thomas Fork Creek, thence along said Creek North 34° West 166 feet, thence North 43° East 337 feet, thence South 81° East 200 feet, thence North 20° West 268 feet, thence North 25° West 193 feet, thence South 39° West 200 feet, thence South 88° West 310 feet, thence South 87° West 356 feet, thence North 31° West 142 feet, thence North 20° East 232 feet to North side of homestead, (which is North line of said Southeast quarter of the Southwest quarter of Section 21) thence West 1149 feet to place of beginning. Also, except strip of land described as follows: Beginning at the Southeast corner of the Northwest quarter of the Southeast quarter of Section 21, Township 13 South, Range 46 East of the Boise Meridian, running thence West 1491 feet thence South 33 feet, thence East 1491 feet, thence North 33 feet to place of beginning. Also, beginning at a point 827 feet West from the Southeast corner of Section 21, Township 13 South, Range 46 East of the Boise Meridian, running thence West 493 feet, thence North 530 feet, thence East 493 feet, thence South 530 feet to point of beginning. Subject to right of way for ditches and road, as same now exist over and across said property.

**WATER RIGHTS:** Together with all water rights, and rights to ditches, canals and laterals, and rights of way therefor, appurtenant to said premises or used in connection therewith now and/or at any time during the existence of this contract, including (but not limited to the following): Right to the use of decreed waters of Thomas Fork Creek as follows: 480 miners inches with April 1, 1886, priority, and 140 miners inches with April 1, 1887, priority; also 1/6th flow of Raymond Creek with May 15, 1880, priority, together with the tenements, hereditaments, rights, privileges and appurtenances, including private road, now or hereafter belonging to or used in connection with the above described premises; and all plumbing lighting, heating, cooling, ventilating, elevating, watering and irrigation apparatus, stationary scales and other fixtures, now or hereafter belonging to or used in connection with the above described premises, all of which are hereby declared to be appurtenant to said land; and together with all waters and water rights of every kind and description and however evidenced, and all ditches or other conduits, rights therein and rights of way therefore, which now are or hereafter may be appurtenant to said premises or any part thereof, or used in connection therewith.

\$3.50 Cancelled Documentary Stamps affixed.

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

Dated this 17th day of June, 1958.

Merriner R. Jensen

Eileen H. Jensen

Van E. Jensen

Dorothy H. Jensen

Gail B. Jensen

thence West 1491 feet thence South 33 feet, thence East 1471 feet, thence North 33 feet to place of beginning. Also, beginning at a point 827 feet West from the Southeast corner of Section 21, Township 13 South, Range 46 East of the Boise Meridian, running thence West 493 feet, thence North 530 feet, thence East 493 feet, thence South 530 feet to point of beginning. Subject to right of way for ditches and road, as same now exist over and across said property.

**WATER RIGHTS:** Together with all water rights, and rights to ditches, canals and laterals, and rights of way therefor, appurtenant to said premises or used in connection therewith now and/or at any time during the existence of this contract, including (but not limited to the following): Right to the use of decreed waters of Thomas Fork Creek as follows: 480 miners inches with April 1, 1886, priority, and 140 miners inches with April 1, 1887, priority; also 1/6th flow of Raymond Creek with May 15, 1880, priority, together with the tenements, hereditaments, rights, privileges and appurtenances, including private road, now or hereafter belonging to or used in connection with the above described premises; and all plumbing lighting, heating, cooling, ventilating, elevating, watering and irrigation apparatus, stationary scales and other fixtures, now or hereafter belonging to or used in connection with the above described premises, all of which are hereby declared to be appurtenant to said land: and together with all waters and water rights of every kind and description and however evidenced, and all ditches or other conduits, rights therein and rights of way therefore, which now are or hereafter may be appurtenant to said premises or any part thereof, or used in connection therewith.

\$93.50 Cancelled Documentary Stamps affixed.

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

Dated this 17th day of June, 1958.

Mariner R. Jensen

Eileen H. Jensen

Van E. Jensen

Dorothy H. Jensen

Gail B. Jensen

Isabel T. Jensen

W. Niel Jensen

Clara C. Jensen

STATE OF UTAH )

County of Cache )

ss

On this 17th day of June, 1958, before me, a Notary Public in and for said State, personally appeared Mariner R. Jensen and his wife, Eileen H. Jensen; Van E. Jensen and his wife, Dorothy H. Jensen; Gail B. Jensen and his wife, Elizabeth G. Jensen; and, W. Niel Jensen and his wife, Clara C. Jensen, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

(SEAL)

B. J. Ravsten

NOTARY PUBLIC

Residing at: Logan, Utah

My Commission Expires: March 14, 1960

10:18 A.M.; January 18, 1965;

Recorded at the request of Southeast Title & Realty Co.;

Book 50 of Deeds at page 211.

By Ruth Nye Deputy

Fee: \$3.00

Amos B. Hulme, Recorder.

FOR VALUE RECEIVED, MARINER R. JENSEN and his wife, EILEEN H. JENSEN: VAN E. JENSEN and his wife, DOROTHY H. JENSEN: GAIL B. JENSEN and his wife, ELIZABETH G. JENSEN: and W. NIEL JENSEN and his wife, CLARA C. JENSEN, the grantors, do hereby grant, bargain, sell and convey unto LAURA W. HARRISON, the grantee, the following described premises, to-wit:

**TRACT 1:** The Southwest quarter of the Northwest quarter and the Southwest quarter of the Southwest quarter of Section 28; the Southeast quarter of the Northeast quarter, the East half of the Southeast quarter and the Southwest quarter of the Southeast quarter of Section 28; and the East half of the Northeast quarter of Section 32; all in Township 13 South, Range 46 East of the Boise Meridian.

**TRACT 2:** The North half of the Northwest quarter, the Southeast quarter of the Northwest quarter and the Northeast quarter of the Southwest quarter of Section 28; the South half of the Southwest quarter, the Southwest quarter of the Southeast quarter of Section 27; and the Northwest quarter of the Northeast quarter of Section 32; all in Township 13 South, Range 46 East of the Boise Meridian.

**TRACT 3:** The Southwest quarter of the Southeast quarter, and the Southeast quarter of the Southwest quarter of Section 21; the Northeast quarter of the Northwest quarter, the West half of the Northwest quarter, and the Northwest quarter of the Southwest quarter of Section 27; and the East half of the West half, and the Northwest quarter of the Southwest quarter of Section 28; all in Township 13 South, Range 46 East of the Boise Meridian, except the following described tract: Beginning at the Northwest corner of the Southeast quarter of the Southwest quarter of Section 21, Township 13 South, Range 46 East of the Boise Meridian, running thence South 1388 feet, thence North 7° East 1800 feet to West side of Thomas Fork Creek, thence along said Creek North 34° West 106 feet, thence North 43° East 337 feet, thence South 81° East 200 feet, thence North 2° West 26 feet, thence North 25° West 193 feet, thence South 39° West 200 feet, thence South 88° West 310 feet, thence South 87° West 356 feet, thence North 31° West 142 feet, thence North 20° East 232 feet to North side of homestead, (which is North line of said Southeast quarter of the Southwest quarter of Section 21) thence West 1149 feet to place of beginning. Also, except strip of land described as follows: Beginning at the Southeast corner of the Northwest quarter of the Southeast quarter of Section 21, Township 13 South, Range 46 East of the Boise Meridian, running thence West 1491 feet thence South 33 feet, thence East 1491 feet, thence North 33 feet to place of beginning. Also, beginning at a point 827 feet West from the Southeast corner of Section 21, Township 13 South, Range 46 East of the Boise Meridian, running thence West 493 feet, thence North 530 feet, thence East 493 feet, thence South 530 feet to point of beginning. Subject to right of way for ditches and road, as same now exist over and across said property.

**WATER RIGHTS:** Together with all water rights, and rights to ditches, canals and laterals, and rights of way therefor, appurtenant to said premises or used in connection therewith now and/or at any time during the existence of this contract, including (but not limited to the following): Right to the use of decreed waters of Thomas Fork Creek as follows: 480 miners inches with April 1, 1886, priority, and 140 miners inches with April 1, 1887, priority; also 1/6th flow of Raymond Creek with May 15, 1880, priority, together with the tenements, hereditaments, rights, privileges and appurtenances, including private road, now or hereafter belonging to or used in connection with the above described premises; and all plumbing lighting, heating, cooling, ventilating, elevating, watering and irrigation apparatus, stationary scales and other fixtures, now or hereafter belonging to or used in connection with the above described premises, all of which are hereby declared to be appurtenant to said land, and together with all waters and water rights of every kind and description and however evidenced, and all ditches or other conduits, rights therein and rights of way therefor, which now are or hereafter may be appurtenant to said premises or any part thereof, or used in connection therewith.

\$93.50 Cancelled Documentary Stamps affixed.

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

Dated this 17th day of June, 1958.

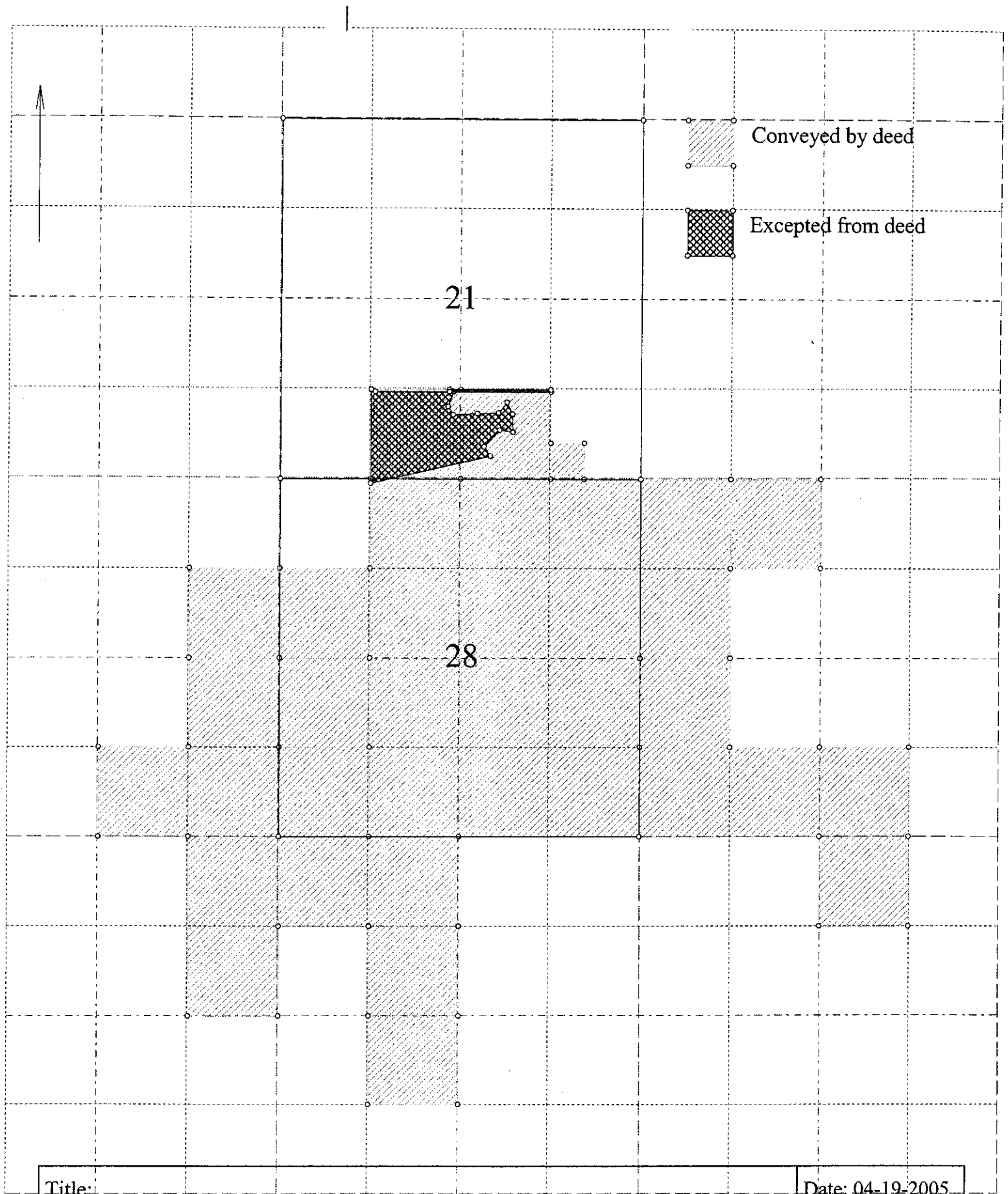
Mariner R. Jensen  
Eileen H. Jensen  
Van E. Jensen  
Dorothy H. Jensen  
Gail B. Jensen  
Isabel T. Jensen  
W. Niel Jensen  
Clara C. Jensen

STATE OF UTAH )  
County of Cache ) ss

On this 17th day of June, 1958, before me, a Notary Public in and for said State, personally appeared Mariner R. Jensen and his wife, Eileen H. Jensen; Van E. Jensen and his wife, Dorothy H. Jensen; Gail B. Jensen and his wife, Elizabeth G. Jensen; and W. Niel Jensen and his wife, Clara C. Jensen, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

(SEAL)

B. J. Ravsten  
NOTARY PUBLIC  
Residing at: Logan, Utah  
My Commission Expires: March 18, 1960  
Recorded at the request of Southeast Title & Realty Co.: 10:18 A.M.; January 18, 1959  
By Amos B. Hulme Deputy  
Pee: \$3.00  
Amos B. Hulme, Recorder.



Title:

Date: 04-19-2005

Scale: 1 inch = 1833 feet

File: 1958 Mariner Jensen et.al. to Harrison Warranty Deed.des

THIS INDENTURE, made this 20th day of June, 1958, between Marriner R. Jensen and wife, Eileen H. Jensen of Raymond, County of Bear Lake, State of Idaho, the parties of the first part and RAY E. JENSEN and wife, SELMA A. JENSEN, as joint tenants and not tenants in common, with full rights of survivorship of Young Ward, County of Cache, State of Utah, the parties of the second part,

WITNESSETH, that the said parties of the first part, for and in consideration of the sum of ONE AND NO/100-----Dollars lawful money of the United States of America, to them in hand paid by the parties of the second part, the receipt whereof is hereby acknowledged do by these presents remise, release and forever QUITCLAIM, unto the said parties of the second part, and to their heirs and assigns, forever, all the following described real estate, situated in Bear Lake County, State of Idaho, to-wit:

Description attached.

Description:

TRACT 1: The Southwest quarter of the Northwest quarter and the Southwest quarter of the Southwest quarter of Section 28; the Southeast quarter of the Northeast quarter, the East half of the Southeast quarter and the Southwest quarter of the Southeast quarter of Section 29; and the East half of the Northeast quarter of Section 32; all in Township 13 South, Range 46 East of the Boise Meridian.

TRACT 2: The North half of the Northwest quarter, the Southeast quarter of the Northwest quarter and the Northeast quarter of the Southwest quarter of Section 33. The South half of the Southwest quarter, the Southwest quarter of the Southeast quarter of Section 27; and the Northwest quarter of the Northeast quarter of Section 34; all in Township 13 South, Range 46 East of the Boise Meridian.

TRACT 3: The Southwest quarter of the Southeast quarter, and the Southeast quarter of the Southwest quarter of Section 21; the Northeast quarter of the Northwest quarter, the West half of the Northwest quarter, and the Northwest quarter of the Southwest quarter of Section 27; and the East half, the East half of the West half, and the northwest quarter of the Southwest quarter of Section 28; all in Township 13 South, Range 46 East of the Boise Meridian, except the following described tract:

Beginning at the Northwest corner of the Southeast quarter of the Southwest quarter of Section 21, Township 13 South, Range 46 East of the Boise Meridian, running thence South 1388 feet, thence North 77° East 1800 feet to West side of Thomas Fork Creek, thence along said Creek North 34° West 166 feet, thence North 43° East 337 feet, thence South 61° East 200 feet, thence North 20° West 268 feet, thence North 25° West 193 feet, thence South 39° West 200 feet, thence South 88° West 310 feet, thence South 87° West 356 feet, thence North 31° West 142 feet, thence North 20° East 232 feet, to North side of homestead, (which is North line of said Southeast quarter of the Southwest quarter of Section 21) thence West 1149 feet to place of beginning. Also, except strip of land described as follows: Beginning at the Southeast corner of the Northwest quarter of the Southeast quarter of Section 21, Township 13 South, Range 46 East of the Boise Meridian, running thence West 141 feet, thence South 33 feet, thence East 1491 feet, thence North 33 feet to the place of beginning. Also, beginning at a point 827 feet West from the Southeast corner of Section 21, Township 13 South, Range 46 East of the Boise Meridian, running thence West 493 feet, thence North 530 feet, thence East 493 feet, thence South 410 feet to point of beginning. Subject to right of way for ditches and road, as same now exist over and across said property.

WATER RIGHTS: Together with all water rights, and rights of ditches, canals and laterals, and rights of way therefor, appurtenant to said premises or used in connection therewith now and/or at any time during the existence of this contract, including (but not limited to the following); Right to the use of decreed waters of Thomas Fork Creek as follows: 480 miners inches with April 1, 1885, priority, and 140 miners inches with April 1, 1887, priority; also 1/3th flow of Raymond Creek with May 15, 1880 priority, together with the tenements, hereditaments, rights, privileges and appurtenances, including private road, now or hereafter belonging to or used in connection with the above described premises; and all plumbing, lighting, heating, cooling, ventilating, elevating, watering and irrigation apparatus, stationary scales and other fixtures, now or hereafter belonging to or used in connection with the above described premises, all of which are hereby declared to be appurtenant to said land; and together with all water and water rights of every kind and description and however evidenced, and all ditches or other conduits, rights therein and rights of way therefore, which now are or hereafter may be appurtenant to said premises or any part thereof, or used in connection therewith.

Together with grazing permit for 90 head of livestock on the National Forest, and together with machinery and equipment as specifically described in the attached list, which said list is made a part hereof by reference.

Together with growing crops, one-half of all stacked hay on Ranch and approximately 400 bushels of barley and 3 horses.

TOGETHER, with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof;

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto the said parties of the second part, and to their heirs and assigns forever.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Marriner R. Jensen (SEAL)

Eileen H. Jensen (SEAL)

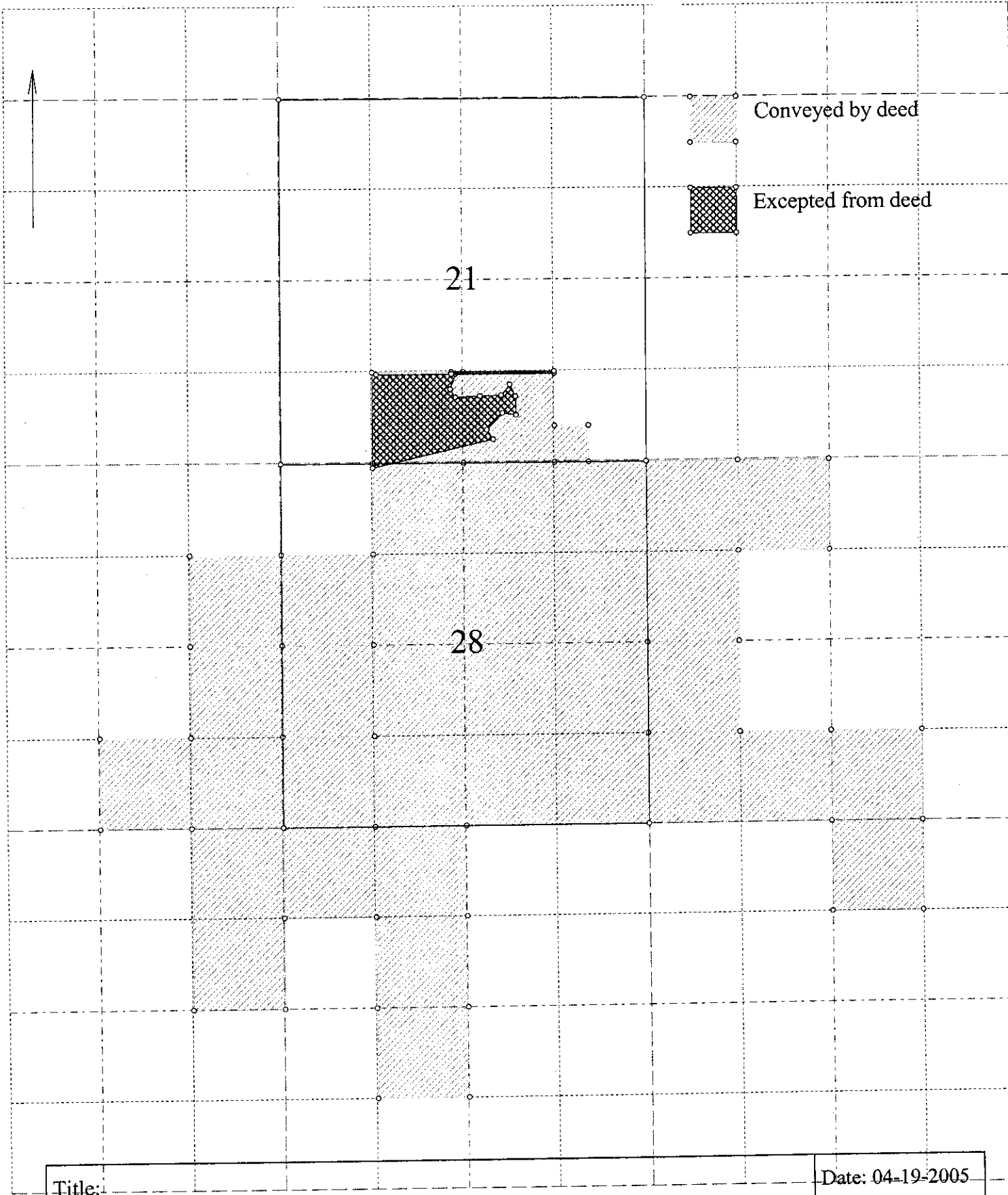
STATE OF IDAHO, )  
 ) ss.  
County of Bear Lake )

On this 6 day of July, 1958, before me, a Notary Public in and for the State of Idaho, personally appeared Marriner R. Jensen and his wife, Eileen H. Jensen known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, a Notary Public in and for the State of Idaho, at the place in this certificate first above written.

(SEAL)

James A. McGee



|                           |                                                                   |                  |
|---------------------------|-------------------------------------------------------------------|------------------|
| Title:                    |                                                                   | Date: 04-19-2005 |
| Scale: 1 inch = 1833 feet | File: 1958 Mariner Jensen et.al. to Ray Jensen Quitclaim Deed.des |                  |

THIS INDENTURE, made this 17th day of April, 1953, in the year of our Lord one thousand nine hundred and fifty-three, between THOMAS A. BUDGE and HELEN J. BUDGE, his wife, of Logan, Cache County, Utah, the parties of the first part, and RAY E. JENSEN, MARTINER R. JENSEN, VAN E. JENSEN, GAIL B. JENSEN and W. NEIL JENSEN, of College Ward, Cache County, Utah, the parties of the second part. WITNESSETH:

That the said parties of the first part, for and in consideration of the sum of One Dollar, lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all the following described real estate, situated in the County of Bear Lake, State of Idaho, to-wit:

#### Tract 1

The southwest quarter of the northwest quarter and the southwest quarter of the southwest quarter of Section 28; the southeast quarter of the northeast quarter, the east half of the southeast quarter and the southwest quarter of the southeast quarter of Section 29; and the east half of the northeast quarter of Section 32; all in Township 13 South, Range 46 East of the Boise Meridian;

#### Tract 2

The north half of the northwest quarter, the southeast quarter of the northwest quarter and the northeast quarter of the southwest quarter of Section 33; the south half of the southwest quarter, the southwest quarter of the southeast quarter of Section 27; and the northwest quarter of the northeast quarter of Section 34; all in Township 13 South, Range 46 East of the Boise Meridian;

#### Tract 3

The southwest quarter of the southeast quarter, and the southeast quarter of the southwest quarter of Section 21; the northeast quarter of the northwest quarter, the west half of the northwest quarter, and the northwest quarter of the southwest quarter of Section 27; and the east half, the east half of the west half, and the northwest quarter of the southwest quarter of Section 28; all in Township 13 South, Range 46 East of the Boise Meridian; except the following described tract: Beginning at the northwest corner of the southeast quarter of the southwest quarter of Section 21, Township 13 South, Range 46 East of the Boise Meridian; running thence south 1388 feet; thence north 77° east 1800 feet to the west side of Thomas Fork Creek; thence along said creek north 34° west 166 feet; thence north 43° east 337 feet; thence south 81° east 200 feet; thence north 2° west 268 feet; thence south 88° east 337 feet; thence south 39° west 200 feet; thence south 88° west 310 feet; thence south 87° west 356 feet; thence north 31° west 142 feet; thence north 20° east 232 feet to the north side of homestead (which is north line of said southeast quarter of the southwest quarter of Section 21); thence west 1449 feet to the place of beginning. Also, except strip of land described as follows: Beginning at the southeast corner of the northwest quarter of the southeast quarter of Section 21, Township 13 South, Range 46 East of the Boise Meridian; running thence west 1491 feet; thence south 33 feet; thence east 1491 feet; thence north 33 feet to the place of beginning. Also, beginning at a point 827 feet west from the southeast corner of Section 21, Township 13 South, Range 46 East of the Boise Meridian; running thence west 493 feet; thence north 530 feet; thence east 493 feet; thence south 530 feet to the point of beginning. Subject to right of way for ditches and road, as same now exist over and across said property;

Together with all water rights, and rights to ditches, canals and laterals, and rights of way therefor, appurtenant to said premises or used in connection therewith now and/or at any time, including (but not limited to) the following: Right to the use of decreed waters of Thomas Fork Creek as follows: 480 miner's inches with April 1, 1886, priority; and 140 miner's inches with April 1, 1886, priority; also 1/6th flow of Raymond Creek with May 15, 1880, priority; together with the elements, hereditaments, rights, privileges and appurtenances, including private road, now

to or used in connection with the above-described premises; and all plumbing, lighting, heating, cooling, ventilating, elevating, watering and irrigation apparatus, stationary engines and other fixtures now or hereafter belonging to or used in connection with the above-described premises, all of which are hereby declared to be appurtenant to said land; and together with all waters and water rights of every kind and description and however evidenced, and all ditches or other conduits, rights therein and rights of way therefor, which are now or hereafter may be appurtenant to said premises, or any part thereof, or used in connection therewith.

together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to said property, as well in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD all and singular the above-mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever; and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, and their heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Thomas A. Budge (Seal)

Helen J. Budge (Seal)

Signed, sealed and delivered in the presence of:

Charles P. Olson

STATE OF UTAH )  
County of Cache ) ss

On this 17th day of April, in the year 1953, before me, Charles P. Olson, a Notary Public in and for said state, personally appeared Thomas A. Budge and Helen J. Budge, his wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that 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.

(SEAL)

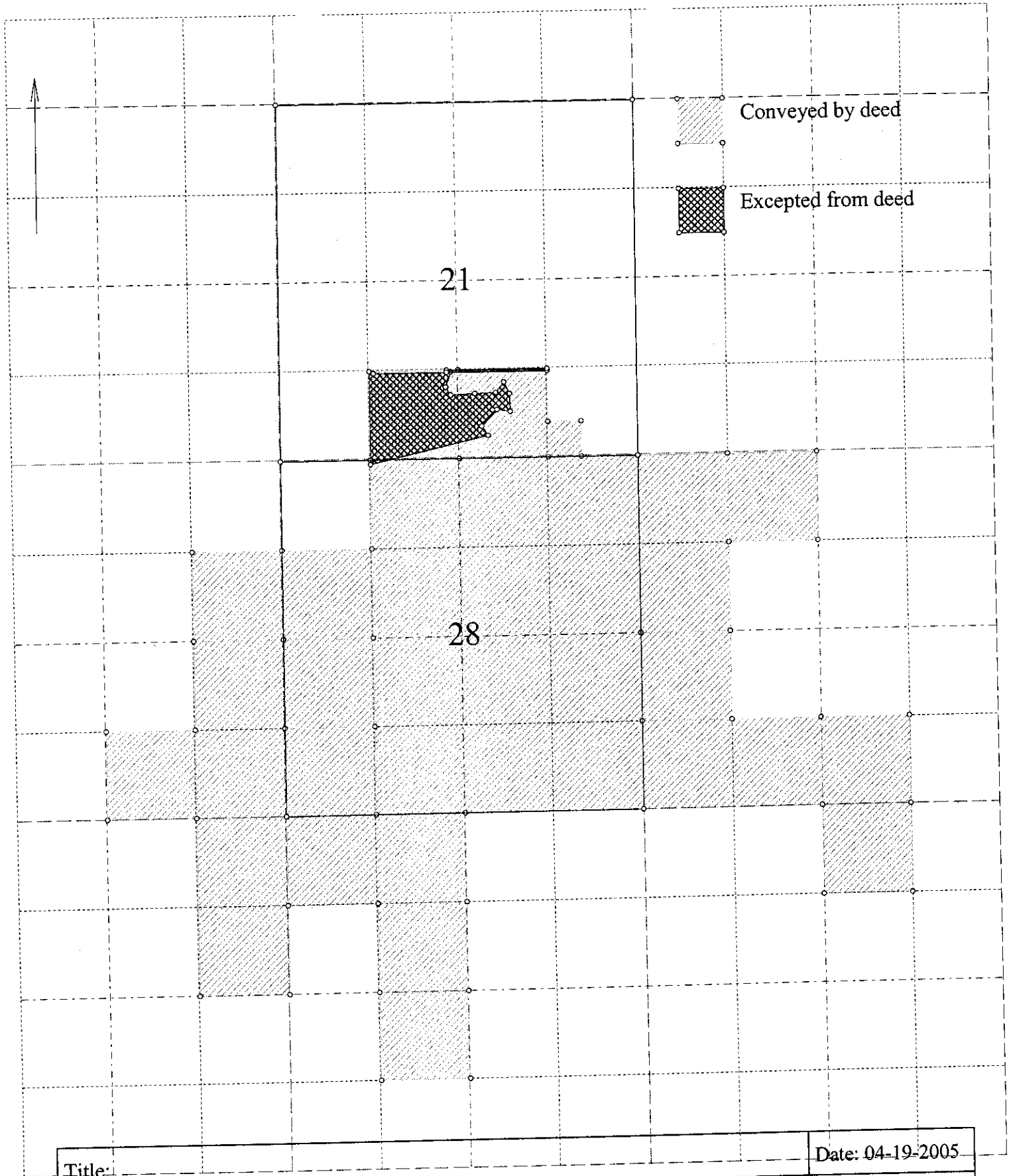
Charles P. Olson  
NOTARY PUBLIC  
Residing at: Logan, Utah.  
My commission expires: 1-31-56.

Recorded at the request of Southeast Title & Realty Co.: 10:16 A.M.; January 18, 1955:  
Book 50 of Deeds at page 209.  
By Robert Tye Deputy Amos B. Hulme, Recorder.  
Fee: \$3.00

No. 86005.

QUITCLAIM DEED

THIS INDENTURE, made this 20th day of June, 1953, between Marriner R. Jensen and wife, Eileen H. Jensen of Raymond, County of Bear Lake, State of Idaho, the parties of the first part and RAY E. JENSEN and wife, SELMA A. JENSEN, as joint tenants and not tenants in common, with full rights of survivorship of Young Ward, County of Cache, State of Utah, the parties of the second part,



|                           |                                              |                  |
|---------------------------|----------------------------------------------|------------------|
| Title:                    |                                              | Date: 04-19-2005 |
| Scale: 1 inch = 1833 feet | File: 1953 Budge to Jensen Warranty Deed.des |                  |

86445

Deed made is 29th day of August in the year of our Lord one thousand nine hundred and sixteen between Gladys Mumford, a single woman, of Raymond of the County of Blaine, State of Idaho, the party of the first part, and Thomas A. Budge of Logan, County of Blaine, State of Idaho, the party of the second part.

That the said party of the first part, for and in consideration of the sum of One Thousand and no/100 (\$75,000.00) Dollars, lawful money of the United States, to her in hand paid by the said party of the second part, the receipt of which is hereby acknowledged, has granted, bargained and sold, and by these presents does hereby sell, convey and confirm unto the party of the second part, and to his heirs and assigns forever, all the following described real estate, situated in Blaine, County of Blaine, State of Idaho, to-wit:

Tract 1: The Southwest quarter of the Northwest Quarter and the Northwest quarter of the Southwest Quarter of Section Twenty-eight; the Southeast Quarter of the Northeast Quarter, the East Half of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter of Section Twenty-nine; and the East Half of the Northeast Quarter of Section Thirty-two; all in Township Thirteen South, Range Forty-six East of the Boise Meridian.

Tract 2: The North Half of the Northwest Quarter, the Southeast Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest quarter of Section Thirty-three; the South Half of the Southwest quarter, the Southwest Quarter of the Southeast Quarter of Section Twenty-seven; and the Northwest Quarter of the Northeast Quarter of Section Thirty-four; all in Township Thirteen South, Range Forty-six East of the Boise Meridian.

Tract 3: The Southwest Quarter of the Southeast Quarter, and the Southeast Quarter of the Southwest quarter of Section Twenty-one; the Northeast Quarter of the Northwest quarter, the West Half of the Northwest Quarter, and the Northwest Quarter of the Southwest Quarter of Section Twenty-seven; and the East Half, the East Half of the West Half, and the Northwest quarter of the Southwest Quarter of Section Twenty-eight; all in Township Thirteen South, Range Forty-six East of the Boise Meridian, except the following described tract: Beginning at the Northwest Corner of the Southeast Quarter of the Southwest Quarter of Section Twenty-one, Township Thirteen South, Range Forty-six East of the Boise Meridian, run thence South 1388 feet; thence North 77° East 1900 feet to West side of Thomas Fork Creek, thence along said creek North 54° West 130 feet; thence North 43° East 357 feet, thence South 81° East 200 feet, thence North 2° West 268 feet, thence North 25° West 193 feet, thence South 39° West 200 feet, thence South 86° West 310 feet, thence South 37° West 356 feet, thence North 31° West 142 feet, thence North 20° East 232 feet to North side of homestead, (which is North line of said Southeast Quarter of the Southwest quarter of Section Twenty-one) thence West 1149 feet to place of beginning. Also, except strip of land described as follows: Beginning at the Southeast Corner of the North West Quarter of the Southeast Quarter of Section Twenty-one, Township Thirteen South, Range Forty-six East of the Boise Meridian, run thence West 1491 feet, thence South 33 feet; thence East 1491 feet, thence North 33 feet to place of beginning.

Also, beginning at a point 827 feet West from the Southeast Corner of Section Twenty-one, Township Thirteen South, Range Forty-six East of the Boise Meridian, run thence West 493 feet, thence North 530 feet; thence East 493 feet, thence South 530 feet to point of beginning. Subject to right of way for ditches and road as same now exists over and across said property.

**WATER RIGHTS:** Together with all water rights, and rights to ditches, canals and laterals, and rights of way therefor, appurtenant to said premises or used in connection therewith now and/or at any time during the existence of said contract, including but not limited to the following: Right to the use of decreed waters of Thomas Fork Creek as follows: 480 miners inches with April 1, 1887 priority; also, 1/5th flow of Raymond Creek, with May 15, 1880 priority, together with the tenements hereditaments, rights, privileges and appurtenances, including private roads now or hereafter belonging to or used in connection with above described premises; all plumbing, lighting, heating, cooling, ventilating, elevating, watering and irrigation apparatus, stationary scales and other fixtures now or hereafter belonging to or used in connection with above des. premises, all of which are hereby declared to be appurtenant to said land, with all water rights of every kind, and all ditches or conduits, rights of way which are now are or hereafter may be appurtenant to said premises.

\$72.50 Cancelled Documentary Stamps affixed.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD all and singular the above



STATE OF Idaho

County of Caribou

ss.

On this 29th day of August in the year 1951, before me S. E. MATTHEWS, a Notary Public in and for said County, Personally appeared Gladys Mumford, a single woman, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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.

(SEAL)

My commission expires July 28, 1952

S. E. Matthews

Notary Public.

Recorded at the request of Southeast Title & Realty Co.; 10:15 A.M.; January 18, 1955;  
Book 50 of Deeds at page 208.

By Ruth E. Hulme Deputy

Amos B. Hulme, Recorder.

Fee: \$3.00

No. 86004.

WARRANTY DEED

THIS INDENTURE, made this 17th day of April, 1953, in the year of our Lord one thousand nine hundred and fifty-three, between THOMAS A. BUDGE and HELEN J. BUDGE, his wife, of Logan, Cache County, Utah, the parties of the first part, and RAY E. JENSEN, MARINER R. JENSEN, VAN E. JENSEN, GAIL B. JENSEN and W. NEIL JENSEN, of College Ward, Cache County, Utah, the parties of the second part, WITNESSETH:

That the said parties of the first part, for and in consideration of the sum of One Dollar, lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all the following described real estate, situated in the County of Bear Lake, State of Idaho, to-wit:

Tract 1

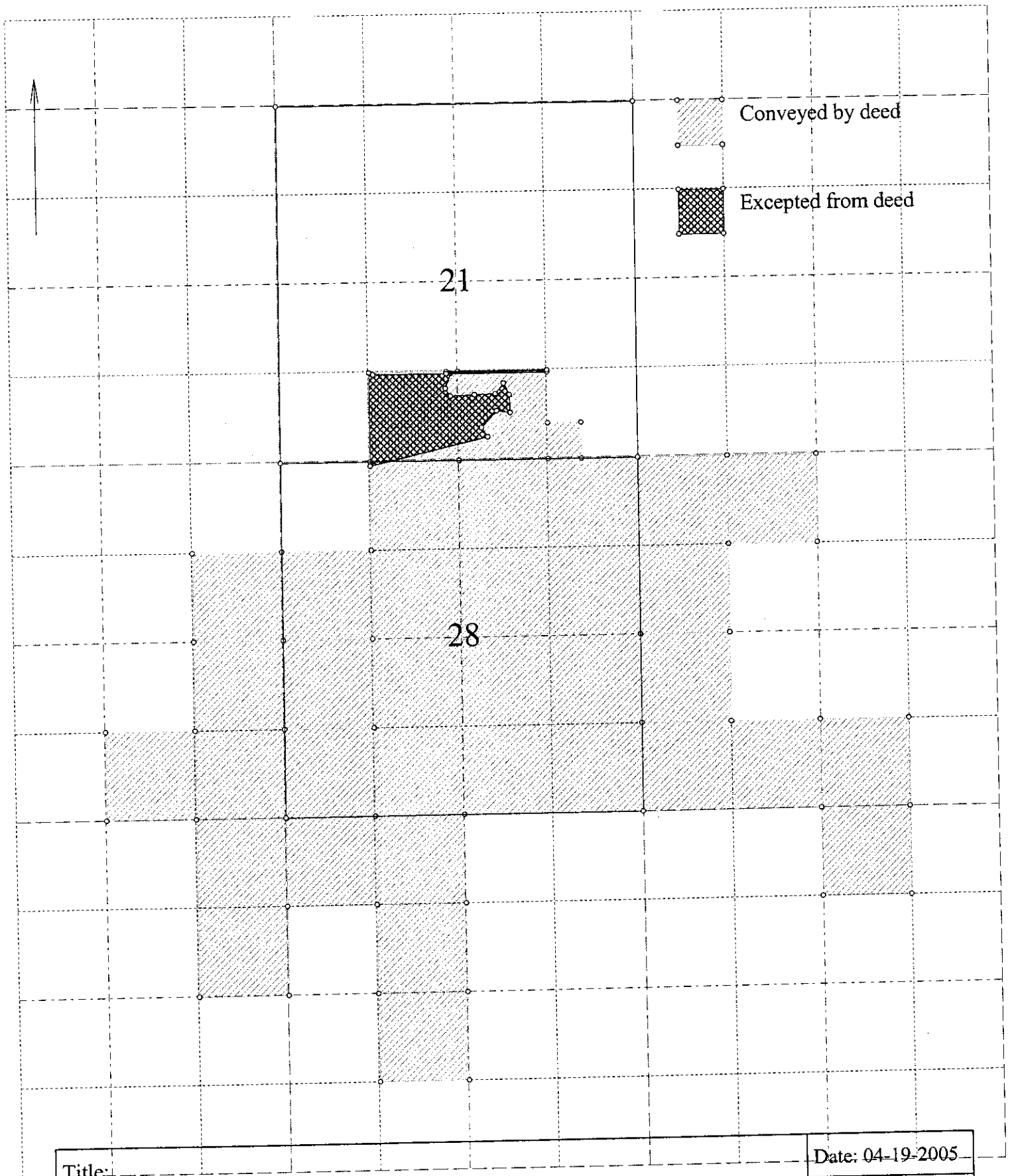
The southwest quarter of the northwest quarter and the southwest quarter of the southwest quarter of Section 28; the southeast quarter of the northeast quarter, the east half of the southeast quarter and the southwest quarter of the southeast quarter of Section 29; and the east half of the northeast quarter of Section 32; all in Township 13 South, Range 46 East of the Boise Meridian;

Tract 2

The north half of the northwest quarter, the southeast quarter of the northwest quarter and the northeast quarter of the southwest quarter of Section 33; the south half of the southwest quarter, the southwest quarter of the southeast quarter of Section 27; and the northwest quarter of the northeast quarter of Section 34; all in Township 13 South, Range 46 East of the Boise Meridian;

Tract 3

The southwest quarter of the southeast quarter, and the southeast quarter of the southwest quarter of Section 21; the northeast quarter of the northwest quarter, the west half of the northwest quarter, and the northwest quarter of the southwest quarter of Section 27; and the east half, the east half of the west half, and the northwest quarter of the southwest quarter of Section 28; all in Township 13 South, Range 46 East of the Boise Meridian; except the following described tract: Beginning at the northwest corner of the southeast quarter of the southwest quarter of Section 21, Township 13 South, Range 46 East of the Boise Meridian; running thence south 1288 feet; thence north 770 feet 1800 feet to the west side of Thomas



|                           |                                                             |                  |
|---------------------------|-------------------------------------------------------------|------------------|
| Title:                    |                                                             | Date: 04-19-2005 |
| Scale: 1 inch = 1833 feet | File: 1951 Gladys Mumford to Thomas Budge Warranty Deed.des |                  |

232  
By Rudy Bolton Deputy  
Fee \$1.20

Sam V. Tunks, Recorder

No. 61590 +

WARRANT

BK 42- Pg 233

THIS INDENTURE, Made this 7th day of October in the year of our Lord one Thousand Nine Hundred and Forty-eight, between John W. Mumford, an unmarried man of Raymond, County of Bear Lake, State of Idaho the party of the first part, and Gladys Mumford of Raymond, County of Bear Lake, State of Idaho the party of the second part:

WITNESSETH: That the said party of the first part, for and in consideration of the sum of Ten and 00/100 and Love and Affection Dollars, lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said party of the second part, and to her heirs and assigns forever: All those certain lots pieces or parcels of land situate, lying and being in the County of Bear Lake State of Idaho, bounded and more particularly described as follows, to-wit:

THE Southwest Quarter of the Southeast Quarter, and the Southeast Quarter of the Southwest Quarter of Section Twenty-one; the Northeast Quarter of the Northwest Quarter, the West Half of the Northwest Quarter, and the Northwest Quarter of the Southwest Quarter of Section Twenty-seven; and the East Half, the East Half of the West Half, and the Northwest Quarter of the Southwest Quarter of Section Twenty-eight; all in Township Thirteen South Range Forty-six East of the Boise Meridian, except the following described tract: Beginning at the Northwest Corner of the Southeast Quarter of the Southwest Quarter of Section Twenty-one, Township Thirteen South, Range Forty-six East of the Boise Meridian, run thence South 1388 feet, thence North 77° East 1800 feet to West side of Thomas Fork Creek, thence along said creek North 34° West 166 feet, thence North 43° East 337 feet, thence South 81° East 200 feet, thence North 2° West 268 feet, thence North 25° West 193 feet, thence South 39° West 200 feet, thence South 88° West 310 feet, thence South 87° West 356 feet, thence North 31° West 142 feet, thence North 20° East 232 feet to North side of homestead (which is North line of said Southeast Quarter of the Southwest Quarter of Section Twenty-one,) thence West 1149 feet to place of beginning. Also, except strip of land described as Follows: Beginning at the Southeast corner of the Northwest Quarter of the Southeast Quarter of Section Twenty-one, Township Thirteen South, Range Forty-six East of the Boise Meridian, run thence West 1491 feet, thence South 33 feet, thence East 1491 feet, thence North 33 feet to place of beginning.

Also, beginning at point 827 feet West from the Southeast Corner of Section Twenty-one, Township Thirteen South, Range Forty-six East of the Boise Meridian, run thence West 493 feet, thence North 530 feet, thence East 493 feet, thence South 530 feet to point of beginning.

This Deed is given to Correct that certain Warrnty deed dated 21st of February 1945 and recorded 23rd of February 1945 in Book 39 of Deeds Page 301 Records of Bear Lake County, State of Idaho.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said party of the second part, and to her heirs and assigns forever, and the said party of the first part, and his heirs the said premises in the quiet and peaceable possession of the said party of the second part, her heirs and assigns against the said party of the first part, and his heirs and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

John W. Mumford

STATE OF IDAHO, )  
County of Bear Lake ) SS.

On this 14th day of October, in the year 1948, before me Chas. E. Harris, a Notary Public in and for said County and State, personally appeared W. Mumford, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.

(SEAL)

Chas. E. Harris  
Notary Public.  
for Idaho.  
Residence Montpelier, Idaho  
My Com. Expires March 6, 195

Recorded at the request of W. Smith Hoge; 11:10 A.M.; Oct 21, 1948; Book 42 of Deeds at page 233.

Sam V. Tunks, Recorder

By W. Smith Hoge Deputy  
Fee, \$ 1.60

OIL, GAS AND MINERAL GRANTS

No. 61594

THE STATE OF OKLAHOMA )  
COUNTY OF TULSA )

SS.

KNOW ALL MEN BY THESE PRESENTS

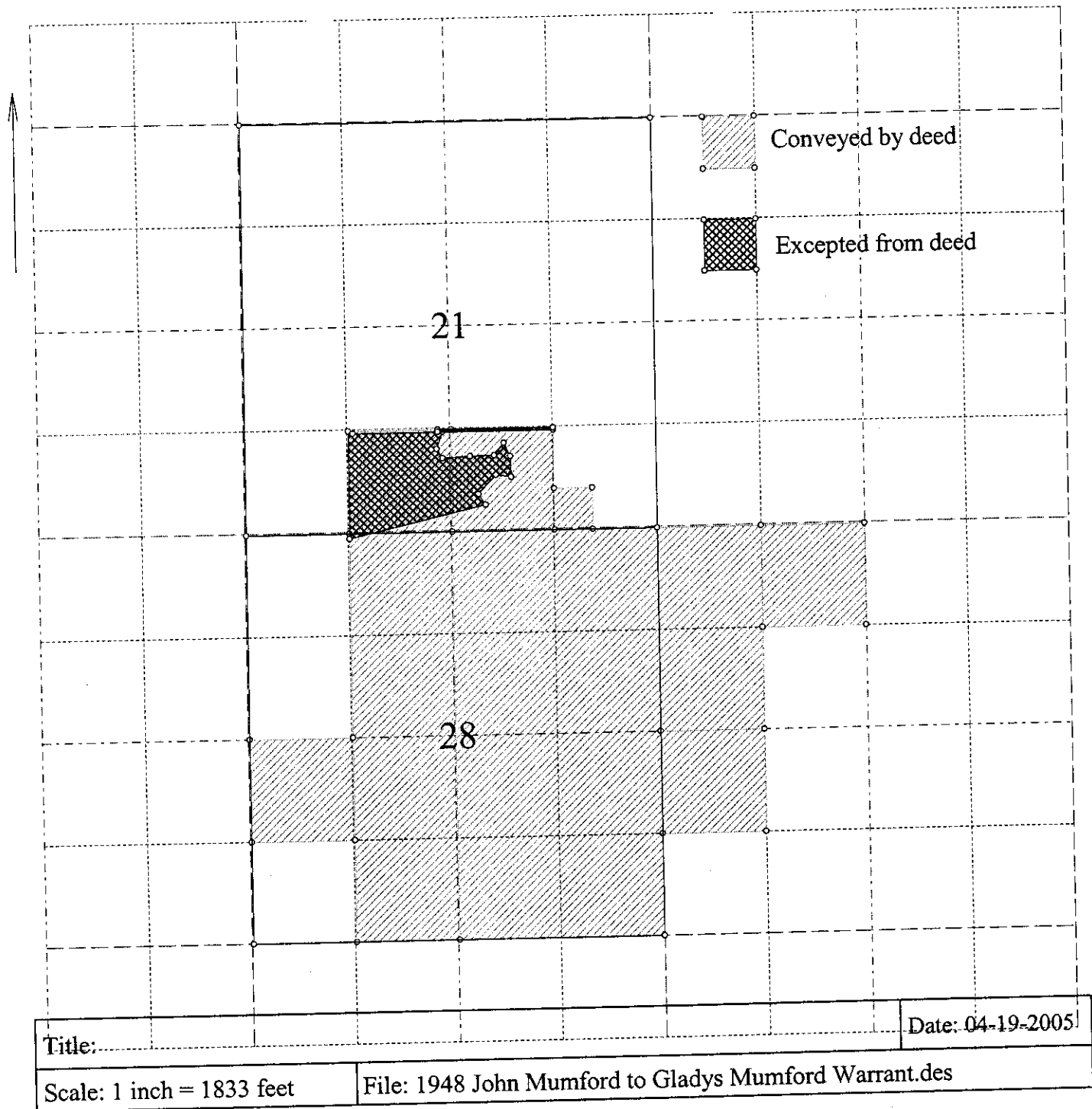
That R. W. Slemaker and Ruth Slemaker, his wife of the County of Tulsa, State of Oklahoma, hereinafter called Grantor (whether one or more), for and in consideration of the sum of One and no/100 dollars, cash in hand paid by J. W. Carter, 1307 Commercial Standard Bldg., Ft. Worth, Texas, hereinafter called Grantee (whether one or more), the receipt of which is hereby acknowledged, have granted, bargained, sold, conveyed, transferred, set over and delivered and by these presents do grant, bargain, sell, convey transfer, set over and deliver unto the said Grantee, forever, an undivided 15/16ths interest in, to and of all oil, gas and other minerals, whether similar or dissimilar, on, in, under and that may be produced from the following described land situated in the County of Bear Lake, State of Idaho, more particularly described as follows, to-wit:

E $\frac{1}{2}$  of the NW $\frac{1}{4}$  and the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 20 and the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 6, Township 10 South, Range 42 East of B.M., containing 160 acres, more or less.

Grantee shall pay for any damage to growing crops caused by his operations.

Together with the right of ingress and egress in, upon and over said land at all times, for the purpose of mining, drilling and exploring said land for oil, gas and other minerals and removing the same therefrom; together with the use of such amount of the surface of said land as is necessary or useful to produce, save, store, refine, treat, transport and remove such oil, gas and other minerals, and to conduct all operations and erect and use thereon all buildings, derricks, tanks, structures, machinery and equipment as may be necessary or proper for such purpose, together with the right to lay and operate thereon pipe lines, telephone and telegraph lines, and to repair and remove from said land any of Grantee's property thereon at any time, including the right to pull and remove casing.

In respect to the undivided one-sixteenth (1/16) part of and interest in the oil, gas and other minerals retained and reserved by the original owner John B. Hopkins and Kathryn L. Hopkins, his wife in said land, it is understood and agreed that said one-sixteenth (1/16) interest is and shall always be a royalty interest and shall always be a royalty interest and shall not be charged with any of the costs which the grantee may incur in exploring, drilling, mining, developing and operating wells or mines for the production of oil, gas and other minerals; and if the Grantee, or his heirs, executors, assigns or any person or concern to whom the Grantee shall give an oil and gas mining lease thereon, shall, by his or their explorations and operations, discover and produce oil, gas and other minerals the Original Owner, one-sixteenth (1/16) royalty interest above referred to shall be delivered free of cost to the Original Owner, at the wells or mines or to the credit of Original Owner, in pipe lines or storage provided by the Original Owner. It is expressly understood that the Grantee shall never be required or under any covenant or obligation, either express or implied, to drill or operate on said lands or any part thereof for the discovery of, or production of oil, gas and other minerals, and that all drilling operations and developments for oil, gas and other minerals, before and after discovery, shall be solely at the Grantee's option and election, and that any wells or mines discovered or drilled by the Grantee may be abandoned or operated at the discretion of the Grantee.



...any water and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States. Excepting and reserving, also, to the United States all the phosphate in the lands so patented, and to it, or persons authorized by it, the right to prospect for, mine, and remove such deposits from the same upon compliance with the conditions and subject to the provisions and limitations of the Act of July 17, 1914 (38 Stat., 509).

IN TESTIMONY WHEREOF, I, Warren G. Harding, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the FIFTEENTH day of MAY in the year of our Lord one thousand nine hundred and TWENTY-THREE and of the Independence of the United States the one hundred and FORTY-SEVENTH.

By the President: Warren G. Harding

(SEAL)

By Viola B. Pugh Secretary.

RECORDED: Patent Number 906431

M. P. LeRoy

Recorder of the General Land Office

Recorded at the request of Leonard Smith; 2:45 P.M.; February 21, 1945; Book 39 of Deeds at page 301.

By Ruby Boston Deputy

Sam V. Tunks, Recorder

Fee: 80¢

No. 55645. ✓

WARRANTY DEED

BK 39 P6 301

THIS INDENTURE, made this 21st day of February, in the year of our Lord One Thousand Nine Hundred and Forty-Five, between JOHN W. MUMFORD, an unmarried man, of Raymond, Bear Lake County, State of Idaho, the party of the first part, and GLADYS MUMFORD, of Raymond, Bear Lake County, State of Idaho, the party of the second part:

WITNESSETH: That the said party of the first part, for and in consideration of the love and affection which he bears to party of the second part, and the sum of Ten and No/100 (\$10.00) Dollars, lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents, grant, bargain, sell and convey and confirm unto said party of the second part, and to her heirs and assigns forever, all those certain lots, pieces or parcels of land situate, lying and being in the County of Bear Lake, State of Idaho, bounded and more particularly described as follows, to-wit:

✓ The North  $\frac{1}{2}$  of the Northwest  $\frac{1}{4}$ ; the Southwest  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$ ; and the Northwest  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  of Section 27, Township 13 South, Range 46 E.B.M.

✓ The Northeast  $\frac{1}{4}$ ; the North  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$ ; the East  $\frac{1}{2}$  of the Northwest  $\frac{1}{4}$ ; the Northeast  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$ ; and the Northwest  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  of Section 28, Township 13 South, Range 46 E.B.M.

Fraction Southeast  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$ ; fraction Southwest  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$ ; and fraction Southeast  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  of Section 21, Township 13 South, Range 46 E.B.M.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said party of the second part, and to her heirs and assigns forever. And the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said party of the second part, her heirs and assigns against the said party of the first part, and his heirs, and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said party of the first part has hereunto set his hand and seal the day and year first above written.

John W. Mumford

Signed, sealed and delivered in the presence of:

Before me, the undersigned, a Notary Public for the State of Idaho, personally appeared JOHN W. MUMFORD, an unmarried man, who is the owner of the within instrument, and he acknowledged to me that he executed the same for the purposes and consideration therein expressed. I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Edwin B. Cannon  
NOTARY PUBLIC

(SEAL)  
My Commission Expires Feb. 23, 1945.

Residing at Salt Lake City, Utah.  
February 23, 1945; Book 39 of Deeds

Recorded at the request of J. W. Mumford; 10:30 A.M.;  
at page 301.

Sam V. Tunks, Recorder.

By W. B. Bolton Deputy  
Fee \$1.00

No. 55650. -----  
WARRANTY DEED.

THIS INDENTURE, made this 24th day of January, 1945, between THE FEDERAL LAND BANK OF SPOKANE, a corporation organized and existing under the Act of Congress known as the Federal Farm Loan Act, as amended, with its principal place of business in the City of Spokane, County of Spokane, State of Washington, the party of the first part, and R. K. Nelson party of the second part,

WITNESSETH: That the party of the first part, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations, receipt of which is hereby acknowledged, does by these presents, Grant, Bargain, Sell, Convey and Warranty to the party of the second part, and to his heirs and assigns forever, the following described real estate, situate in the County of Bear Lake, State of Idaho, to wit:

The South Half of the Southeast Quarter and the South Half of the Southwest Quarter of Section 13; the Southeast Quarter of the Southeast Quarter of Section 14; and the East Half of the Northwest Quarter and the Northeast Quarter of Section 24; all in Township 13 South, Range 44 East of the Boise Meridian.

\$2.75 Cancelled Documentary Stamps affixed.

Together with all the tenements, hereditaments, rights, privileges and appurtenances thereunto belonging, and all waters and water rights, and all watering and irrigating apparatus and fixtures which are appurtenant to or incident to the ownership of said premises; but nothing herein contained shall be construed as a warranty of any water right.

To Have and To Hold said premises unto the party of the second part, his heirs and assigns forever, subject to the following:

1. Unpaid taxes, assessments and water charges, including but not limited to those levied or imposed by the United States Reclamation or Indian Service or by any water or irrigation or drainage district or company, and all other unpaid charges, liens or assessments imposed by or pursuant to law on the above described property, including any and all deferred charges, becoming due subsequent to the year 1936.
2. Any lien imposed by law by reason of the outstanding indebtedness of any drainage, irrigation or other special improvement district; and any lien or encumbrance revived or placed on said property by, through or under the party of the second part.
3. The exceptions, provisions and reservations contained in patents or deeds from the United States of America, or the state in which said land is situate, or in deeds from railway companies; and any and all easements, rights of way for railroads, roads, or highways or other servitudes.

The party of the first part hereby covenants that

BL 38-PG 246

THIS INSTRUMENT was the day of February in the year of our Lord one thousand nine hundred and forty, between the same person as John W. Mumford, unmarried, County of Bear Lake, State of Idaho, party of the first part and Gladys Mumford, unmarried, County of Bear Lake, State of Idaho, party of the second part.

Witnesseth that the said party of the first part, for and in consideration of the sum of ONE DOLLAR and other valuable considerations, lawfully due to the United States of America to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents does GRANT, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY, and CONFIRM unto the said party of the second part, and to her heirs and assigns forever, all that certain piece or parcel of land, situated in the County of Bear Lake, State of Idaho, and known and described as follows, to-wit:

Section 28, and ENE 1/4, sec. 32, and E 1/2, sec. 29, and E 1/2, sec. 28, all in Tp. 15 S. R. 46 E. B. M., containing 440 acres of land, together with all water rights, and water stock, belonging to the said land, and used in connection with the same. Subject to Federal Land Bank mortgage, of Spokane.

\$2.20 Cancelled Documentary Stamps affixed.

Together with all and singular the tenements, hereditaments and appurtenances thereto, belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also all the estate right, title, interest, property possession, claim and demand whatsoever, as well in laws as in equity of the said party of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the said party of the second part, and to her heirs and assigns forever, and said party of the first part, and his heirs, the said party of the second part, against the said party of the first part, and his heirs and assigns, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in Presence of

Chas. E. Harris

J. W. Mumford

SEAL

SEAL

STATE OF IDAHO,  
County of Bear Lake

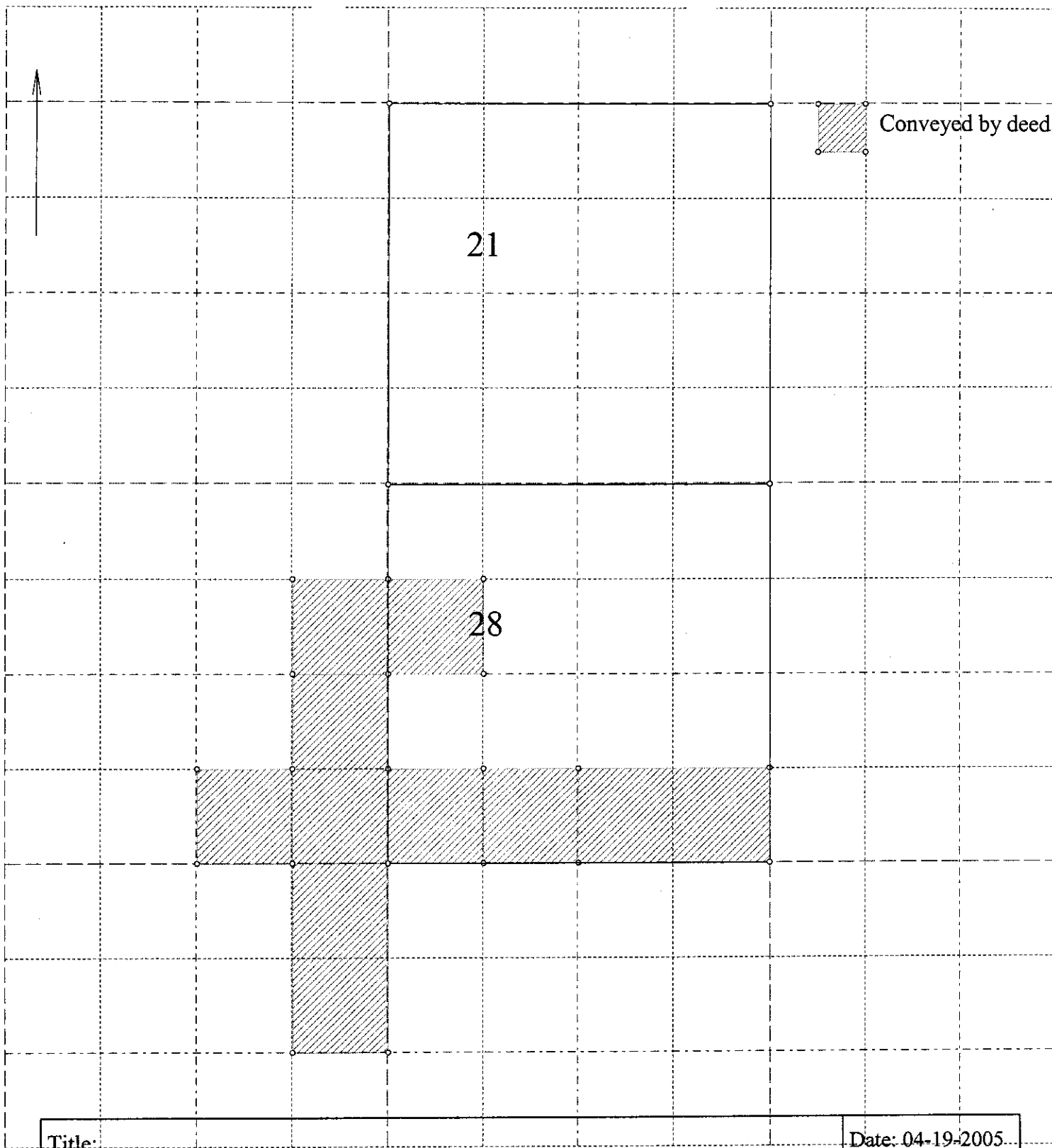
ss.

UNITED STATES OF AMERICA

On this 4th day of February in the year of our Lord one thousand nine hundred and forty, before me, Chas. E. Harris, a Justice of the Peace within and for said County and State personally appeared J. W. Mumford, also known as John W. Mumford, personally known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.

(377)



Title:

Date: 04-19-2005

Scale: 1 inch = 1833 feet

File: 1944 John Mumford to Gladys Mumford.des

# WARRANTY DEED

Bk 29- PG-562

THIS INDENTURE, Made the 15th day of November in the year of our Lord one thousand nine hundred and twenty six, between Mabel Follick Wells and her husband Alfred Wells of Montpelier, County of Bear Lake, State of Idaho, parties of the first part, and John W. Mumford, County of Bear Lake, State of Idaho, party of the second part: WITNESSETH, That the parties of the first part, for and in consideration of the sum of Eleven hundred twenty and no/100, lawful money of the United States of America to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents do GRANT, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY and CONFIRM, unto the said party of the second part, and to his heirs and assigns forever, all that certain piece or parcel of land, situated in the County of Bear Lake, State of Idaho, and known and described as follows, to-wit:

The South West quarter of the North west quarter, the South west quarter of the South west quarter of Section twenty eight (28); the South east quarter of the North east quarter, the East half of the South east quarter, the South west quarter of the South east quarter of Section twenty nine (29) and the East half of the North east quarter of Section thirty two (32) in Township thirteen (13) South of Range forty six (46) East of the Boise Meridian, containing 320 acres, more or less.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also all the estate, right, title, interest, property, possessions, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances, unto the said party of the second part, and to his heirs and assigns, forever, and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said parties of the first part, and their heirs, and against any and all persons whatsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals, the day and year first above written.

Signed, Sealed and Delivered in the Presence of

E. L. McClave.

Mabel Follick Wells.

Alfred W. Wells.

STATE OF IDAHO, )  
County of Bear Lake, ) ss.

UNITED STATES OF AMERICA

On this 15th day of November in the year of our Lord one thousand nine hundred and twenty six, before Edwin L. McClave, a Notary Public, within and for said County and State, personally appeared Mabel Follick Wells and her husband, Alfred W. Wells, personally known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate above written.

(SEAL)

My commission expires March 8th 1928  
Residence Montpelier, Idaho.

Edwin L. McClave, Notary Public

Recorded at request of E. L. McClave,  
at 9:30 o'clock A. M. this 15th

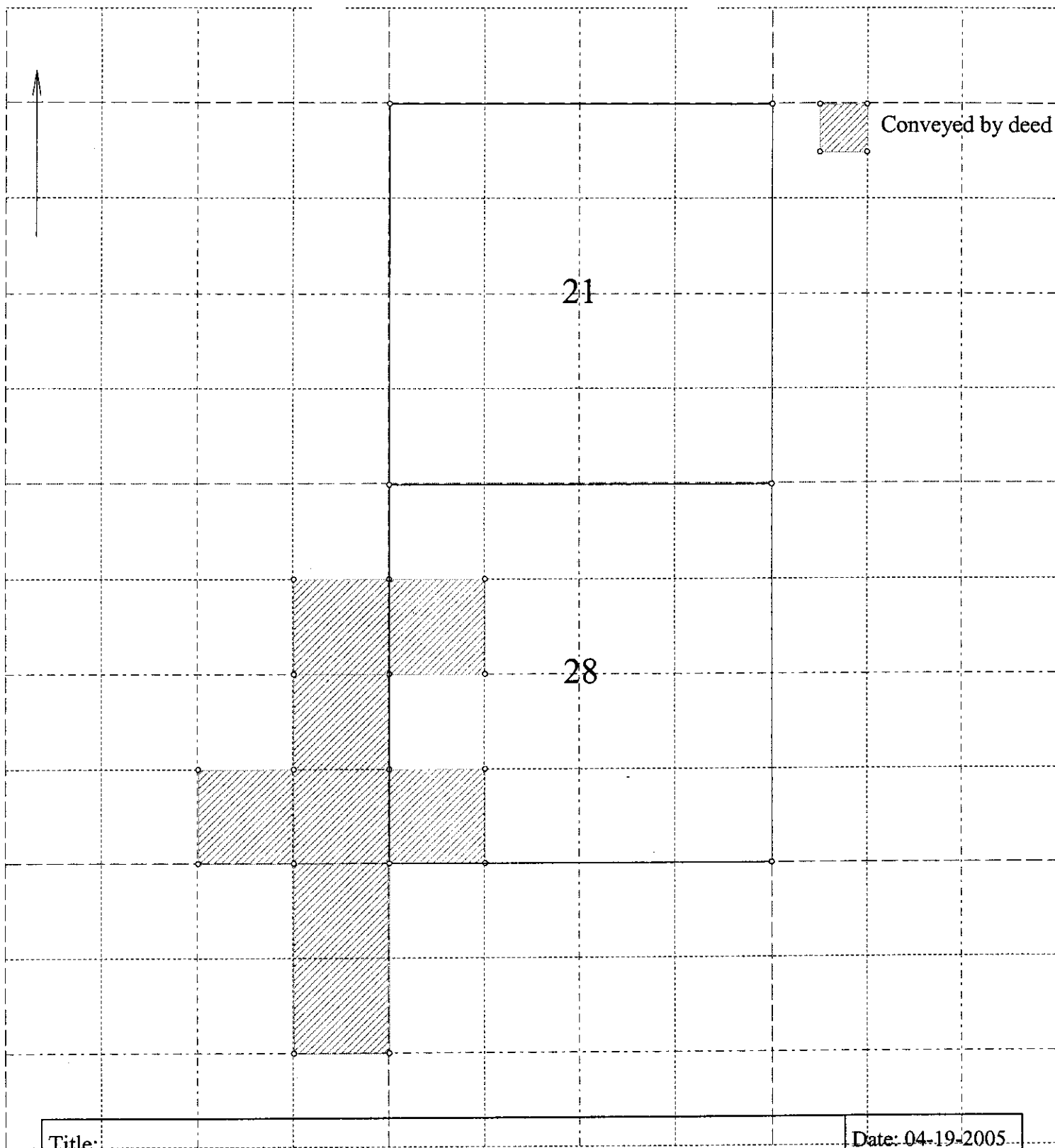
day of October

A. D. 1926

Fee \$1.00

AMV. MURPHY

County Recorder



Title:

Date: 04-19-2005

Scale: 1 inch = 1833 feet

File: 1926 Mabel Follick Wells to John Mumford warranty deed.des

...party of the first part as aforesaid, has hereunto s...

...in the presence of  
Oscar Booth (Seal)  
Administrator of the Estate of  
Ambrosine Booth, deceased.

...January in the year 1923 before me W. Smith Notary Public  
personally appeared Oscar Booth, Administrator of the Estate of  
...to be the person whose name is subscribed to the within  
...have hereunto set my hand and affixed my official seal, the

...W. Smith Hoge, Notary Public.

...at 2 o'clock P.M. this 3rd day of February A.D. 1923  
Deputy, J. S. Peterson, Recorder.

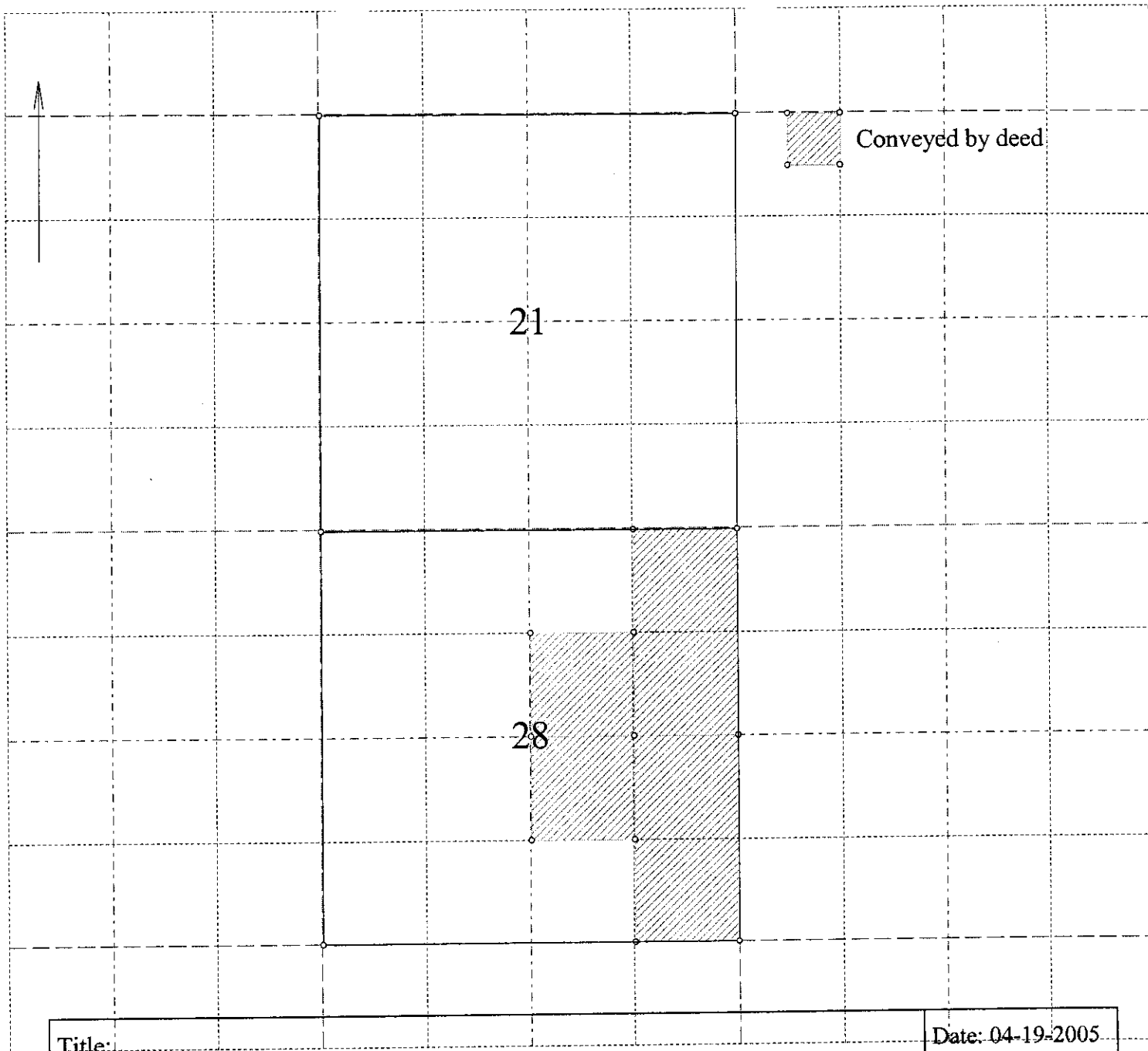
QUIT CLAIM DEED. Bk 27 Pg 154 23959

On the 22nd day of January in the year of our Lord, one thousand  
between Francis H. Winters, a widower, of Montpelier, County  
of Idaho, the party of the first part, and John W. Mumford of Raymond  
said party of the first part, for and in consideration of the  
to him in hand paid by the said party of the second part,  
said party of the second part, and to his heirs and assigns, the following  
in the County of Bear Lake, and State of Idaho, to-wit:  
of Range 46 East of the Boise Meridian.  
with all appurtenances, hereditaments and appurtenances thereunto belonging,  
and also all the estate, right title, interest property, possession, claim and demand  
said premises and every part or parcel thereof.  
TO HAVE AND TO HOLD. All and singular the said premises, with the appurtenances, to  
the said party of the second part his heirs and assigns forever.  
IN WITNESS WHEREOF. The said party of the first part has hereunto set his hand and  
seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of  
W. H. Smith Francis H. Winters (Seal)  
STATE OF IDAHO, ) ss.  
County of Bear Lake, )

On this 22nd day of January in the year of our Lord one thousand nine hundred and  
Twenty Three, before me W. H. Smith a Notary Public within and for said County and State,  
personally appeared Francis H. Winters personally known to me to be the person whose name  
is subscribed to the within instrument, and duly acknowledged to me that he executed the  
same.

IN WITNESS WHEREOF, I have hereunto set my official seal the day and year in this  
certificate first above written.  
(SEAL) W. H. Smith, Notary Public.



|                           |                                                                  |                  |
|---------------------------|------------------------------------------------------------------|------------------|
| Title:                    |                                                                  | Date: 04-19-2005 |
| Scale: 1 inch = 1833 feet | File: 1926 Mabel Follick Wells to John Mumford warranty deed.des |                  |

DEED RECORD

Instrument No. 18248.

Warranty Deed

BK 23 Pg 172

THIS INDENTURE, Made the 10th day of January in the year of our Lord one thousand nine hundred and eighteen between Thomas M. Mumford and his wife, Mary E. Mumford,

of Montpelier County of Bear Lake, State of Idaho, part 188 of the first part, and

John W. Mumford

of Raymond County of Bear Lake State of Idaho party

of the second part:

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of One and no/100 - - - - - DOLLARS lawful money of the United States of America to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by the presents do GRANT, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY and CONFIRM to the said party of the second part, and to his heirs and assigns forever, all that certain piece or parcel of land situated in the County of Bear Lake, State of Idaho, and known and described as follows, to-wit:

Their undivided one-half interest (being their entire interest) in and to the following described real estate, to-wit:

South west quarter of the southwest quarter of Section ten (10); the west half of the northeast quarter; the northeast quarter of the northeast quarter and the West half of Section fifteen (15); the northeast quarter of the northeast quarter of Section twenty (20); the north half of the northwest quarter; the north half of the northeast quarter; the southeast quarter of the northeast quarter; the southeast quarter of the southwest quarter; the northeast quarter of the southeast quarter and the south half of the southeast quarter of Section twenty one (21); the northwest quarter of the northwest quarter of Section twenty two (22); the north half of the northwest quarter; the southwest quarter of the northwest quarter; the west half of the southwest quarter; the southeast quarter of the southwest quarter and the southwest quarter of the southeast quarter of Section twenty seven (27); the East half of the northwest quarter; the East half of the southwest quarter; the northwest quarter of the southwest quarter and the southeast quarter of the northwest quarter and the northeast quarter of the southwest quarter of Section thirty three (33) and the northwest quarter of the northeast quarter of Section thirty four (34) all in Township thirteen (13) south of Range forty six (46) east of the Boise Meridian, containing Nineteen hundred and twenty (1920) acres, more or less; together with all water rights thereunto belonging or in anywise appertaining.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also, all the estate, right, title, interest, property possessions, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in or to said premises, and ever and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the said party of the second part, and to his heirs and assigns forever, and the said parties of the first part, and their heirs, the said premises, in the quiet and peaceable possession of the said party of the second part, his heirs and assigns forever, against the said parties of the first part, and their heirs, and against any and all persons whosever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hand s and seal s the day and year first above written.

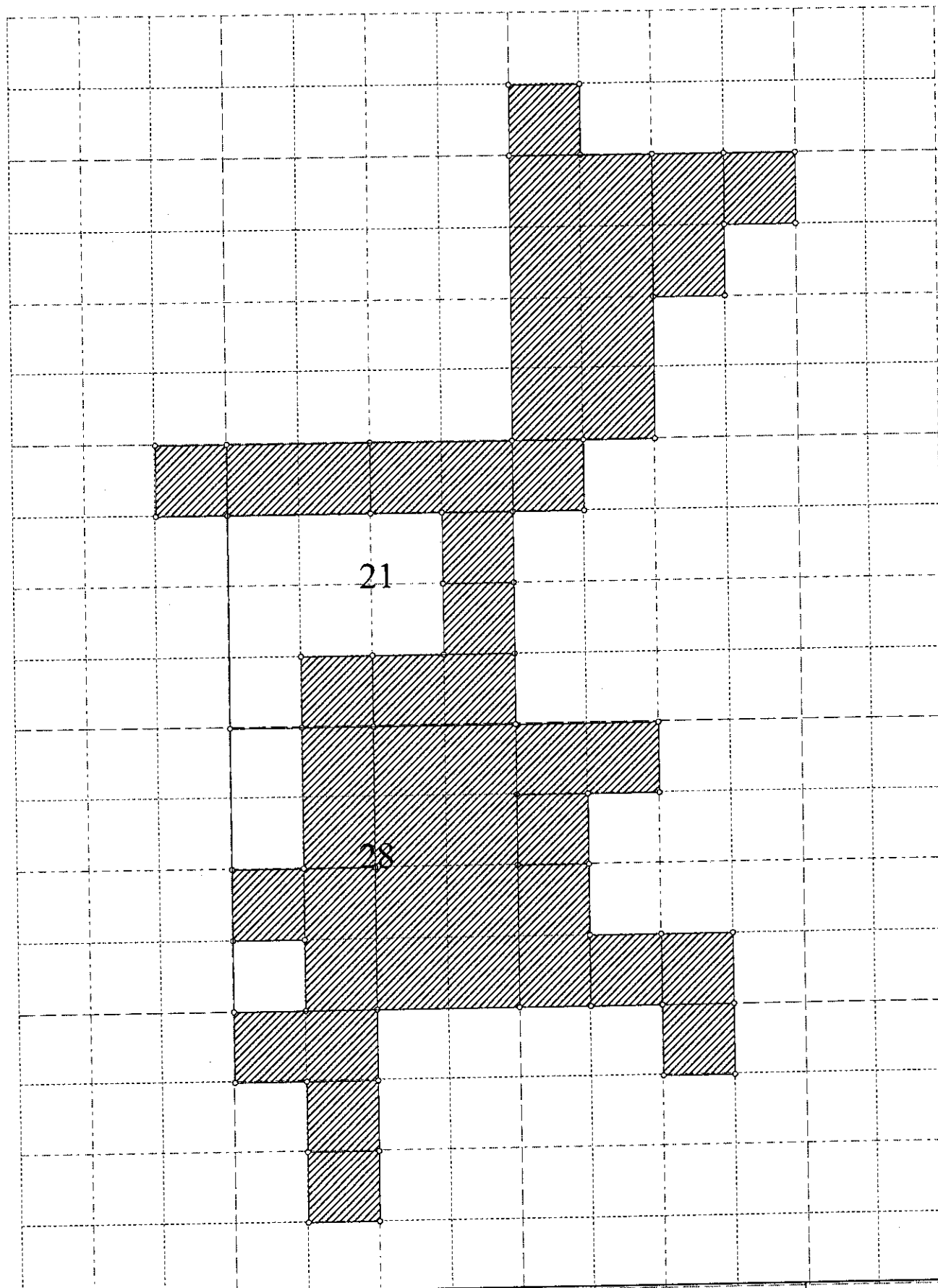
Signed, Sealed and Delivered in the Presence of E. L. McClave. Thomas M. Mumford. Mary E. Mumford.

STATE OF IDAHO, ss. County of Bear Lake, On this tenth day of January in the year of our Lord one thousand nine hundred and eighteen before Edwin L. McClave, a Notary Public within and for said County and State personally appeared Thomas M. Mumford and his wife, Mary E. Mumford personally known to me to be the person s whose name s are they acknowledged to me that they executed the same subscribed to the within instrument, and did IN WITNESS WHEREOF, I have hereunto set my Notarial seal the day and year in this certificate above written. My Commission expires March 8th, 1920.

STATE OF IDAHO, ss. County of Bear Lake, (seal) Edwin L. McClave. Notary Public. Residence, Montpelier, Idaho.

I hereby certify that this instrument was filed for record at the request of E. L. McClave at 10 minutes past 11 o'clock A.M. this 11th day of January 1918. H. H. Fremont.

Fee, \$ 1.40



Title:

Date: 04-19-2005

Scale: 1 inch = 2500 feet

File: 1918 Thomas Mumford to John Mumford warranty deed.des

No. 14070.

QUIT

CLAIM

DEED.

BK 18 pg 528

THIS INDENTURE, Made on the 2nd day of February in the year of our Lord one thousand nine hundred and seventeen between F. M. Winters, a widower, of Montpelier, County of Bear Lake, State of Idaho, the party of the first part and T. M. Mumford and J. W. Mumford, partners as Mumford Brothers, of Montpelier, County of Bear Lake, State of Idaho, the parties of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of One and no/100 Dollars and other valuable considerations to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged do Remise, Release and forever Quitclaim unto the said parties of the second part and to their heirs and assigns, the following described real estate, situated in the County of Bear Lake and State of Idaho, to-wit:

The East half of the North East quarter of Section twenty eight (28) in Township thirteen (13) south of Range forty six (46) east of the Boise Meridian, containing 80 acres, more or less.

(This deed is given for the reason that a portion of the above described land was omitted from that certain deed bearing date Nov. 11, 1915, and recorded in Book 22 of Deeds at page 403 of the records of Bear Lake County, Idaho, which said deed was from the Grantor herein (with others) to the Grantees herein.)

Together with all tenements, hereditaments and appurtenances thereunto belonging, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all the estate, right, title, interest, property, possession, claim and demand whatsoever as well in law as in equity, of the said party of the first part, of in or to the said premises and every part or parcel thereof.

TO HAVE AND TO HOLD, All and singular the said premises, with the appurtenances unto the said party of the second part their heirs and assigns forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of

F. M. Winters. (seal)

STATE OF IDAHO

: ss

County of Bear Lake

On this fifth day of February in the year of our Lord one thousand nine hundred and seventeen before me, Edwin L. McClave, a Notary Public within and for said County and State personally appeared F. M. Winters, personally known to me to be the person whose name is subscribed to the within instrument and duly acknowledged to me that he executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and seal the day and year in this certificate first above written.

(seal)

Edwin L. McClave.

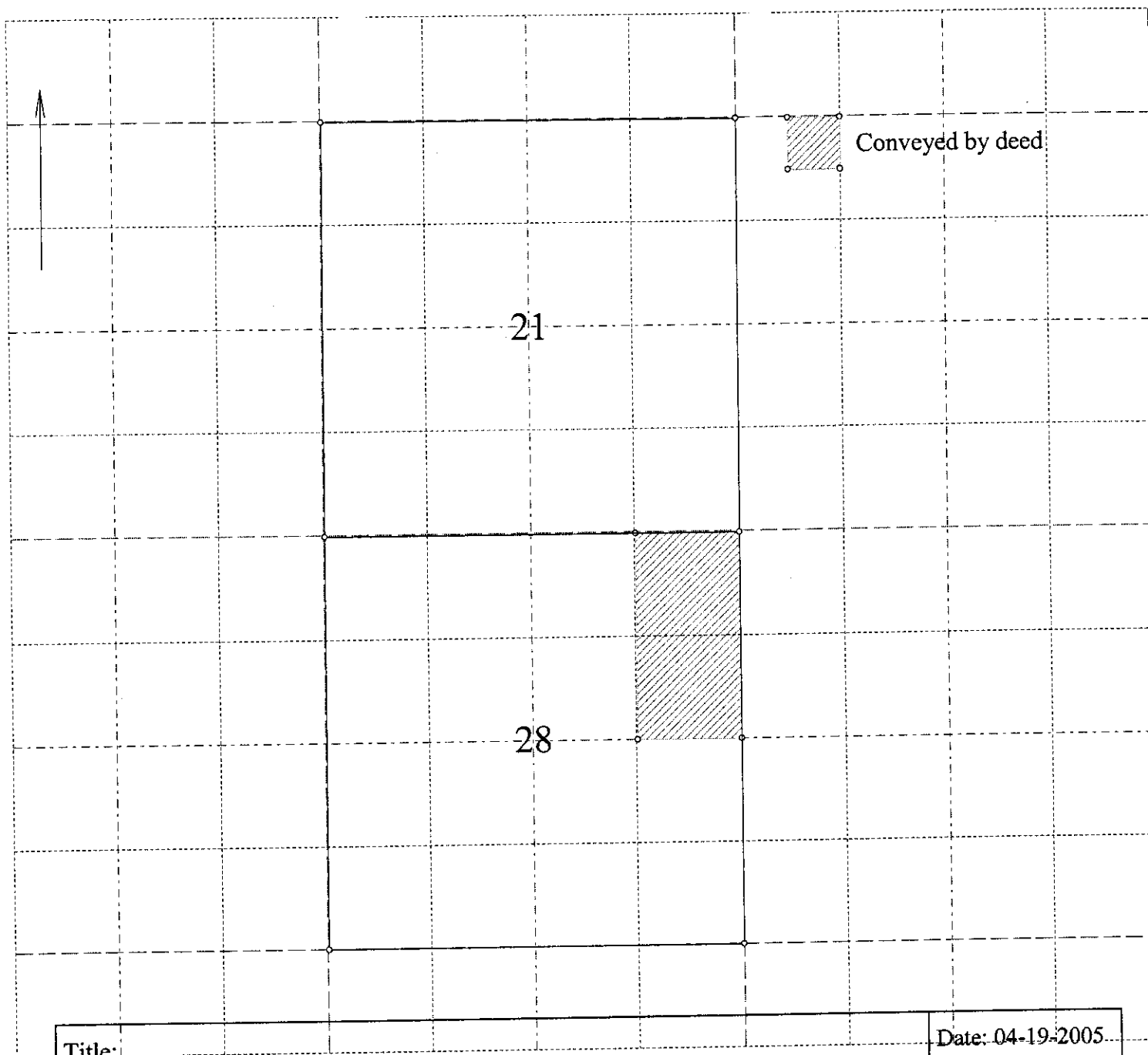
Notary Public.

Residing at Montpelier.

Recorded at request of E. L. McClave, February 6th, 1917, at 35 min. past 11 o'clock A.M.

H. H. Broomhead.

County Recorder.



Title:

Date: 04-19-2005

Scale: 1 inch = 1833 feet

File: 1917 F.M. Winters to Mumford Bros. Quitclaim Deed.des

Tract 1: 640.000 Acres: 27878400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 21120 Feet

Tract 2: 640.000 Acres: 27878400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 21120 Feet

Tract 3: 10.000 Acres: 435600 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 2640 Feet

Tract 4: 80.000 Acres: 3484800 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 7920 Feet

001=/SE,SE,SE,21,13S,46E

002=/N00E 5280.00

003=/N90W 0.00

004=S00W 5280.00

005=N90W 5280.00

006=N00E 5280.00

007=N90E 5280.00

008=@0 all,28,13s,46e

009=/SE,SE,SE,28,13S,46E

010=/N00E 5280.00

011=/N90W 0.00

012=S00W 5280.00

013=N90W 5280.00

014=N00E 5280.00

015=N90E 5280.00

016=@0 ne,nw,nw,22,13s,46e

017=/SE,SE,SE,22,13S,46E

018=/N00E 5280.00

019=/N90W 3960.00

020=S00W 660.00

021=N90W 660.00

022=N00E 660.00

023=N90E 660.00

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026=/N00E 5280.00

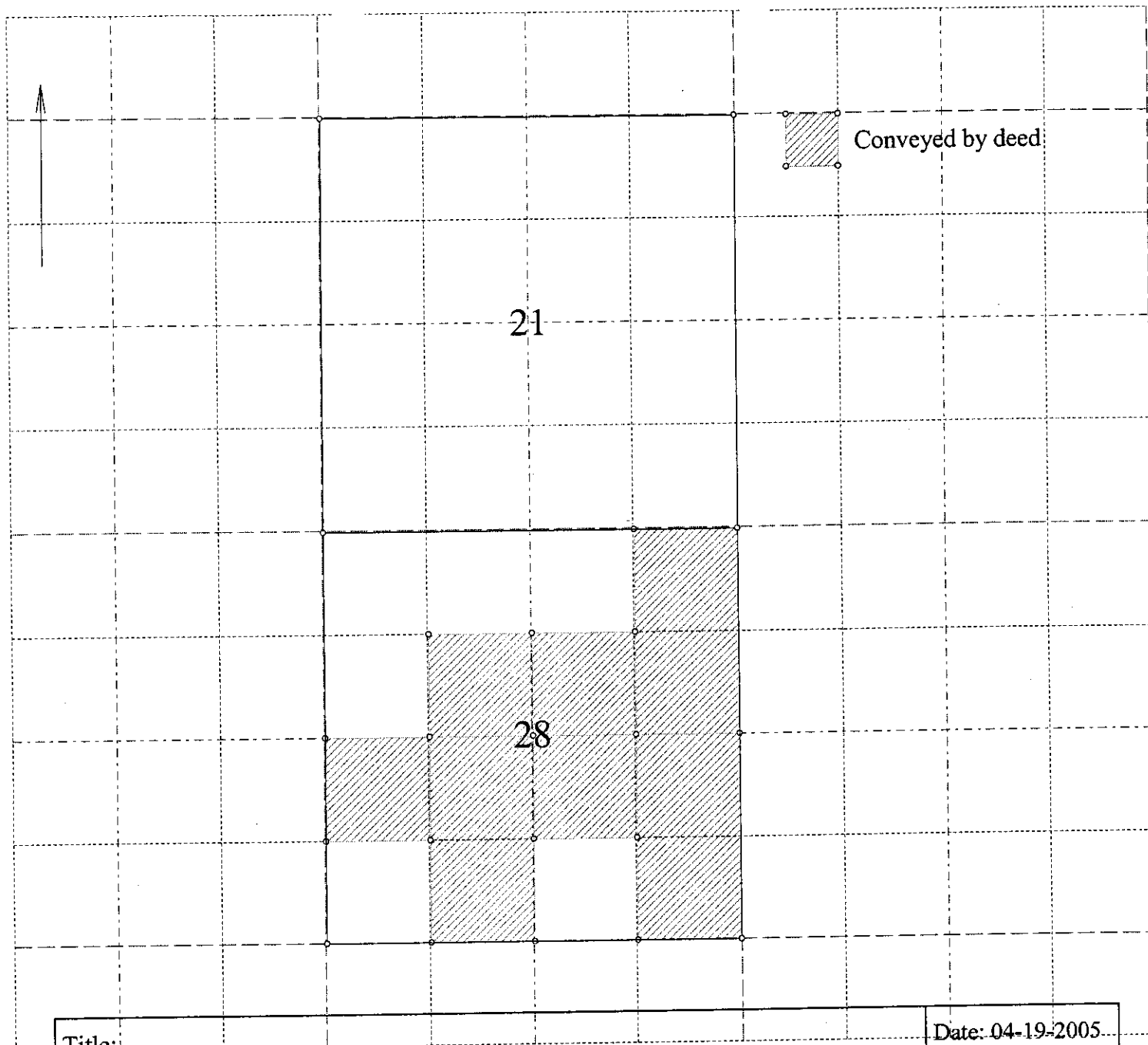
027=/N90W 0.00

028=S00W 2640.00

029=N90W 1320.00

030=N00E 2640.00

031=N90E 1320.00



|                           |  |                                                       |                  |
|---------------------------|--|-------------------------------------------------------|------------------|
| Title:                    |  |                                                       | Date: 04-19-2005 |
| Scale: 1 inch = 1833 feet |  | File: 1915 Winters to Mumford Bros. Warranty Deed.des |                  |

Warranty Deed No. 22 BK22-49 403

Know all men by these presents, That the said parties of the first part, for and in consideration of the sum of seventeen hundred seventy five and no/100 - - - - - DOLLARS  
lawful money of the United States of America to them in hand paid by the said parties of the second part, the receipt  
whereof is hereby acknowledged, have granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these  
presents do GRANT, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY, and CONFIRM, unto the said parties of the second  
part, and to their heirs and assigns forever, all that certain piece or parcel of land situated in the County of Bear Lake, State of  
Idaho, and known and described as follows, to-wit:

The East half of the Southwest quarter; the Southeast quarter of the North-  
west quarter; the Northwest quarter of the Southwest quarter of Section 28, Township 13  
South, Range 46 East of Boise Meridian, Idaho, containing 100 acres of land, situate at  
Thomas' Fork, Bear Lake County, Idaho.

The East half and the Southwest quarter of the Northeast quarter, and the  
Southeast quarter of the Northwest quarter of the Southeast quarter of Section 28, Township 13  
South, Range 46 East of Boise Meridian, containing 240 acres, in Thomas' Fork, Bear Lake  
County, Idaho, together with all water and water rights belonging to or used upon said land.

Saving and excepting therefrom the following piece of land, to-wit:

Beginning at the Northwest corner of the Northeast quarter of the Northeast quarter of  
Section 28 aforesaid, run thence East 10 rods; thence South about 35 rods, more or less, to  
Thomas' Fork Creek; thence up said Creek to a point directly South of the point of beginning;  
thence North to the place of beginning, about 25 rods, more or less.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in any wise  
appertaining, and the rents, issues and profits thereof, and also, all the estate, right, title, interest, property possessions, claim  
and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in or to said premises, and every  
part and parcel thereof, with the appurtenances.

To have and to hold, All and singular the said premises, together with the appurtenances, unto the said parties of  
the second part, and to their heirs and assigns forever, and the said parties of the first part, and their heirs, the said  
premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns, against the said  
parties of the first part and their heirs, and against any and all persons whosoever, lawfully claiming or to claim the same,  
shall and will warrant, and by these presents forever defend.

In Witness Whereof The said parties of the first part have hereunto set their hands and seals, the day and  
year first above written.

Signed, Sealed and Delivered in the Presence of  
Edwin L. McClave, Notary Public, Francis M. Winters, [SEAL]  
Esther Winters, [SEAL]  
Niels E. Winters.

United States of America

STATE OF IDAHO, } ss.  
County of Bear Lake, }

On this 11th day of November in the year of our Lord one thousand nine hundred and fifteen before  
Edwin L. McClave, a Notary Public within and for said County and State, personally appeared  
Francis M. Winters, one of the above subscribers  
personally known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to  
me that he executed the same.

In Witness Whereof I have hereunto set my Notarial seal the day and year in this certificate above  
written.  
(Notary Seal) Edwin L. McClave, Notary Public.

Recorded at request of E. L. McClave at 2:15 o'clock A.M. this 23rd day of March, 1916.  
By Deputy Fees \$ 1.30 A. H. Croonhead, County Recorder.

Owner ETCHEVERRY BROTHERS Operator PAUL ETCHEVERRY  
County LINCOLN State WYOMING Date 7-12-90  
Approximate acres 4835 Approximate scale 4" = 1 MILE  
Cooperating with LINCOLN Conservation District  
Plan identification THOMAS FORK Photo number 40 16007 178-24 Idaho SCS  
Assisted by D. GRANDY, DC, COKEVILLE FIELD OFFICE USDA Soil Conservation Service

Areas outlined in red marked HEL have the potential to be "Highly Erodible Land" if not farmed in a conservation type manner. Planned conservation practices must be applied on these fields in order to remain eligible for government benefits.

Areas outlined in yellow marked BLM are Bureau of Land Management Lands.

**Point of Diversion**  
for  
**Webster, Ours & Dalton (WOD) Ditch**

