

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

RECEIVED
MAY 24 2004
 DEPARTMENT OF
 WATER RESOURCES

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
43-13316 *	P.D.	—	43-13110		—
43-2377B *		—	43-13108		—
43-13354		72.6	43-02353		75.5
43-13356		—	43-02545		75.5
43-13114		—	43-12953		75.5
43-13112					

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) J. Max Jones & Diane Jones
2048 East 850 South
Malta, ID 83342

4. New Owner/Claimant(s) Gary B. Harper and Susan C. Harper
 Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address 2040 East 850 South

City, State and ZIP Code Malta, ID 83342

New Telephone Number (208) 645-2227

Date you acquired the property March 30, 2004

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
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

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

Gary B. Harper
Gary B. Harper
Susan C. Harper
Susan C. Harper

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 <u>MC</u>	Date <u>5/24/04</u>	Fee <u>\$50.00</u>
Received by <u>MC</u>	Date <u>5/24/04</u>	Receipt No. <u>0073974</u>
Processed by _____	AJ Date _____	WR _____ Date _____

294757

WARRANTY DEED

#38780

RECEIVED

MAY 24 2004

DEPARTMENT OF
WATER RESOURCES

For Value Received

J. Max Jones and Diane D. Jones, also known as Diane Jones, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Gary B. Harper and Susan C. Harper, husband and wife
Address: 2040 East 850 South Malta, ID 83342

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to

PARCEL NO. 1:

TOWNSHIP 12 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

2004 MAR 30 PM 1 48

CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE \$4.00 DEPUTY CLERK

294757

Section 3: E $\frac{1}{2}$ SE $\frac{1}{4}$, LESS the following described tracts:

Tract No. 1:

That portion deeded to the State of Idaho for a public highway.

Tract No. 2:

Commencing at the Southeast corner of said Section 3; thence along the East line of said Section, North a distance of 1414.2 feet, more or less, to the True Point of Beginning, said point beginning 50.0 feet distance northeasterly, measured at right angles, from the centerline of the abandoned main track of the Raft River Branch of the Oregon Short Line Railroad Company, as formerly constructed and operated;

Thence along a straight line parallel with said centerline of abandoned main track, North 27°15' West a distance 750.0 feet, more or less, to the most easterly corner of the second described parcel of land conveyed by the Union Pacific Railroad Company to Martin F. Sanders by Quitclaim Deed dated May 5, 1949, UPRR Co. L.S.D.A. 1788;

Thence along the Southeast line of said parcel South 62°45' West a distance of 100.0 feet, to a point that is 50.0 feet distant Southwesterly, measured at right angles, from said centerline of abandoned main track;

Thence along a straight line parallel with said centerline of abandoned main track and the Southeasterly extension thereof, South 27°15' East a distance of 944.16 feet, more or less, to a point on the East line of said Section 3;

Thence along said East line of Section 3, North a distance of 218.4 feet to the True Point of Beginning.

Tract No. 3:

Beginning at the E $\frac{1}{4}$ section corner of said Section 3, said corner marked by a U.S. General Land Office iron pipe with brass cap on top which shall be the Point of Beginning;

Thence South 00°01'10" East along the East section line for a distance of 246.15 feet to a $\frac{1}{2}$ inch rebar on the West right of way of State Highway 81;

Thence North 28°01'32" West along said right of way for a distance of 34.74 feet to a highway right of way marker, Station No. 1442+64;

Thence North 28°01'32" West continuing along said right of way for a distance of 946.35 feet to a $\frac{1}{2}$ inch rebar;

Thence South 78°55'30" East for a distance of 377.89 feet to a $\frac{1}{2}$ inch rebar;

Thence South 66°55'52" East for a distance of 96.99 feet to a $\frac{1}{2}$ inch rebar on the East section line;

Thence South 00°05'28" East along said line for a distance of 509.29 feet to the Point of Beginning. EXCEPT that portion of the above described property that falls in the SE $\frac{1}{4}$ of Section 3.

Section 10: N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$

PARCEL NO. 2:

TOWNSHIP 12 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 11: SW $\frac{1}{4}$ and that part of the W $\frac{1}{2}$ SE $\frac{1}{4}$ lying West of the highway

EXCEPTING THEREFROM, all that portion deeded to the State of Idaho for highway purposes, and

ALSO EXCEPTING,

Beginning at the Southwest corner of said Section 11, said corner marked by a U.S. GLO iron pipe with brass cap which shall be the Point of Beginning;

Thence North 00°15'40" West along the West line of Section 11 for a distance of 835.46 feet;

Thence South 48°12'18" East for a distance of 30.43 feet to a $\frac{1}{2}$ inch rebar;

Thence South 48°12'18" East for a distance of 616.47 feet to a $\frac{1}{2}$ inch rebar;

Thence South 34°42'12" East for a distance of 222.18 feet to a $\frac{1}{2}$ inch rebar;

Thence South 03°08'52" East for a distance of 193.35 feet to a $\frac{1}{2}$ inch rebar;

Thence South 03°08'52" East for a distance of 32.18 feet to the South line of Section 11;

Thence North 89°40'17" West along the South line of Section 11 for a distance of 617.36 feet to the Point of Beginning.

Section 10: SW $\frac{1}{4}$ NE $\frac{1}{4}$

PARCEL NO. 3:

TOWNSHIP 12 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 11: That part of the S½N½ lying West of the West boundary of Highway 81.

PARCEL NO. 4:

That portion of the N½ of Section 14, Township 12 South, Range 26 East of the Boise Meridian, Cassia County, Idaho, lying West of U.S. Highway No. 81 South, formerly known as U.S. Highway No. 30 South.

EXCEPTING THEREFROM the following described tracts:

Tract No. 1:

Beginning at the West ¼ section corner of said Section 14, said corner marked by a U.S. GLO iron pipe which shall be the Point of Beginning;
Thence North 00°00'15" East along the West line of Section 14 for a distance of 841.19 feet to a ½ inch rebar;
Thence South 89°19'22" East for a distance of 45.41 feet to a ½ inch rebar;
Thence along a non-tangent curve to the left for a distance of 1227.25 feet to a ½ inch rebar, said curve having a radius of 1337.51 feet and a central angle of 52°34'21" with a long chord bearing of South 47°03'27" East for a distance of 1184.65 feet;
Thence South 02°56'03" West for a distance of 39.93 feet to a ½ inch rebar on the South line of the NW¼;
Thence North 89°36'16" West along the South line of the NW¼ for a distance of 910.66 feet to the Point of Beginning.

Tract No. 2:

Beginning at the E¼ section corner of said Section 14, marked by a No. 10 rebar which shall be the Point of Beginning;
Thence North 89°36'17" West along the South line of the SE¼NE¼ for a distance of 889.37 feet to a ½ inch rebar;
Thence North 30°36'07" East for a distance of 1038.93 feet to a ½ inch rebar on the West right of way of State Highway 81 (Old Highway 30);
Thence South 28°02'08" East along said right of way for a distance of 768.40 feet to a ½ inch rebar on the East section line;
Thence South 00°10'52" West along said section line for a distance of 222.14 feet to the Point of Beginning.

Tract No. 3

Beginning at the E¼ section corner of said Section 14, said corner marked by a No. 10 rebar; thence North 89°36'17" West along the South line of the N½ of Section 14 for a distance of 2143.68 feet to a ½ inch rebar which shall be the Point of Beginning;
Thence North 89°36'17" West along the South line of the N½ of Section 14 for a distance of 636.97 feet to a ½ inch rebar;
Thence North 00°23'45" East for distance of 53.13 feet to a ½ inch rebar;
Thence North 89°36'17" West for a distance of 40.00 feet to a ½ inch rebar;

Thence South $30^{\circ}23'45''$ West for a distance of 53.13 feet to a $\frac{1}{2}$ inch rebar on the South line of the N $\frac{1}{2}$ of Section 14;
Thence North $89^{\circ}36'17''$ West along the South line of the N $\frac{1}{2}$ of Section 14 for a distance of 596.13 feet to a $\frac{1}{2}$ inch rebar;
Thence North $00^{\circ}23'40''$ East for a distance of 35.00 feet to a $\frac{1}{2}$ inch rebar;
Thence along a non-tangent curve to the left for a distance of 1011.17 feet to a $\frac{1}{2}$ inch rebar, said curve having a radius of 1409.69 feet and a central angle of $41^{\circ}05'54''$ with a long chord bearing of North $45^{\circ}57'15''$ East for a distance of 989.63 feet;
Thence along a non-tangent curve to the left for a distance of 920.28 feet to a $\frac{1}{2}$ inch rebar, said curve having a radius of 1129.44 feet and a central angle of $46^{\circ}41'07''$ with a long chord bearing of South $38^{\circ}52'27''$ East for a distance of 895.04 feet;
Thence South $00^{\circ}23'40''$ West for a distance of 35.00 feet to the Point of Beginning.

Tract No. 4:

Beginning at the Northwest corner of said Section 14, said corner marked by a U.S. GLO iron pipe with brass cap which shall be the Point of Beginning;
Thence South $89^{\circ}40'17''$ East along the North line of Section 14 for a distance of 849.64 feet to a $\frac{1}{2}$ inch rebar;
Thence South $00^{\circ}00'14''$ West for a distance of 30.00 feet to a $\frac{1}{2}$ inch rebar;
Thence along a non-tangent curve to the left for a distance of 1161.22 feet to a $\frac{1}{2}$ inch rebar, said curve having a radius of 1369.00 feet and a central angle of $48^{\circ}35'58''$ and a long chord bearing of South $46^{\circ}40'37''$ West for a distance of 1126.72 feet;
Thence North $89^{\circ}42'49''$ West for a distance of 30.00 feet to a $\frac{1}{2}$ inch rebar on the West line of Section 14;
Thence North $00^{\circ}00'15''$ East along the West line of Section 14 for a distance of 807.78 feet to the Point of Beginning.

PARCEL NO. 5:

A non-exclusive easement for ingress and egress:

Beginning at the Northwest corner of Section 14, Township 12 South, Range 26 East, B. M., Cassia County, Idaho which shall be known as the True Point of Beginning;
Thence South $00^{\circ}00'15''$ West for 807.78 feet;
Thence South $89^{\circ}42'49''$ East for 30 feet;
Thence North $00^{\circ}00'15''$ East for 807.78 feet;
Thence South $89^{\circ}40'17''$ East for 819.64 feet;
Thence North $3^{\circ}08'52''$ West for 32.18 feet;
Thence North $89^{\circ}40'17''$ West for 848.02 feet, more or less, to a point on the West section line of said Section 11;
Thence South $00^{\circ}15'40''$ East for 32.18 feet, more or less.

RESERVING UNTO the Grantor, their successors and assigns, a easement for ingress and egress between Tract Nos. 1 and 4 in Parcel No. 4 described herein which easement is more particularly described as follows:

Beginning at the Northwest corner of Section 14, Township 12 South, Range 26 East, B.M.,
Cassia County, Idaho; Thence South 00°00'15" West along the West section line for
807.78 feet to the True Point of Beginning;
Thence South 00°00'15" West for 995.13 feet to a point;
Thence South 89°42'49" East for 30.00 feet;
Thence North 00°00'15" East for 995.13 feet;
Thence North 89°42'49" West for 30.00 feet to the Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho, Water Adjudication Nos. 43-13316, 43-2377B, 72.6% of 43-13354, 43-13356, 43-13114, 43-13112, 43-13110, 43-13108, 75.5% of 43-02353, 75.5% of 43-02545 and 75.5% of 43-12953.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2004 and subsequent years.

Right of Way Deed State Highway, to the State of Idaho executed by Vern P. McEuen and B.W. McEuen, her husband, recorded October 17, 1933, as Instrument No. 110366, in Book 42 of Deeds on Page 549, records of Cassia County, Idaho.

Agreement For Purchase of Power between Raft River Rural Electric Cooperative, Inc., as Seller, and O. A. Power, as Consumer, dated April 13, 1954, and recorded August 5, 1955 as Instrument No. 187077 in Book 9 of Bills of Sale and Agreements on Page 104, records of Cassia County, Idaho.

Agreement for Purchase of Power between Raft River Rural Electric Cooperative, Inc., and O. A. Power, dated May 3, 1956, and recorded September 12, 1958 as Instrument No. 198523 in Book 10 of Bills of Sale and Agreements on page 65 and 66 in the office of the Recorder of Cassia County, Idaho.

Mineral Reservation contained in Deed recorded May 2, 1961 as Instrument No. 1447.

Agreement for Purchase of Power between Raft River Rural Electric Cooperative Inc., and William D. Hall, dated April 12, 1965 and recorded December 23, 1965 as Instrument No. 27468 on Film No. 38, records of Cassia County, Idaho.

ASSUMPTION AGREEMENT FOR ELECTRIC SERVICE CONSUMER'S INTEREST, dated May 3, 2002 and recorded June 3, 2002 as Instrument No. 281874, records of Cassia County, Idaho.

Agreement for Purchase Of Power between Raft River Rural Electric Cooperative, Inc., Seller and Allen Enterprises, A. LeRoy Allen, Consumer, dated April 28, 1977 and recorded May 24, 1977 as Instrument No. 98825 on Film No. 109, records of Cassia County, Idaho, covering the NE¼ of Section 10, Township 12 South, Range 26 of the Boise Meridian.

ASSUMPTION AGREEMENT FOR ELECTRIC SERVICE CONSUMER'S INTEREST, dated May 3, 2002 and recorded June 3, 2002 as Instrument No. 281878, records of Cassia County, Idaho.

Agreement for Purchase of Power between the Raft River Rural Electric Cooperative, Inc. as Seller, and Allen Enterprises, A. LeRoy Allen as Consumer, dated February 27, 1978, and recorded April 6, 1978 as Instrument no. 106389 on Film No. 116, records of Cassia County, Idaho.

ASSUMPTION AGREEMENT FOR ELECTRIC SERVICE CONSUMER'S INTEREST, dated May

Agreement for Purchase of Power between the Raft River Rural Electric Cooperative, Inc., as Seller, and Alan Zollinger, Jacob Zollinger and Paul Zollinger, the Consumer, dated April 24, 1981 and recorded May 20, 1981 as Instrument No. 135153 on Film No. 142, records of Cassia County, Idaho.

ASSUMPTION AGREEMENT FOR ELECTRIC SERVICE CONSUMER'S INTEREST, dated May 3, 2002 and recorded June 3, 2002 as Instrument No. 281876, records of Cassia County, Idaho.

Agreement for Purchase of Power between the Raft River Rural Electric Cooperative, Inc., as Seller and Alan Zollinger, Jacob Zollinger, and Paul Zollinger, the Consumer, dated April 24, 1981 and recorded May 20, 1981 as Instrument No. 135154, on Film No. 142, records of Cassia County, Idaho.

Agreement for Purchase of Power between the Raft River Rural Electric Cooperative, Inc., as Seller and Alan Zollinger, Jacob Zollinger, and Paul Zollinger, the Consumer, dated April 24, 1981 and recorded May 20, 1981 as Instrument No. 135155, on Film No. 142, records of Cassia County, Idaho.

Grant of Easement from Alan Zollinger and Judy Zollinger, husband and wife, as Grantors to Allen Enterprises, Inc., an Idaho Corporation, as Grantee, dated May 30, 1985 and recorded May 31, 1985 as Instrument No. 169842 on Film No. 173, records of Cassia County, Idaho.

Easement Agreement between Alan Zollinger and Judy Zollinger, husband and wife, Grantor, and Southern Idaho Production Credit Association, a federally chartered corporation organized and existing under and by virtue of the provisions of the Farm Credit Act of the United States of America, Grantee, dated June 5, 1985 and recorded June 10, 1985 as Instrument No. 170129 on Film No. 173, records of Cassia County, Idaho.

Agreement for Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative, as Seller, and Lamar Anderson, as Consumer, dated January 3, 1994 and recorded January 10, 1994 as Instrument No. 228626 on Film No. 251, records of Cassia County, Idaho.

ASSUMPTION AGREEMENT FOR ELECTRIC SERVICE CONSUMER'S INTEREST, dated May 3, 2002 and recorded June 3, 2002 as Instrument No. 281876, records of Cassia County, Idaho.

Agreement For Electric Service between Raft River Rural Electric, Cooperative, Inc., an Idaho rural electric Cooperative of Malta, Seller and Allen Enterprises, Consumer, dated April 16, 1999 and recorded May 12, 1999 as Instrument No. 262713, records of Cassia County, Idaho.

ASSUMPTION AGREEMENT FOR ELECTRIC SERVICE CONSUMER'S INTEREST, dated May 3, 2002 and recorded June 3, 2002 as Instrument No. 281879, records of Cassia County, Idaho.

Agreement For Electric Service between Raft River Rural Electric, Cooperative, Inc., an Idaho rural electric Cooperative of Malta, Seller and Allen Enterprises, Consumer, dated April 16, 1999 and recorded May 12, 1999 as Instrument No. 262714, records of Cassia County, Idaho.

Reservation contained in Warranty Deed executed by Loughmiller Reclamation, L.L.C. to Larry Cooper and Barbara Jean Cooper, Husband and Wife, dated May 18, 2000 and recorded May 23, 2000 as Instrument No. 269400, records of Cassia County, Idaho.

Easement For Access To Mortgaged Property executed by Larry Cooper and Barbara Jean Cooper, husband and wife to D. L. Evans Bank, dated May 18, 2000 and recorded May 23, 2000 as Instrument No. 269402, records of Cassia County, Idaho.

Royalty Agreement dated February 16, 2000, evidenced by Memorandum Of Royalty Agreement by and

between Larry Cooper and Barbara Jean Cooper, Husband and Wife and Loughmiller Reclamation, L.L.C., dated February 14, 2000 and recorded May 23, 2000 as Instrument No. 269407, records of Cassia County, Idaho.

ADDENDUM TO ROYALTY AGREEMENT OF FEBRUARY 16, 2000 dated July 12, 2001 and recorded as Instrument No. 276123, records of Cassia County, Idaho.

AMENDED MEMORANDUM OF ROYALTY AGREEMENT, dated July 12, 2001 and recorded July 16, 2001 as Instrument No. 276123, records of Cassia County, Idaho.

ASSIGNMENT OF ROYALTY AGREEMENT dated July 6, 2001 and recorded July 16, 2001 as Instrument No. 276124, records of Cassia County, Idaho, assigned to J. Max Jones and Diane D. Jones.

The effects, if any, of Access Easement between Mark Baker and Diane Baker, husband and wife, Grantor and Cameron Tuckett and Jalynn Tuckett, husband and wife, Grantee, dated December 14, 2000 and recorded December 14, 2000 as Instrument No. 272568, records of Cassia County, Idaho.

Conditions, reservations and covenants contained in Warranty Deed executed by Larry Cooper and Barbara Jean Cooper, husband and wife, to J. Max Jones and Diane D. Jones, dated July 14, 2001 and recorded July 16, 2001 as Instrument No. 276117; re-recorded August 22, 2001 as Instrument No. 276788, records of Cassia County, Idaho.

Conditions, reservations and covenants contained in Warranty Deed executed by Larry Cooper and Barbara Jean Cooper, husband and wife, to J. Max Jones and Diane D. Jones, dated July 14, 2001 and recorded July 16, 2001 as Instrument No. 276120, records of Cassia County, Idaho.

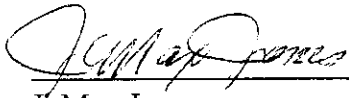
Access Easement disclosed by Gift Deed executed by Gary B. Harper and Susan C. Harper, husband and wife to Darin G. Harper and Tayna Harper, husband and wife, dated April 17, 2002 and recorded April 17, 2002 as Instrument No. 281002, records of Cassia County, Idaho.

Easements disclosed by Gift Deed executed by J. Max Jones and Diane Jones, husband and wife to Joseph R. Jones and Erica W. Jones, husband and wife, dated May 23, 2002 and recorded June 17, 2002 as Instrument No. 282139, records of Cassia County, Idaho.

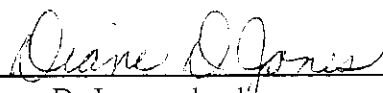
Agreement For Electric Service And Easement between Raft River Rural Electric, Cooperative, Inc., an Idaho rural electric Cooperative of Malta, Seller and Max J. Jones/Diane Jones, Consumer, dated April 25, 2002 and recorded July 19, 2002 as Instrument No. 282723, records of Cassia County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: March 30, 2004



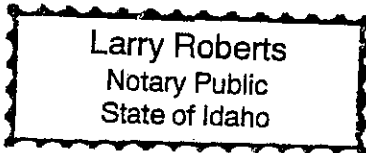
J. Max Jones

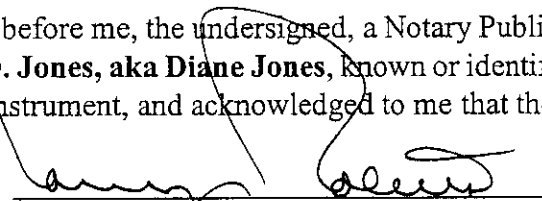


Diane D. Jones, also known as
Diane Jones

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 30th day of **March**, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared **J. Max Jones and Diane D. Jones, aka Diane Jones**, known or identified 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: Burley, ID
My Commission expires: 6-30-09

3

74.0

3

10 T9449

2
7.0

2
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NC

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Q-18
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DD-20
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R-26

11 12

10 11

15 14 T955Z

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T9559

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T9558
28

NHEL/NW

T1524

NHEL/NW

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7.7

12