

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AUG 18 2023

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP
Department of Water Resources
Eastern Region

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions. **DE✓**

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
✓ 13-808	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: H. J. Bennett
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Dixon and Marlene Hamilton Revocable Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

15405 North Hwy 34
Mailing address

Thatcher Idaho 83283
City State Zip

208 339 0710
Telephone

dmhtsr@gmail.com
Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
☒ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: Sept. 27, 1996

6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
 o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Dixon Hamilton Trustee 8-15-2023
 Signature of new owner/claimant Title, if applicable Date
Dixon Hamilton

Signature: Marlene Hamilton Trustee 8-15-2023
 Signature of new owner/claimant Title, if applicable Date
Marlene Hamilton

Received by JB Date 8/18/2023 For IDWR Office Use Only: Receipt No. E049428 Receipt Amt. \$25.-
 Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
 Name on W-9 _____ Approved by JC Processed by JC Date 8/30/2023

AFTER RECORDING PLEASE RETURN TO:
Peck Hadfield Baxter & Moore, LLC
399 North Main Street, Suite 300
Logan, Utah 84321

MAIL TAX NOTICES TO:
Marlene Hamilton
15405 North Hwy 34
Thatcher, Idaho 83283

2720851-3
Recorded at the request of
Peck Hadfield Baxter & Moore, LLC
Time 10:57 Amount \$ 15.00
SEP 20 2017
SHAUNA T. GEDDES, RECORDER
By C. Carter Deputy
Franklin County, Idaho

WARRANTY DEED

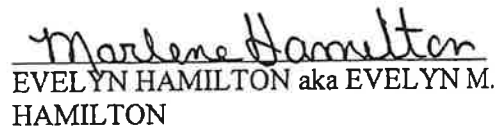
DIXON HAMILTON and EVELYN HAMILTON aka EVELYN M. HAMILTON, Grantors of Thatcher, County of Franklin, State of Utah, hereby CONVEY AND WARRANT to DIXON HAMILTON and MARLENE HAMILTON, or their Successor, as Trustees of the DIXON HAMILTON and MARLENE HAMILTON REVOCABLE TRUST dated September 14, 2017, Grantee of 15405 North Hwy 34, Thatcher, Idaho 83283, for the sum of Ten Dollars (\$10.00), and other good and valuable consideration, the following described tracts of land in Franklin County, State of Idaho:

SEE EXHIBIT "A" ATTACHED

DATED this 14th day of September 2017.

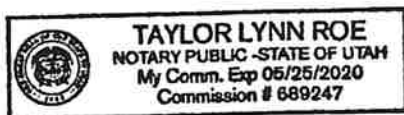

WITNESS


DIXON HAMILTON


EVELYN HAMILTON aka EVELYN M.
HAMILTON

STATE OF UTAH)
 : ss.
County of Cache)

On the 24th day of September 2017, personally appeared before me DIXON HAMILTON and EVELYN HAMILTON aka EVELYN M. HAMILTON, the signers of the within instrument, who duly acknowledged to me that they executed the same.




Notary Public

AFTER RECORDING PLEASE RETURN TO:
Peck Hadfield Baxter & Moore, LLC
399 North Main Street, Suite 300
Logan, Utah 84321

272085 2-3

MAIL TAX NOTICES TO:
Marlene Hamilton
15405 North Hwy 34
Thatcher, Idaho 83283

Exhibit "A"

Township 12 South, Range 40 East of the Boise Meridian
Section 13: S1/2SE1/4, SE1/4SW1/4

ALSO: Commencing 80 rods North of the Southeast corner of Section 13, and running thence West 160 rods; thence North 9 rods; thence East 160 rods; thence South 9 rods to the point of beginning.

ALSO: Beginning at a point located at the Southeast corner of the N1/2SW1/4 of Section 13, and running thence North 691 feet, more or less, to the South bank of Warm Creek; thence in a Westerly direction along the South bank of Warm Creek approximately 146 feet to the East bank of the Bear River; thence in a Southwesterly direction along the East bank of the Bear River to a point where the South line of the N1/2SW1/4 intersects the East bank of the Bear River; thence East 483 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM: all that portion of land owned by the Grantors lying West of the Bear River in the S1/2SW1/4 of Section 13 and more particularly described as follows:

Beginning at the Northeast corner of the SW1/4SW1/4 and running thence East 519 feet, more or less, to the West Bank of the Bear River, thence in a Southwesterly direction along the West bank of the Bear River to a point approximately 640 feet South of the point of beginning, thence North 640 feet, more or less to the point of beginning.

Township 12 South, Range 41 East of the Boise Meridian
Section 18: All that portion of the following described property lying West of Highway No. 34 as set forth in Highway Right of Way Deed recorded July 19, 1965, in Book 53 of Deeds, pages 183 and 395:

LOT 4, and SE1/4SW1/4

AFTER RECORDING PLEASE RETURN TO:
Peck Hadfield Baxter & Moore, LLC
399 North Main Street, Suite 300
Logan, Utah 84321

272085 3-3

MAIL TAX NOTICES TO:
Marlene Hamilton
15405 North Hwy 34
Thatcher, Idaho 83283

ALSO: Commencing 80 rods North of the Southwest corner of said Section 18, and running thence East 160 rods; thence North 9 rods; thence West 160 rods; thence South 9 rods to the point of beginning.

RESERVING THEREFROM unto William G. Condie an undivided one-half interest in an existing flume, as recorded in Book 52 of Deeds, page 327.

ALSO EXCEPTING: Portion of land deeded for highway purposes in Book 53 of Deeds, page 183 and 395, recorded of Franklin County, Idaho.

TOGETHER WITH 2.0 c.f.s. water right, with a priority date of April 1, 1871, of the Waters of Spring Creek.

TOGETHER WITH any and all mineral and oil rights, in, on, or upon the above described premises.

Subject to Easements and Restrictions of Record.

revised at the request of:

Steven Fuller

197175 1-2

10:15 a.m. SEP 30 1996 p.m.

WARRANTY DEED

V. ELLIOTT LARSEN, RECORDER
By Camille Larsen Deputy
FRANKLIN COUNTY, IDAHO

FOR VALUE RECEIVED

BEN ROY FORSGREN and JANET T. FORSGREN, husband and wife

do hereby grant, bargain, sell and convey unto

DIXON LEE HAMILTON and EVELYN MARLENE HAMILTON, husband and wife,

whose current address is: 4344 South Highway 23, Wellsville, Utah 84339, the Grantees, the following described premises in Franklin County, Idaho to wit:

SEE EXHIBIT "A" ATTACHED HERETO

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the Grantees, 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 encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: September 27, 1996Ben Roy Forsgren
BEN ROY FORSGRENJanet T. Forsgren
JANET T. FORSGREN

STATE OF IDAHO)
)
County of Franklin)

On this 27th day of September, 1996, before me, the undersigned a Notary Public in and for said State, personally appeared BEN ROY FORSGREN and JANET T. FORSGREN, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.



Steven H. Fuller
NOTARY PUBLIC for State of Idaho
Residing at: Franklin, County
Comm. Exp.: 2/19/99

EXHIBIT A

Township 12 South, Range 40 East of the Boise Meridian

Section 13: S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, ALSO, Commencing 80 rods North of the Southeast corner of Section 13, and running thence West 160 rods; thence North 9 rods; thence East 160 rods; thence South 9 rods to the point of beginning.

ALSO, Beginning at a point located at the Southeast corner of the N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 13, and running thence North 691 feet, more or less, to the South bank of Warm Creek; thence in a Westerly direction along the South bank of Warm Creek approximately 146 feet to the East bank of the Bear River; thence in a Southwesterly direction along the East bank of the Bear River to a point where the South line of the N $\frac{1}{2}$ SW $\frac{1}{4}$ intersects the East bank of the Bear River; thence East 483 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM, all that portion of land owned by the Grantors lying West of the Bear River in the S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 13 and more particularly described as follows:

Beginning at the Northeast corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and running thence East 519 feet, more or less, to the West Bank of the Bear River, thence in a Southwesterly direction along the West bank of the Bear River to a point approximately 540 feet South of the point of beginning, thence North 640 feet, more or less to the point of beginning.

Township 12 South, Range 41 East of the Boise Meridian

Section 18: All that portion of the following described property lying West of Highway No. 34 as set forth in Highway Right of Way Deed recorded July 19, 1965, in Book 53 of Deeds, pages 183 and 395:

LOT 4, and SE $\frac{1}{4}$ SW $\frac{1}{4}$, ALSO, Commencing 80 rods North of the Southwest corner of said Section 18, and running thence East 160 rods; thence North 9 rods; thence West 160 rods; thence South 9 rods to the point of beginning.

RESERVING THEREFROM unto William G. Condie an undivided one-half interest in an existing flume, as recorded in Book 52 of Deeds, page 327.

ALSO EXCEPTING: Portion of land deeded for highway purposes in Book 53 of Deeds, page 183 and 395, records of Franklin County, Idaho.

TOGETHER WITH 2.0 c.f.s. water right, with a priority date of April 1, 1871, of the Waters of Spring Creek.

TOGETHER WITH any and all mineral and oil rights, in, on, or upon the above described premises.

Subject to Easements and Restrictions of Record.

216740 1-2

Recorded at the request of
FIRST AMERICAN TITLE

—P.M. APR 01 2002 3:25 P.M.

V. ELLIOTT LARSEN, RECORDER
By Shauna Gaddes Deputy
FRANKLIN COUNTY, IDAHO

QUITCLAIM DEED

ORDER NO.:

FOR VALUE RECEIVED, Wendell Forsgren and Donna C. Forsgren, husband and wife

Do(es) hereby convey, release, remise and forever quit claim unto

Ben Forsgren and Janet Forsgren, husband and wife

whose current address is::

HC 67 Box 300, Stanley, ID 83278

the following described premises:

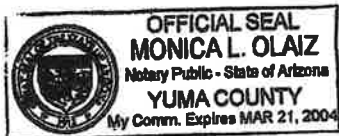
See Exhibit "A"

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

March 14, 2002

Wendell ForsgrenWendell Forsgren
State of ArizonaDonna C. Forsgren
Donna C. ForsgrenCounty of YumaOn this 15th day of March, 2002, before me, a Notary Public in and for said state, personally appeared Wendell Forsgren and Donna C. Forsgren

known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument and acknowledged to me that they executed 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.


Monica L. Olaz
 Notary Public for the State of ~~Idaho~~ Arizona
 Residing at: Yuma
 Commission Expires: March 21, 2004

Township 12 South, Range 41 East of the Boise Meridian

Section 18: All that portion of the following described property lying East of Highway No. 34 as set forth in Highway Right of Way Deed recorded July 19, 1965, in Book 53 of Deeds, pages 183 and 395: LOT 4, and SE $\frac{1}{4}$ SW $\frac{1}{4}$, ALSO, Commencing 80 rods North of the Southwest corner of said Section 18, and running thence East 160 rods; thence North 9 rods; thence West 160 rods; thence South 9 rods to THE POINT OF BEGINNING.

ALSO EXCEPTING: Portion of land deeded for highway purposes in Book 53 of Deeds, page 183 and 395, records of Franklin County, Idaho.

Subject to Easements and Restrictions of Record.

5

Commencing at a point 897 feet North and 473 feet West of the Southeast corner of said Section 15, Township 15 South, Range 38 East of Boise Meridian, and running thence East 120 feet; thence South 130 feet, more or less, to the North side of the County Road; thence following along the North side of said Road to a point due South of the place of beginning; thence North 182 feet, more or less, to the place of beginning;

Less, also, any land taken for roads.

(\$ 3.30 U.S.I.R. Stamps duly affixed and cancelled).

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversions 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 party of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party or the second part, and to his 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 party of the second part, his heirs and assigns, against the said party of the first part, and her heirs, and against all and every person and person 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 PRESENCE OF Lucetta B. Archibald

(SEAL)

P. M. Condie

STATE OF IDAHO,

County of Franklin--ss.

On this 22nd day of December, in the year 1962 before me P. M. Condie, a Notary Public in and for said State, personally appeared Lucetta B. Archibald, 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 this certificate first above written.

(SEAL)

STATE OF IDAHO,

P. M. Condie

County of Franklin--ss

Notary Public, Residing at Preston, Idaho

Recorded at the request of Elmer R. Perry at 2:45 P.M., January 2, 1963.

Fee, \$ 2.10

C. L. Swenson: Ex-Officio Recorder

By Paul P. Davis Deputy

-- - Compared - - -

Inst. No. 111360

\$156.29

WARRANTY DEED
(IDAHO)

KNOW ALL MEN BY THESE PRESENTS, THAT CLYDE J. CONDIE and BERNICE CONDIE, his wife, of the County of Franklin, State of Idaho, parties of the first part, for and in consideration of the sum of TWENTY-NINE THOUSAND FIVE HUNDRED AND NO/100 Dollars (\$29,500.00), in lawful money of the United States of America, and other valuable consideration, to them in hand paid by Wendell Forsgren and Donna C. Forsgren, his wife, hereinafter called party of the second part, do hereby GRANT, BARGAIN, SELL and CONVEY unto the party of the second part, as a community property estate, and to the heirs and assigns of the second party, all of the following-described property situate, lying and being in the County of Franklin, State of Idaho, to wit:

The Southeast Quarter of the Southwest Quarter and the South Half of the Southeast Quarter of Section 13, Township 12 South, Range 40 East of the Boise Meridian. ALSO, Lot 4, and the Southeast Quarter of the Southwest Quarter of Section 18, Township 12 South, Range 41 East of the Boise Meridian. ALSO, commencing 80 rods North of the Southwest corner of Section 18, and running thence East 160 rods, thence North 9 rods, thence West 320 rods, thence South 9 rods, thence East 160 rods to the place of commencement, being in Section 18, Township 12 South, Range 41 East of the Boise Meridian, and in Section 13, Township 12 South, Range 40 East of the Boise Meridian. RESERVING, HOWEVER, unto William G. Condie ^{C.J.C.} _{B.C.} an undivided one-half interest in an existing easement for a ditch and flume, the latter to be replaced by a pipeline, across a portion of the above property, which carries and will continue to carry appurtenant water for the irrigation of the above land and appurtenant water for other land owned by William G. Condie ^{C.J.C.} _{B.C.} it being understood and agreed between the parties hereto that all expenses of operation, maintenance and replacement of said ditch, flume and pipeline shall be shared equally by William G. Condie ^{C.J.C.} _{B.C.} and the Second Parties, their respective heirs, successors and assigns.

Together with all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto, including but not limited to rights to 2.76 c.f.s., with a priority of April 1, 1871, of the waters of Spring Creek. ^{C.J.C.} _{B.C.} 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.

(\$32.45 U.S.I.R. Stamps duly affixed and cancelled).

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining and all improvements, water and water rights appurtenant thereto or reasonably necessary to the use of the real property, and the rents, issues and profits thereof.

To Have and to Hold the said premises together with the appurtenances thereto unto the party of the second part, as community property, and to the heirs and assigns of the second party forever.

The parties of the first part, for themselves, and for their heirs, executors and administrators, do hereby covenant to and with the party of the second part, and with the heirs and assigns of second party, that they are lawfully seized in fee simple of said premises, that they are free from all encumbrances, and that they will and their heirs, executors and administrators shall warrant and forever defend the title thereto against all lawful claims and demands whatsoever.

In Witness Whereof, the said parties of the first part have hereunto set their hand(s) and seal(s) this 3rd day of January, 1963.

Witnesses:

Clyde J Condie (Husband) (seal)
Clyde J. Condie
Bernice Condie (wife) (seal)
Bernice Condie

ACKNOWLEDGMENT

State of IDAHO)
County of Franklin) ss:

On this 3rd day of January, 1963, before me, a Notary Public in and for said County and State, personally appeared CLYDE J. CONDIE and BERNICE CONDIE, his wife, to me known to be the identical individual (s) described in and who executed the within and foregoing instrument and whose name(s) are subscribed there-to, and acknowledged to me that they signed, sealed and executed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

In Witness Whereof, I have hereunto set my hand and official seal the day and year last above mentioned.

(SEAL)
(seal)

Ted B. Larsen
Notary Public in and for the State of Idaho
Residing at Preston, Idaho
My commission expires: May 12, 1966

Recorded in County, Idaho, on , in Book at Page

STATE OF IDAHO

County of Franklin--ss

Recorded at the request of J. N. Larsen Co. at 4:15 P. M., January 3, 1963.

C. L. Swenson: Ex-Officio Recorder

By Paul P. Davis Deputy

Fee: \$2.40

- - - Compared - - -

Inst. No. 111361

WARRANTY DEED

THIS INDENTURE, made this 1st day of May, 1956, between Michael Guy Stenberg and Nellie Stenberg his wife of Preston, County of Franklin, State of Idaho the parties of the first part and Lloyd Balls and Arlene Balls his wife of Preston, County of Franklin, 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 Six Thousand three hundred dollars (\$6,300.00) 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, have granted, bargained, sold and by these presents, do grant, bargain, sell and 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 Preston, County of Franklin, State of Idaho, to-wit:

Lots 1, 26, 27, and 28 in Block 2, in Oneida Park Addition, in Preston, Idaho
(\$7.15 U.S.I.R Stamps duly affixed and cancelled).

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; and all estate, right, title and interest in and to the 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, their heirs and assigns, against the said part 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.

4
1947
STATE OF IDAHO,

County of Franklin--ss.

On this 10th day of March, in the year 1948, before me, P. M. Condle, Notary Public in and for said State, personally appeared Christena O. Erickson 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)

P. M. Condle
Notary Public in and for the State of Idaho,
residing at Preston, Franklin County therein.

STATE OF IDAHO,

County of Franklin--ss.

I hereby certify that this instrument was filed for record at the request of Lovenia G. Peterson at 2:10 P. M. December 15th, 1950.

C. L. Swenson: Ex-Officio Recorder

Fee \$1.50

By *[Signature]* Deputy

---Compared---

Inst. No. 86594

WARRANTY DEED

THIS INDENTURE, Made this tenth day of November, in the year of our Lord One Thousand Nine Hundred and forty-seven, between Mary E. Bennett, a widow, of Thatcher, County of Franklin, State of Idaho, the party of the first part, and Clyde J. Condle, of Thatcher, County of Franklin, 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 Thirteen thousand no/1000 Dollars, lawful money of the United States of America, to her 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 his heirs and assigns forever: All those certain lots, pieces or parcels of land situate, lying and being in the County of Franklin, State of Idaho, bounded and more particularly described as follows, to-wit:

The Southeast quarter of Southwest quarter, and South half of Southeast quarter of Section 13, Township 12 South, Range 40 East of Boise Meridian; and Lot 4 and the Southeast quarter of Southwest quarter of Section 18, Township 12 South, Range 41 East of Boise Meridian.

Also: Commencing 80 rods North of the Southwest corner of Section 18, running thence East 160 rods; thence North 9 rods; thence West 320 rods; thence South 9 rods; thence East 160 rods to the place of commencement, being in Section 18, Township 12 South, Range 41 East of Boise Meridian, and in Section 13, Township 12 South, Range 40 East of Boise Meridian.

Also: Commencing at the Northwest corner of the Northeast quarter of the Northwest quarter of Section 19, Township 12 South, Range 41 East of Boise Meridian, and running thence East 60 rods; thence South 26-2/3 rods; thence West 60 rods; thence North 26-2/3 rods to the place of beginning.

Together with all water rights, and rights in ditches, canals and laterals, and rights of way therefor, appurtenant to said premises or used in connection therewith, including, but not limited to, the following:

All rights to waters of Warm Creek or Clear Creek, and Bridge Creek or Williams Creek, decreed to above lands by Court Decree dated July 14, 1920, and entered September 16, 1920, in Book 41 of Deeds at page 191, records of Bannock County, 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 his 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 party of the second part, his 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 Mary E. Bennett (SEAL)

(\$14.30 U.S.I.R. Stamps affixed and duly cancelled)

STATE OF CALIFORNIA,

County of Fresno--ss.

On this 17th day of November in the year 1947, before me, H. A. Thomsen a Notary Public in and for said County and State, personally appeared Mary E. Bennett, 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 this certificate first above written.

(SEAL)

H. A. Thomsen
Notary Public.

Residence: Fresno, California
My Commission Expires 2-6-51

STATE OF IDAHO,

County of Franklin--ss.

I hereby certify that this instrument was filed for record at the request of J. N. Larsen at 10:40 A. M. , December 16, 1950.

C. L. Swenson: Ex-Officio Recorder

Fee \$2.00

By *[Signature]* Deputy

---Compared---

Inst. No. 86595

WARRANTY DEED

THIS INDENTURE, Made this 15th day of December in the year of our Lord one thousand nine hundred and Fifty between Clyde J. Condie and his wife, Bernice Condie of Preston County of Franklin State of Idaho the parties of the first part, and A. E. Bennett and his wife, Hannah Bennett, Joint tenants by entirety with full rights vested in the survivor and not as tenants in common. of Preston County of Franklin 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 other valuable considerations 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 Franklin, State of Idaho, to-wit:

Commencing at the Northwest corner of the Northeast quarter of the Northwest quarter of Section 19, Township 12 South, Range 41 East of the Boise Meridian, and running thence East 60 rods more or less; thence South 26 2/3 rods; thence West 60 rods; thence North 26 2/3

INSTRUMENT NO. 165180

DATE OF FILING:	TITLE OF CASE:	WHEN ATTACHED:	AMOUNT ATTACHED FOR:
Feb 6 1933 10 39 AM	J. B. Blackhurst, Plaintiff vs. H. B. Johnson and Thomas Panter, Defendants.	February 6th, 1933	\$30.00 and costs, unless defendant shall give sec- urity by an undertaking of two sureties in an amount sufficient to sat- isfy said demand, besides costs.

DESCRIPTION OF PROPERTY:

W $\frac{1}{2}$ NE $\frac{1}{4}$. N $\frac{1}{2}$ SE $\frac{1}{4}$ Section Twenty-seven (27) Township Twelve (12) South, Range Forty (40).

Recorded Feb 6 1933 10 39 AM in Book 2 of Attach. page 160, records of Bannock County, State of Idaho, at request of M. J. Rossiter. Grace L. Hall, Recorder. Anna Keefe, Deputy. Fee \$.50
Released 10/22/38 Book 10 Misc P-536
Transcribed from Book 2 of Notice of Attachment, page 160, Records of Bannock County, Idaho.

INSTRUMENT NO. 137076

DECLARATION OF HOMESTEAD

KNOW ALL MEN BY THESE PRESENTS: That I, Mary E. Bennett, of Thatcher, Bannock County, Idaho, the undersigned, do hereby declare that I am the widow of J. L. Bennett, deceased and the head of a family consisting of myself and eight minor children; that I do now, at the time of making this declaration actually reside on the premises hereinafter described; that the premises on which I reside are described as follows, to-wit:-

The Southeast quarter of the southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), South Half of the Southeast quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) Section thirteen (13) Township twelve (12) South Range forty (40) East of the Boise Meridian;

Lot four (4) of Section eighteen (18) Township twelve (12) South Range forty-one East of the Boise Meridian;

The Southeast quarter of the Southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section eighteen (18) Township twelve (12) South Range forty-one (41) East of the Boise Meridian, containing one hundred ninety nine and 64/100 acres; Together with all ditches canals and water and water rights used in conveying water, to, over or upon said land used for irrigation, domestic of culinary purposes;

Also commencing eight rods north of the southwest corner of Section eighteen, in township twelve (12) South of range forty (40) East of the Boise Meridian, and running thence east One Hundred sixty (160) rods; Thence north nine rods; thence West three hundred twenty rods; thence South nine rods; thence East one hundred sixty (160) rods; to the place of beginning;

Also commencing at the northwest corner of the northeast quarter of the northwest quarter of Section nineteen (19) in Township twelve (12) South of Range forty one (41) East of the Boise Meridian; and running thence east sixty (60) rods; thence south twenty-six and 2/3 (26 2/3) rods; thence west sixty (60) rods; thence North twenty-six and two-thirds (26 2/3) rods, to the place of beginning, together with all water, water rights ditches, aqueducts used in conveying water to over or upon said land for irrigation, domestic of culinary purposes;

Also commencing eighty (80) rods North of the Southwest corner of Section eighteen (18) in Township twelve (12) South, Range forty (40) East of the Boise Meridian, Idaho, and running thence East one hundred sixty (160) rods; thence North nine (9) rods; thence West three hundred twenty (320) rods; thence south nine (9) rods; thence East one hundred sixty (160) rods to the place of beginning;

Also commencing at the northwest corner of the northeast quarter of the Northwest quarter of section nineteen (19) in Township twelve (12) South Range forty-one (41) East of the Boise Meridian, and running thence East sixty (60) rods; thence South twenty-six

and two-thirds rods; thence West sixty (60) rods; thence North Twenty-six and two-thirds rods; to the place of beginning;

Together with all ditch and water rights however evidenced, belong to or used on said lands; lying and being in the County of Bannock, State of Idaho.

That I do by these presents claim the premises above described together with the dwelling house and appurtenances thereon as a Homestead; that the actual cash value I estimated to be \$5000.00

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 9th day of April 1928

Mary E. Bennett

STATE OF IDAHO)
COUNTY OF BANNOCK)

ss. On this 9th day of April, in the year 1928, before me R. D. Merrill, a Notary Public in and for said County and State, personally appeared Mary E. Bennett, known to me to be the person whose name is subscribed to the foregoing 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.

R. D. Merrill, Notary Public
Residing at Pocatello, Idaho.

(SEAL)

Recorded Apr 9, 1928 at 3:24 P. M. in Book 2 of Homesteads, page 289 Records of Bannock County, State of Idaho, at the request of Mary E. Bennett, Lillian Spongberg, Recorder, Fee \$1.40
Anna Keefe, Deputy.

Transcribed from Book 2 of Homesteads, page 289 of the records of Bannock County, Idaho.

INSTRUMENT NO. 152923

Know all men by these presents: That I, David J. Coombs, of Thatcher, in Bannock County, State of Idaho, do hereby declare that I am the head of a family; that I am married, and the name of my wife is Ivy L. Coombs; and that my family consists of my said wife and five children.

That I am, at the time of making this declaration, actually residing on the premises hereinafter described, and that I claim said premises as a homestead.

The premises so claimed by me are the real property situate in the County of Bannock, State of Idaho, and described as follows, to-wit:

Commencing at a point 32 rods West of the southeast corner of the Southwest quarter (SW $\frac{1}{4}$) of the Northeast quarter (NE $\frac{1}{4}$) of Section one (1), in Township twelve (12), South, Range forty (40), East of the Boise Meridian in Idaho, and running thence West 48 rods, thence North 15 rods and 6 feet, thence East 48 rods, thence South 15 rods and 6 feet, to the place of beginning, according to the Government survey thereof; together with the dwelling house thereon and the appurtenances.

That I estimate the actual cash value of said premises to be the sum of \$5,000.00.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, this 8 day of Sept., 1930.

David J. Coombs (SEAL)

STATE OF IDAHO)
COUNTY OF CARIBOU)

ss. On this 8 day of Sept. 1930, before me, A. T. Smith, a Notary Public in and for said County and state, personally appeared David J. Coombs, known to me to be the person whose name is subscribed to the within and foregoing 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.

A. T. Smith, Notary Public in
and for Idaho, residing at
Cleveland, Idaho.

(SEAL) My Commission Expires May 10, 1933.

Recorded Sep. 13, 1930 9 21 A M in Book 2 of Homesteads, page 334, Records of Bannock County, State of Idaho, at request of David J. Coombs. Lillian Spongberg, Recorder, Fee \$1.00.

Transcribed from Book 2 of Homesteads, page 334 of the records of Bannock County, Idaho.

THIS INDENTURE, Made this 25 day of November, in the year of Our Lord One Thousand Nine hundred and Twenty Six, between J. L. Bennett of Cleveland, County of Bannock, State of Idaho, the party of the first part, and Mary E. Bennett, of Cleveland, County of Bannock, 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 One Dollar 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, does by these presents, Grant Bargain, Sell and Convey and Confirm unto the said party of the second part, and to her heirs and assigns forever: All that certain lot, piece or parcel of land situate, lying and being in the County of Bannock, State of Idaho, bounded and more particularly described as follows, to-wit:

The Southeast quarter of the southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) South half of the South East quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) Section Thirteen (13) Township Twelve (12) South of range forty E. BM. Lot Four (4) of Section Eighteen (18) Township Twelve (12) South range Forty One (41) E. B. M. Southeast Quarter of Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Eighteen (18) Township Twelve (12) South range Forty One E. B. M. containing one hundred ninety nine and 64/100 acres. together with all ditches canals and water and water rights used in conveying water to over or upon said land used for irrigation, domestic or culinary purposes.

Also commencing Eighty rods north of the southwest corner of Section eighteen, in township twelve south of range forty E. BM. and running thence East One Hundred Sixty Rods; thence north nine rods; thence west three hundred twenty rods; thence south 9 rods, thence east one hundred sixty rods; to the place of beginning.

Also commencing at the northwest corner of the northeast quarter of the northwest quarter of Section nineteen (19) in township twelve (12) South of Range Forty One (41) E. B. M. and running thence east sixty (60) rods; thence south twenty six and 2/3 26.2/3 rods; thence west sixty (60) rods; thence north twenty six and two thirds (26 2/3) rods; to the place of beginning, together with all water, water rights ditches aqueducts used in conveying water to, over or upon said land for irrigation, domestic or culinary purposes.

Together with, all and singular, the tenements, hereditaments and appurtenances thereunto belonging or otherwise 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 her 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 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 have hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of
Harold Bennett, Mrs. Florence Smith

J. L. Bennett

(SEAL)

STATE OF IDAHO }
COUNTY OF BANNOCK } ss.

On this 25th day of November, in the year 1927, before me A. R. Dawson, a Notary Public in and for said County and State, personally appeared J. L. Bennett known to me to be the person whose name 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 the certificate first above written.

(SEAL) Commission expires Dec 1-1927

A. R. Dawson, Notary Public
Residence Grace, Idaho

I hereby certify that this instrument was filed for record at the request of B T A Co. at 31 minutes past 3 o'clock P. M., this 30 day of Oct. A. D. 1933., in Book 67 of Deeds, at page 310. Grace L. Hall, Ex-Officio Recorder, By Anna Keefe, Deputy. Fee, \$1.00

Transcribed from Book 67 of Deeds, page 310 of the records of Bannock County, State of Idaho.

INSTRUMENT NO. 168308

WARRANTY DEED

THIS INDENTURE, Made the 1st day of September in the year of Our Lord One Thousand Nine Hundred and Thirty-one, between Lamoni Taylor, a widower of County of Bannock, State of Idaho, the party of the first part, and Harold Taylor and Glen Taylor of County of Bannock, 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 & no/100 Dollars, lawful money of the United States of America, to him in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, does by these presents, Grant, Bargain, Sell and Convey and Confirm unto the 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 Bannock, State of Idaho, bounded and more particularly described as follows, to-wit:

All of my undivided one-third interest in and to SE $\frac{1}{4}$ of SW $\frac{1}{4}$, W $\frac{1}{2}$ of SE $\frac{1}{4}$, NE $\frac{1}{4}$ of SE $\frac{1}{4}$ & SE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 27; SE $\frac{1}{4}$ of NE $\frac{1}{4}$ & NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 33; N $\frac{1}{2}$ of NW $\frac{1}{4}$, SW $\frac{1}{4}$ of NW $\frac{1}{4}$, NW $\frac{1}{4}$ of NE $\frac{1}{4}$, N $\frac{1}{2}$ of SW $\frac{1}{4}$, N $\frac{1}{2}$ of SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ & S $\frac{1}{2}$ of SE $\frac{1}{4}$ Section 34; S $\frac{1}{2}$ of NW $\frac{1}{4}$ & all of S $\frac{1}{2}$ of Sec. 35 Tp. 12 S. R. 39 E. B. M. and N $\frac{1}{2}$ of NE $\frac{1}{4}$ & SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 3 Tp. 13 S. R. 39 E. B. M. Together with 47 $\frac{1}{2}$ shares of stock in the Treasureton Irrigation Ditch Company, also, Together with all water, water rights, ditches and ditch rights thereto appertaining or used thereon in any manner.

The grantor herein reserving unto himself in and to a one-third interest in and to said premises, a life estate, being the use and enjoyment of said premises for and during the natural life of this grantor, and on his death, said life estate to terminate and said property and each and every part and parcel thereof and all interest therein to be and belong to the grantees herein.

Together with, all and singular, the tenements, hereditaments and appurtenances thereunto belonging or otherwise 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 his heirs warrant 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 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. subject to the life estate herein reserved.

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 Lamoni Taylor (SEAL)
.....

STATE OF IDAHO)
COUNTY OF BANNOCK) ss. On this 1st day of September, in the year 1931, before me, Orval M. Fox a Notary Public in and for said State and State, personally appeared Lamoni Taylor, a widower 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 the certificate first above written.
Orval M. Fox, Notary Public
(SEAL) Residence Pocatello, Idaho.

I hereby certify that this instrument was filed for record at the request of B T A Co. at 07 minutes past 3 o'clock P. M., this 1 day of Nov. A. D. 1933, in Book 67 of Deeds, at page 314. Grace L. Hall, Ex-Officio Recorder By Anna Keefe, Deputy. Fee, \$1.00
Transcribed from Book 67 of Deeds, page 314 of the records of Bannock County, State of Idaho.

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 the certificate first above written.

(SEAL) Comm Ex May 7, 1928.

A. T. Smith, Notary Public
Residence Cleveland

I hereby certify that this instrument was filed for record at the request of Bannock Co at 05 minutes past 12 o'clock P. M., this 16 day of Feby, A. D. 1928, in Book 57 of Deeds, at page 412 Lillian Sponberg, Ex-Officio Recorder, By Anna Keefe, Deputy. Fee, \$ No. fee

Transcribed from Book 57 of Deeds, page 412 of the Records of Bannock County, State of Idaho.

INSTRUMENT NO. 136047

WARRANTY DEED

THIS INDENTURE, Made this 25 day of November in the year of our Lord One Thousand Nine Hundred and Twenty six, between J. L. Bennett, of Cleveland, County of Bannock, State of Idaho, the party of the first part, and Mary E. Bennett, of Cleveland, County of Bannock, 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 One Dollar Love and affection Dollars, lawful money of the United States of America, to his in hand paid by the said party of the second part, receipt whereof is hereby acknowledged does by these presents, Grant Bargain, Sell and Convey and Confirm unto the said party of the second part and to her heirs and assigns forever: All that certain lot, piece or parcel of land situate, lying and being in the County of Bannock, State of Idaho, bounded and more particularly described as follows, to-wit:

The Southeast quarter of the southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) South half of the South East quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) Section Thirteen (13) Township Twelve (12) South of range forty E. B. M.

Lot Four (4) of Section Eighteen (18) Township Twelve (12) South range Forty one (41) E. B. M.

Southeast quarter of Southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Eighteen (18) Township Twelve (12) South range Forty One E. B. M. containing one hundred ninety nine and 64/100 acres. Together with all ditches canals and water and water rights used in conveying water to over or upon said land used for irrigation, domestic or culinary purposes.

Also commencing Eight rods north of the southwest corner of section eighteen, in Township twelve south of range forty E. B. M. and running thence east One Hundred Sixty Rods; thence North nine rods; thence west three hundred twenty rods; thence south 9 rods, thence east one hundred sixty rods; to the place of beginning.

Also commencing at the northwest corner of the northeast quarter of the northwest quarter of section nineteen (19) in township twelve (12) south of Range Forty One (41) E. B. M. and running thence east sixty (60) rods; thence south twenty six and 2/3 (26.2/3) rods; thence west sixty rods; thence north twenty six and two thirds (26 2/3) rods; to the place of beginning, together with all water, water rights ditches aqueducts used in conveying water to, over or upon said land for irrigation, domestic or culinary purpose.

Together with, all and singular, the tenements, hereditaments and appurtenances thereunto belonging or otherwise 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 ----- 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 party of the second part, her heirs and assigns against the said party of the first part, and her heirs and against all and every persons or persons whosoever, lawfully claiming or to claim the same, shall and will warrant and forever defend.

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

J. L. Bennett (SEAL)

Signed, Sealed and Delivered in the Presence of
Harold Bennett, Mrs. Florence Smith

STATE OF IDAHO }
COUNTY OF BANNOCK }

ss. On this 25th day of November, in the year 1927, before me A. R. Dawson, a Notary Public in and for said County and State, personally appeared J. L. Bennett, known to me to be the person whose name 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 the certificate first above written.

(SEAL) Commission expires Dec 1-1927

A. R. Dawson, Notary Public
Residence Grace, Idaho.

I hereby certify that this instrument was filed for record at the request of A. R. Dawson at 49 minutes past 1 o'clock P. M., this 27 day of Feb., A. D. 1928, in Book 57 of Deeds page 428 Lillian Sponberg, Ex-Officio Recorder By Deputy. Fee, \$1.20

Transcribed from Book 57 of Deeds, page 428 of the records of Bannock County, State of Idaho.

INSTRUMENT NO. 136776

WARRANTY DEED

THIS INDENTURE, Made this 13th day of January in the year of our Lord One Thousand Nine Hundred and Twenty eight, between J. A. Carver and LaVerne O. Carver, husband and wife since April 8, 1924. of Preston, County of Franklin, State of Idaho, the parties of the first part, and J. Harold Johnson, of Preston, County of Franklin, 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 \$1.00, One dollar and other valuable consideration 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, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto the said party of the second part, and to his heirs and assigns forever: All that certain lot, piece or parcel of land situate, lying and being in the County of Bannock and Franklin, State of Idaho, bounded and more particularly described as follows, to-wit:

Lots one and two and the south half of the Northeast quarter Section Four, Township fourteen South, Range thirty nine, East of the Boise Meridian in Idaho.

Together with, all and singular, the tenements, hereditaments and appurtenances thereunto belonging or otherwise 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 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 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 parties of the first part have hereunto set their hand and seal the day and year first above written.

J. A. Carver (SEAL)

Signed, Sealed and Delivered in the Presence of
E. B. Anderson

LaVerne O. Carver (SEAL)

STATE OF IDAHO }
COUNTY OF FRANKLIN }

ss. On this 16th day of January, in the year 1928, before me, Eber M. Wilson, a Notary Public in and for said County and State, personally appeared J. A. Carver LaVerne O. Carver, 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.

1

teen South, Range Thirty-eight East of Boise Meridian, running thence east Seventy rods, thence South Twenty-two rods, thence east Twenty-seven and one quarter rods, thence North Sixty and one half rods, thence West Eighty and one quarter rods more or less to the east side of the county road, thence Southwesterly along the east side of the county road to the place of beginning.

This deed is made for the purpose of correcting descriptions and rectifying boundaries.
Dated this 17th day of Nov. 1920. L. J. Petty,
Rose Petty.

STATE OF IDAHO,)
County of Bannock.) SS On this 17th day of Nov. 1920, before me, a notary public in and for the county and state aforesaid, personally appeared Lewis J. Petty and Rose Petty, 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.

Given under my hand and official seal the day and year first above written.

(Notarial Seal) My commission expires March 19th, 1921. Adelbert Henderson, Notary Public.

Filed for record at the request of Turner Trust Company, at 34 minutes past 1 o'clock P. M. this 3 day of February, 1921, and recorded in Book 41 of Deeds, page 535, Records of Bannock County, State of Idaho. R. C. Earley, Recorder. Fee \$.60. By Lillian Sponberg, Deputy.

Transcribed from Book 41 of Deeds, Page 536, Records of Bannock County, Idaho.

INSTRUMENT NO. 81873.

THIS INDENTURE, Made this third day of January, in the year of our Lord one thousand nine hundred and twenty-one BETWEEN Hyrum J. Bennett and Sarah A. Bennett, his wife, of Hyde Park, County of Cache State of Utah, the parts of the first part, and J. L. Bennett, of Cleveland, County of Bannock, State of Idaho, the party of the second part,

WITNESSETH: That the said parts of the first part, for and in consideration of the sum of Four-thousand 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, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate situated in County of Bannock, State of Idaho, to-wit:

South East quarter of the Southwest quarter, & the South half of the south east quarter of Sec. thirteen, in township twelve south of range Forty east, & the lot numbered four of Sec. Eighteen, in township twelve south, of range forty-one east of Boise Meridian, in Idaho State, containing one hundred & fifty-nine acres, & sixty-four hundredths of an acre.

\$4.00 I. R. S. Attached and duly cancelled.

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 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 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 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 has hereunto set their hands and

Warranty Deed

seal_ the day and year first above written.

Hyrum J. Bennett (Seal)

Signed, Sealed and Delivered in the presence of
Sylvia Cutler Sylvia Cutler

Sarah A. Bennett (Seal)

STATE OF UTAH)
County of Cache) SS On this 5th day of January, in the year 1921, before me, Sylvia Cutler
a Notary Public in and for said County, personally appeared Hyrum J. Bennett and Sarah A.
Bennett, 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.

Sylvia Cutler,
Notary Public.

(Notarial Seal) My commission expires Jan. 23, 1922.

I hereby certify that this instrument was filed for record at request of J. L. Bennett, Grace,
Idaho, at 31 minutes past 10 o'clock A.M., this 4 day of February, A.D. 1921, in my office and
duly recorded in Book 41 of Deeds, at page 536.
R. C. Earley, Ex-Officio Recorder. Fee \$1.20. By Lillian Spongberg, Deputy.

Transcribed from Book 41 of Deeds, Page 536, Records of Bannock County, Idaho.

INSTRUMENT NO. 91383.

QUITCLAIM DEED.

THIS INDENTURE, Made this 10th day of March in the year of our Lord one thousand nine
hundred and twenty-two between Moroni Erickson and Tonie Erickson, Husband and Wife, of Swan
Lake, County of Bannock, State of Idaho, the parties of the first part, and Idaho State Life
Insurance Company, an Idaho Corporation, of Boise County of Ada, State of Idaho, the party of
the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum
of ONE HUNDRED & NO/100 DOLLARS legal tender 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, do by
these presents remise, release and forever QUITCLAIM, unto the said party of the second part,
and to its successors and assigns, all those certain lots, pieces or parcels of land, situate,
lying and being in County of Bannock, State of Idaho, bounded and particularly described as
follows, to wit:

The East Half of the Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$), of Section Twenty-seven (27), Town-
ship Twelve (12) South, Range Thirty-nine (39) East of the Boise Meridian, Idaho, contain-
ing Eighty (80) Acres, more or less, according to government survey.

\$.50 I. R. S. attached and duly cancelled.

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.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances,
unto the party of the second part, and to its successors 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.

Moroni Erickson (Seal)

Signed, Sealed and Delivered in the Presence of
A. D. Erickson

Tonie Erickson (Seal)

STATE OF IDAHO,)
County of Bonneville.) SS. On this 27 day of March in the year 1922, before me A. D.
Erickson a Notary Public in and for said State, personally appeared Moroni Erickson and Tonie
Erickson, 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 in this certificate first above written.

A. D. Erickson

seals the day and year first above written.

Signed, sealed and delivered in the
presence of -----

E. Floyd Tams (SEAL)
Elizabeth Tams (SEAL)

State of Idaho,) ss. On this 7th day of December, 1921, before me Harry Winterburn a Notary
Cassia County.) Public for the State of Idaho, personally appeared E. Floyd Tams and Elizabeth Tams, his wife,
known to me to be the persons whose names are subscribed to the within instrument, and acknow-
ledged 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.

Harry Winterburn, Notary Public
for the State of Idaho,
Residing at Burley therein.

(Notarial Seal) My Commission expires June 19th, 1922.

Filed for Record at the Request of E. F. Tams at 01 minutes past 11 o'clock a.m., this 8 day of
Dec. 1921 and recorded in Book 44 of Deeds page 438. Records of Bannock County, State of Idaho.
R. C. Earley, Recorder. Fee \$1.20 By Lillian Sponberg, Deputy.

Transcribed from Book 44 of Deeds, Page 438, records of Bannock County, Idaho.

INSTRUMENT NO. 88672

THIS INDENTURE, Made the Ninth day of December in the year of our Lord One Thousand Nine
Hundred and Twenty-one (1921), between H. J. Bennett (also known as Hyrum J. Bennett) and Sarah
A. Bennett, his wife of Hyde Park, County of Cache, State of Utah, the parties of the first part,
and J. L. Bennett (also known as J. Leslie Bennett) of Cleveland, County of Bannock, State of
Idaho the 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/100ths (\$1.00) 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,
together with other good and valuable considerations, do by these presents, Grant, Bargain Sell
and Convey and Confirm unto the said party of the second part, and to his heirs and assigns
forever: All that certain Water Right, more particularly described as follows, to-wit:

WHEREAS, the said H. J. Bennett (also known as Hyrum J. Bennett) was adjudicated and de-
creed 2.74 C.F.S. of the Waters of WARM OR CLEAR CREEK with date of priority dating from April
1, 1872 for the irrigation of 137 acres of land in the West half of Section 18, Township 12
South, Range 41 East of the Boise Meridian and the Southeast quarter of Section 13, Township
12 South Range 40 E. B. M., AND

WHEREAS, the said H. J. Bennett (also known as Hyrum J. Bennett) was adjudicated and de-
creed 0.38 C. F. S. of the Waters of WARM OR CLEAR CREEK with date of priority as of April 1,
1885 for the irrigation of 22 acres of land in the south half of the Southwest quarter of Sec-
tion 18 and the Northeast quarter of the Northeast quarter of Section 19, Township 12 South,
Range 41 East of the Boise Meridian;

All of which is more fully shown in Book "41" of DEEDS at Page 191 thereof, of the Records of
Bannock County, State of Idaho, AND

WHEREAS, the said H. J. Bennet (also known as Hyrum J. Bennett) and Sarah A. Bennett, his
wife, did on the 3rd day of January, 1921 transfer by Warranty Deed to one J. L. Bennett (also
known as J. Leslie Bennett)

the Southeast quarter of of the Southwest quarter, and the South half of the Southeast
quarter of Section 13, Township 12 South of Range 40 E. B.M. in Bannock County, Idaho, and
Lot numbered 4 of Section 18, in Township 12 South of Range 41 E. B.M., in Bannock County,
Idaho, containing One Hundred fifty-nine and 64/100ths (159.64) acres, according to the
Government Survey, AND

WHEREAS, the said H. J. Bennett (also known as Hyrum J. Bennett) and Sarah A. Bennett,

Warranty
Deed

* According to
ecree this should
read Bridge Creek
X 412 & 416

his wife, did on the 9th day of November, 1921 transfer by Warranty Deed to the said J. L. Bennett (also known as J. Leslie Bennett)

the Southeast quarter of the Southwest quarter of Section 18, Township 12 South of Range 41 E. B.M., in Bannock County, Idaho, containing Forty (40) acres, according to the Government Survey, NOW

THEREFORE, in justification, and in acknowledgement of the fact that the lands so deeded to the said J. L. Bennett (also known as J. Leslie Bennett) by the said H. J. Bennett (also known as Hyrum J. Bennett) and Sarah A. Bennett, his wife, as hereinbefore described, have been continuously irrigated by the Waters decreed to it from the Waters of WARM OR CLEAR CREEK, the said parties of the first part herein have executed and acknowledged these presents for the intent and purpose to Grant, Bargain, Sell and Convey and Confirm unto the said party of the second part, and to his heirs and assigns forever: One (1) C.F.S. of the Waters of WARM OR CLEAR CREEK for the irrigation of the Southeast quarter of the Southwest quarter and the South half of the Southeast quarter of Section Thirteen, in Township twelve South of Range Forty East of the Boise Meridian and Lot numbered Four of Section Eighteen, in Township Twelve South, Range Forty-one E. B.M., and the Southeast quarter of the Southwest quarter of Section Eighteen, Township Twelve South of Range Forty-one, E. B. M. in Bannock County, Idaho, containing One hundred ninety-nine and 64/100ths (199.64) acres, according to the Government Survey, subject to the terms and conditions of the said Decree.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or otherwise 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 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 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 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 Jos. W. Peterson
Margaret Bingham

H. J. Bennett (SEAL)
Sarah A. Bennett (SEAL)

STATE OF UTAH,)
County of Cache,) ss. On this 12 day of December in the year 1921, before me Jos. W. Peterson a Notary Public in and for said County and State, personally appeared H. J. Bennett (also known as Hyrum J. Bennett and Sarah A. Bennett, 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.

Jos W. Peterson, Notary Public
Residing at Smithfield, Utah.

(Notarial Seal) My Commission expires February 9, 1924.

\$.50 I. R. S. attached and duly cancelled.

Filed for Record at the Request of R. R. Wilson at 11 minutes past 4 o'clock P.M., this 17 day of Dec. 1921 and recorded in Book 44 of Deeds page 459. Records of Bannock County, State of Idaho
R. C. Earley, Recorder. Fee \$1.40 By Lillian Sponberg, Deputy.

Transcribed from Book 44, Page 459, records of Bannock County, Idaho.

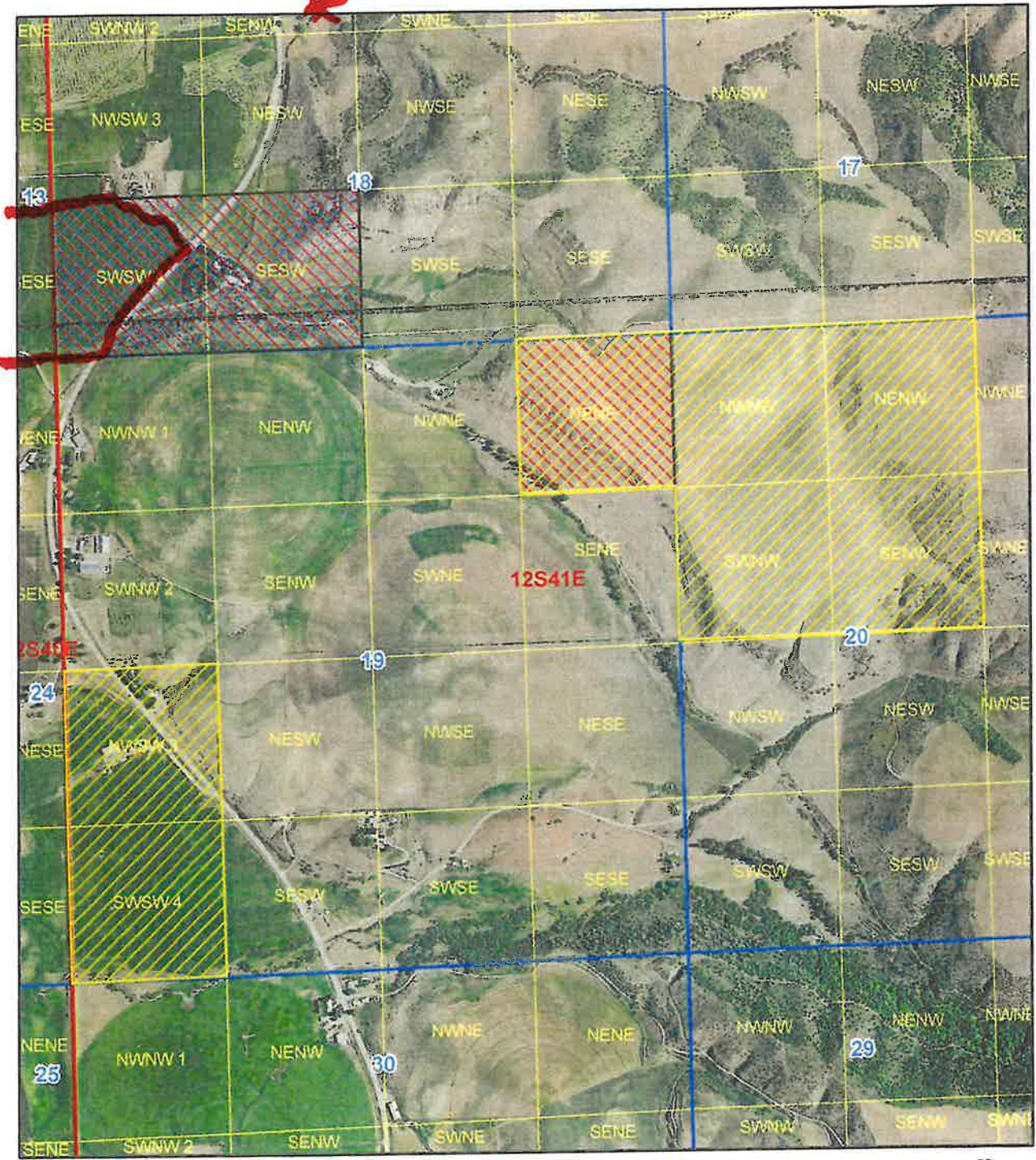
INSTRUMENT NO. 89242.

THIS INDENTURE, Made this 9th day of January in the year of our Lord one thousand nine

MAP #1

Point of Diversion / Spring Creek

Place of Use



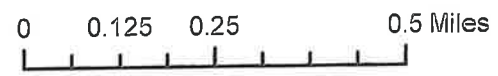
Legend

Irrigation selection

WaterRightNumber

- 13-824
- 13-830 .80 CFS Pg 93
- 13-835 .18 CFS Pg 94

SB.14 notes





IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

August 30, 2023

DIXON AND MARLENE HAMILTON REVOCABLE TRUST
15405 N HIGHWAY 34
THATCHER ID 83283-5825

Re: Change in Ownership for Water Right No(s): 13-808

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Baily
Technical Records Specialist 1

Enclosure(s)

cc: Post Hollow LLC
Water District 11