State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 13-07224

Priority: February 17, 1978 Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume:[1] 0.6 AF

This is to certify, that MAX E. SMITH
P.O. BOX 542
GREEN RIVER, UT 84525 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 12, 1977; and has submitted Proof of Beneficial Use on June 7, 1983. An examination indicates that the works have a diversion capacity of .270 cfs of water from:

SPRING tributary to **BEAR RIVER**

source, and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 6(NESE), Sec. 2, Township 11S, Range 39E
CARIBOU County

PLACE OF USE: DOMESTIC

TWN	RGE	SEC	
11S	39E	1	LOT 6(NWSW)

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right is subject to control by the watermaster of State Water District No. 11
6. Domestic use is for a campground.

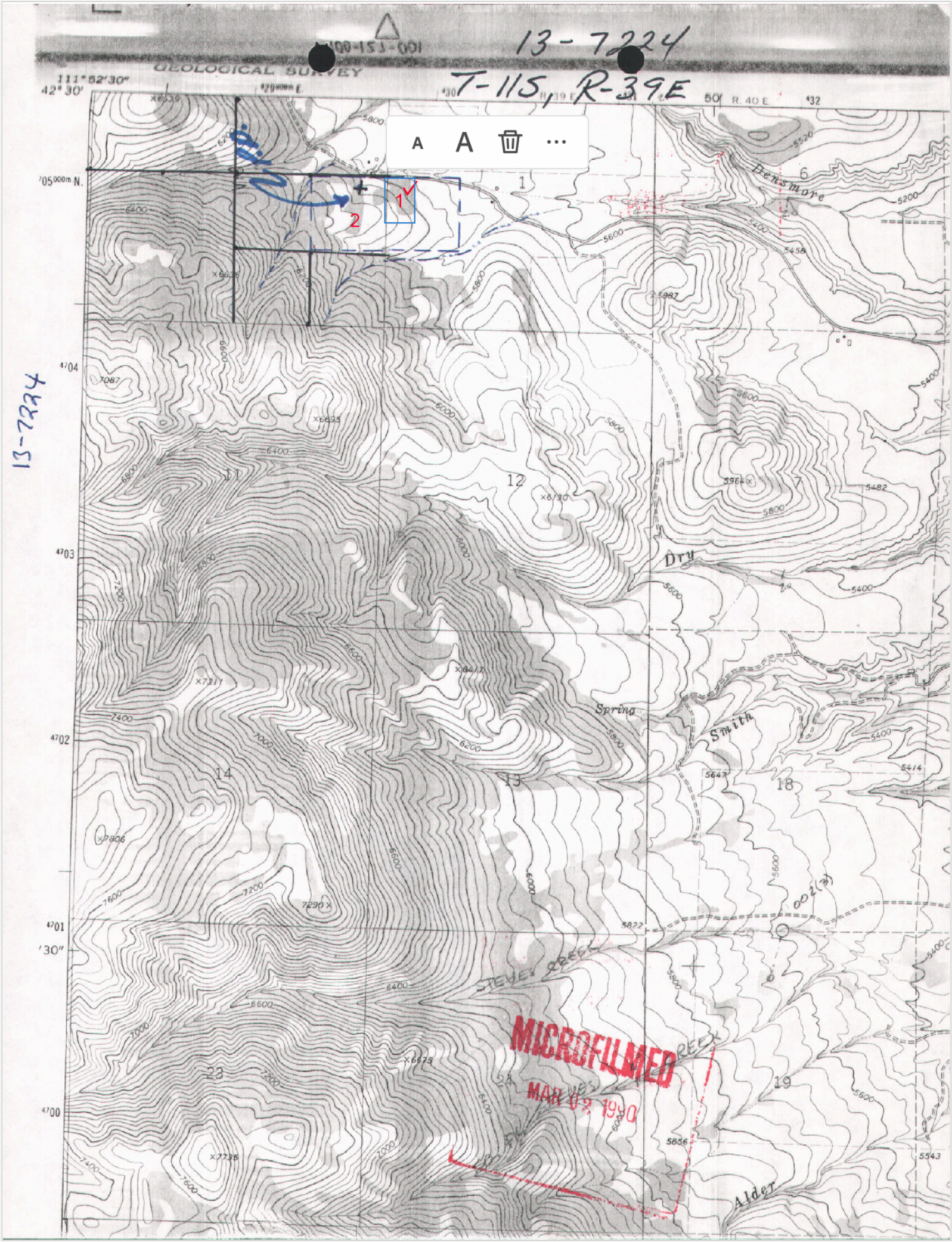
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

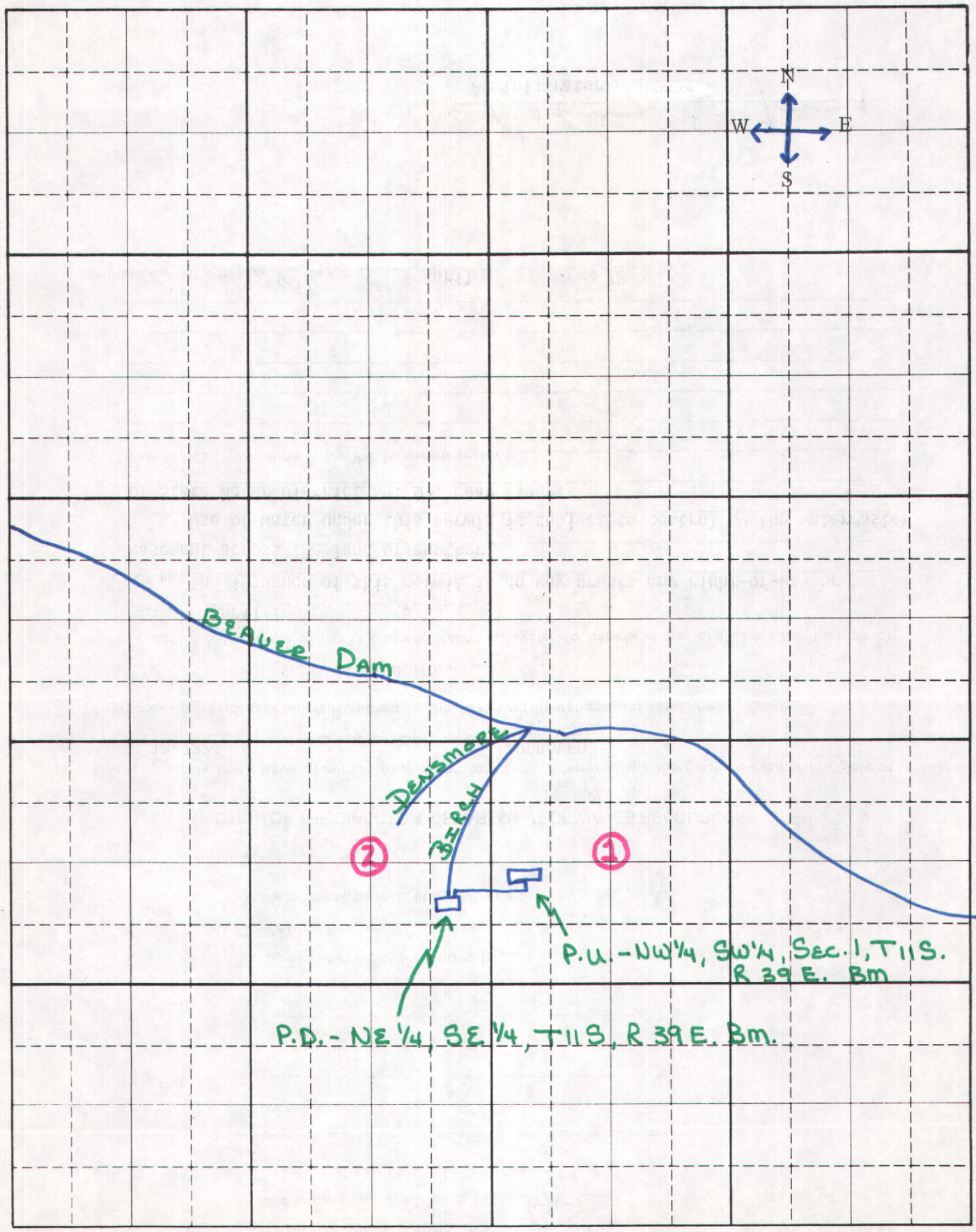
WATER RIGHT NO. 13-07224

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 23rd day of FEBRUARY, 1990.

Acting for R. Keith Higginson, Director


13-7224
T-115, R-39E
GEOLOGICAL SURVEY
111°52'30"
42°30'
R. 40 E.
Densmore
Dry
Spring
Smith
Alder
SEVIER DESERT
MICROFILMED
MAR 02 1990
13-7224

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Map E Smith
(Applicant)

8-8-81

Kristen Bybee
748 9 78
Price, Utah

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

RECEIVED MAR 05 1990

A. GENERAL INFORMATION

Permit No. 13-7224

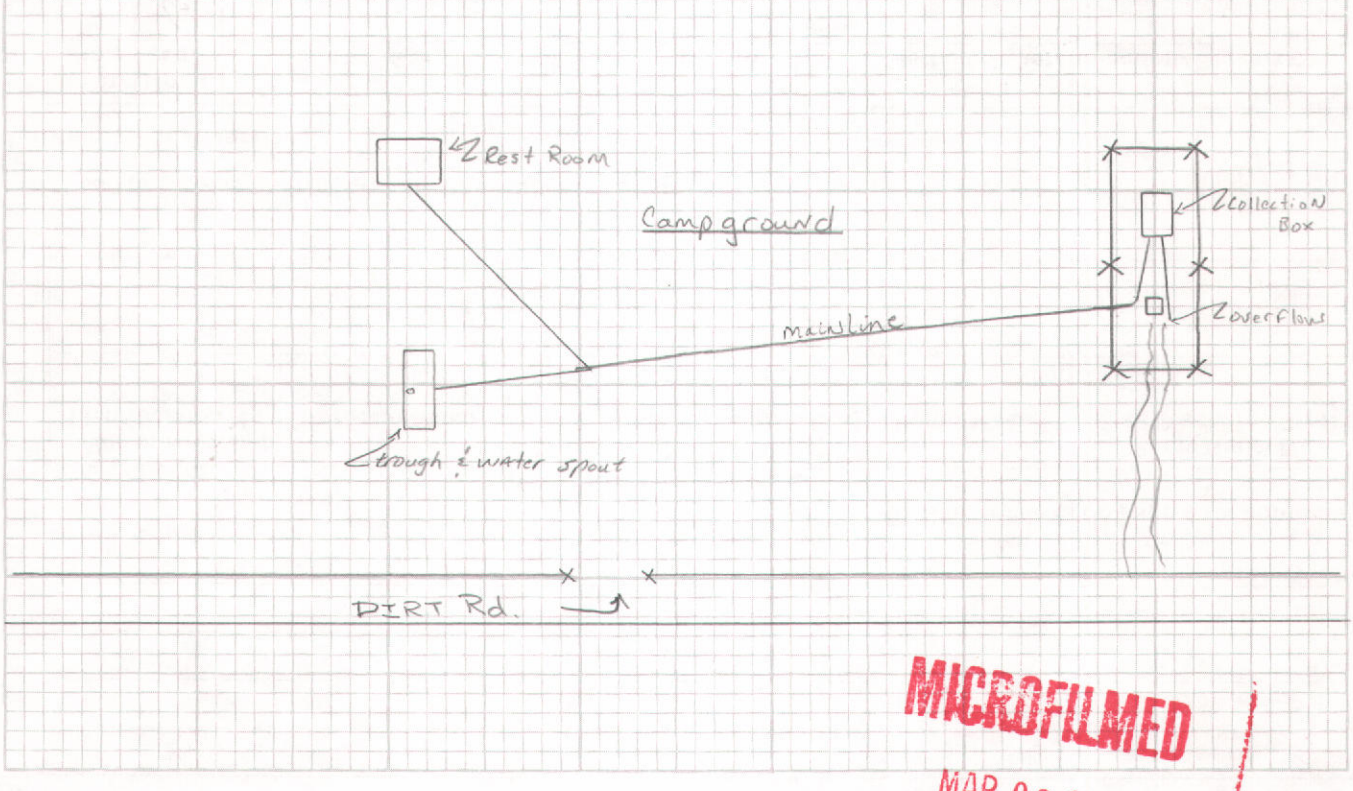
1. Owner: MAX E. Smith Phone No. (801)564-3475
   Current Address: Box 542 Green River UTAH 84525
2. Accompanied by: Bill Coombs EXAM. DATE: 7-27-87
   Address: 5967 East THAtcher Rd, THAtcher Idaho Phone No. 427-6201
   Relationship to Permit Holder: nephew
3. Source: Spring tributary to Bear River

B. OVERLAP REVIEW

1. Other water rights with same place of use: N.A.
   ☐ Copies Attached
2. Other water rights with same point of diversion: N.A.
   ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



MICROFILMED
MAR 02 1990

Scale: 1" = _____.

2. ☐ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
   ☐ Aerial Photo Attached (required for irrigation of 10 acres or more)
   ☑ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater.

13-7224

GEOLOGICAL SURVEY

T-11S, R-39E

111°52'30"
42°30'

R. 40 E.

7705000m N.

4704

4703

4702

4701

7°30"

4700

Densmore

Dry

Spring

Smith

Alder

Sevier Creek

MICROFILMED
MAR 02 1990

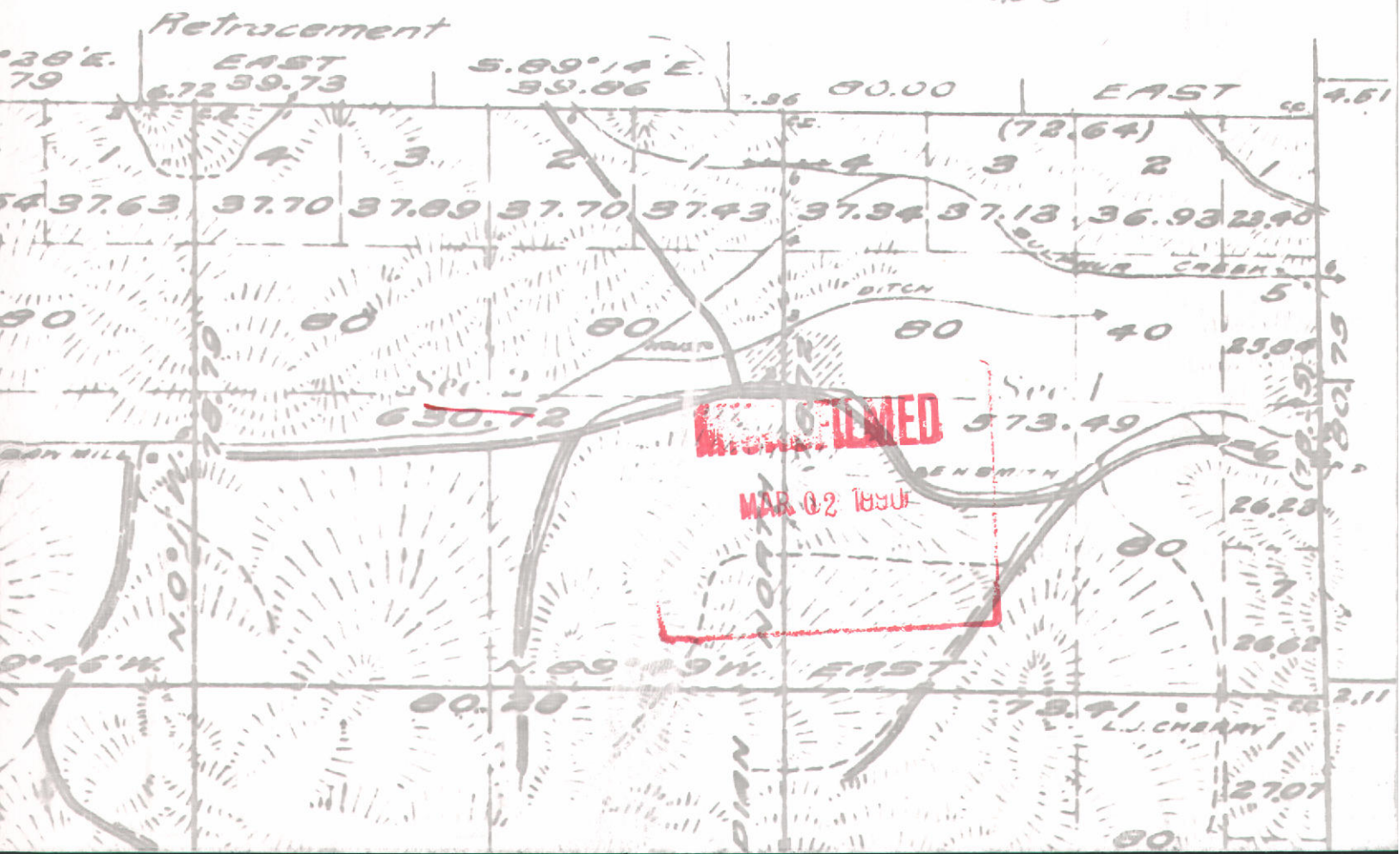
13-7224

13-7224
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4 6754)

f the Boise Meridian, Idaho

11S 39E

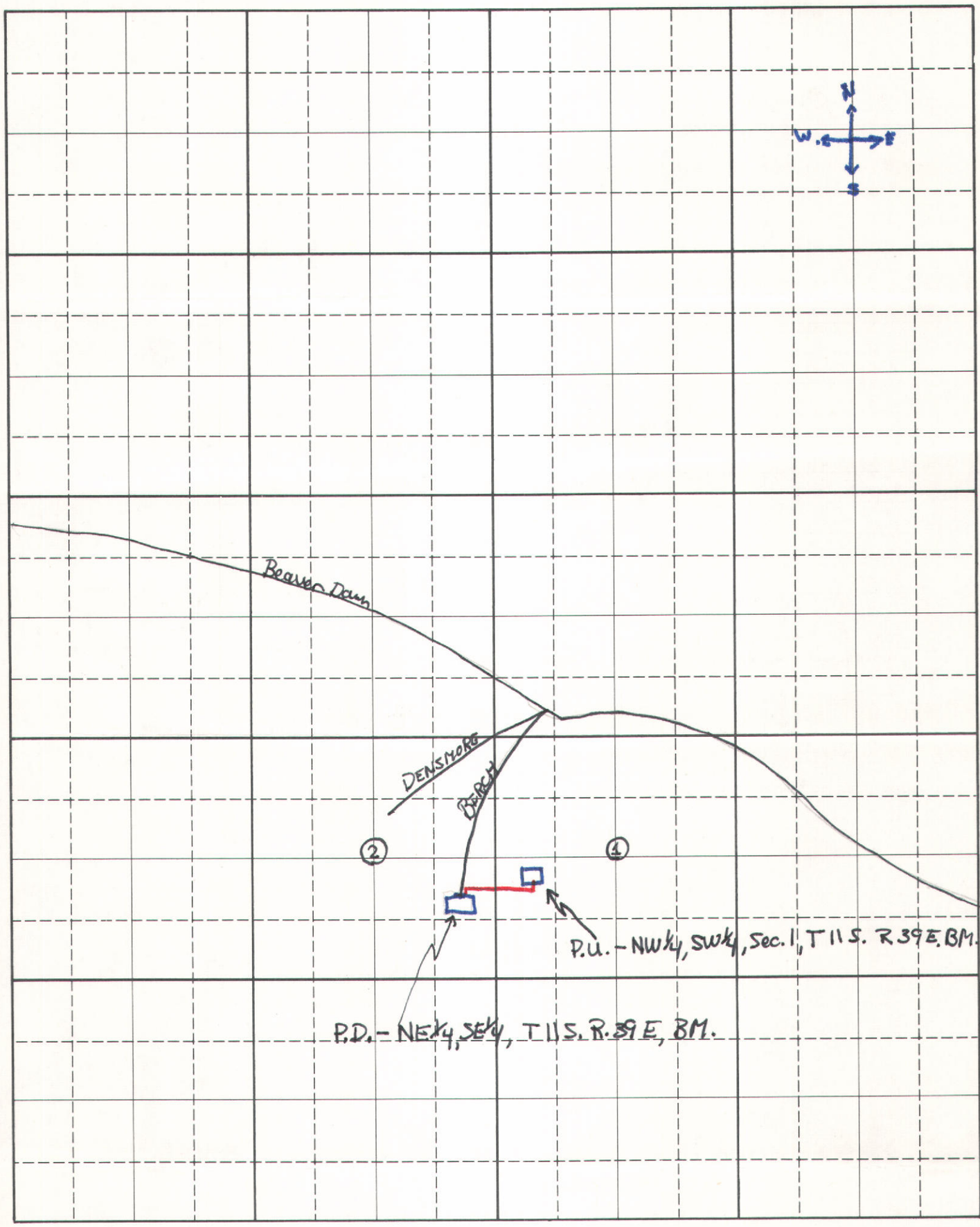






MICROFILMED
MAR 02 1990

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Map E Smith

(Applicant)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 13-07224

Priority: February 17, 1978

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume:[1] 0.6 AF

This is to certify, that MAX E. SMITH
P.O. BOX 542
GREEN RIVER, UT 84525 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 12, 1977; and has submitted Proof of Beneficial Use on June 7, 1983. An examination indicates that the works have a diversion capacity of .270 cfs of water from:

SPRING tributary to BEAR RIVER

source, and a water right has been established as follows:

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LOCATION OF POINT(S) OF DIVERSION: LOT 6(NESE), Sec. 2, Township 11S, Range 39E
CARIBOU County

PLACE OF USE: DOMESTIC

TWN	RGE	SEC	
11S	39E	1	LOT 6(NWSW)

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right is subject to control by the watermaster of State Water District No. 11
6. Domestic use is for a campground.

MICROFILMED
MAR 02 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 13-07224

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 23RD day of FEBRUARY, 1990.

Acting for R. Keith Higginson, Director

MICROFILMED
MAR 02 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 13-7224 IN THE NAME OF MAX E. SMITH) ORDER OF REINSTATEMENT

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before April 1, 1983; and,

WHEREAS, the Department has notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, the Department has notified the permit holder that the permit has lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on June 7, 1983;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 13-7224 be REINSTATED and the priority advanced to February 17, 1978.

Dated this 21 day of July, 1983.

David R. Tuthill Jr (Acting)

for L. GLEN SAXTON
Chief, Operations Bureau

Identification No. _____

Application No. 13-7224

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant Max E. Smith Phone: 801-377-0358
   post office address 380 West 6th St. South Provo, Utah 84601
2. Source of water supply Birch Creek which is a tributary of Beaver Dam Creek
3. a. Location of point of diversion is NE ¼ of SE ¼ of Section 2 Township 11 South
   Range 39 E B.M. Caribou County; additional points of diversion if any: _____
   _____
   _____
   b. If water is not consumed, it will be discharged into _____ at a point in _____ ¼
   of _____ ¼ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
   Amount .04 cfs. (cfs or acre-feet per annum) for culinary purpose from January 1 to December 31 (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purpose from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purpose from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated:
   a. .04 cubic feet per second and/or
   b. _____ acre feet per annum.
6. Proposed diverting works:
   a. Description of ditches, flumes, pumps, headgates, etc. existing cement headbox and metal pipeline
   _____
   _____
   b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
   Period of year during which storage will occur _____ (Mo. Day) to _____ (Mo. Day) inclusive.
   c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years. (Completed previously)
   b. Estimated construction cost is $_____.
8. Description of proposed uses:
   a. If water is **not** for irrigation:
      (1) Give the place of use of water: NW ¼ of SW ¼ of Section 1 Township 11 South
      Range 39 East B.M.
      (2) Amount of power to be generated: _____ hp under _____ feet of head.
      (3) List number of each kind of livestock to be watered _____
      _____
      (4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1 .
      (5) If water is to be used for other purposes describe: Culinary
      _____
      _____

MICROFILMED

RECEIVED FEB 13 1978

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated_____

c. Describe any other water rights used for the same purposes as described above._____

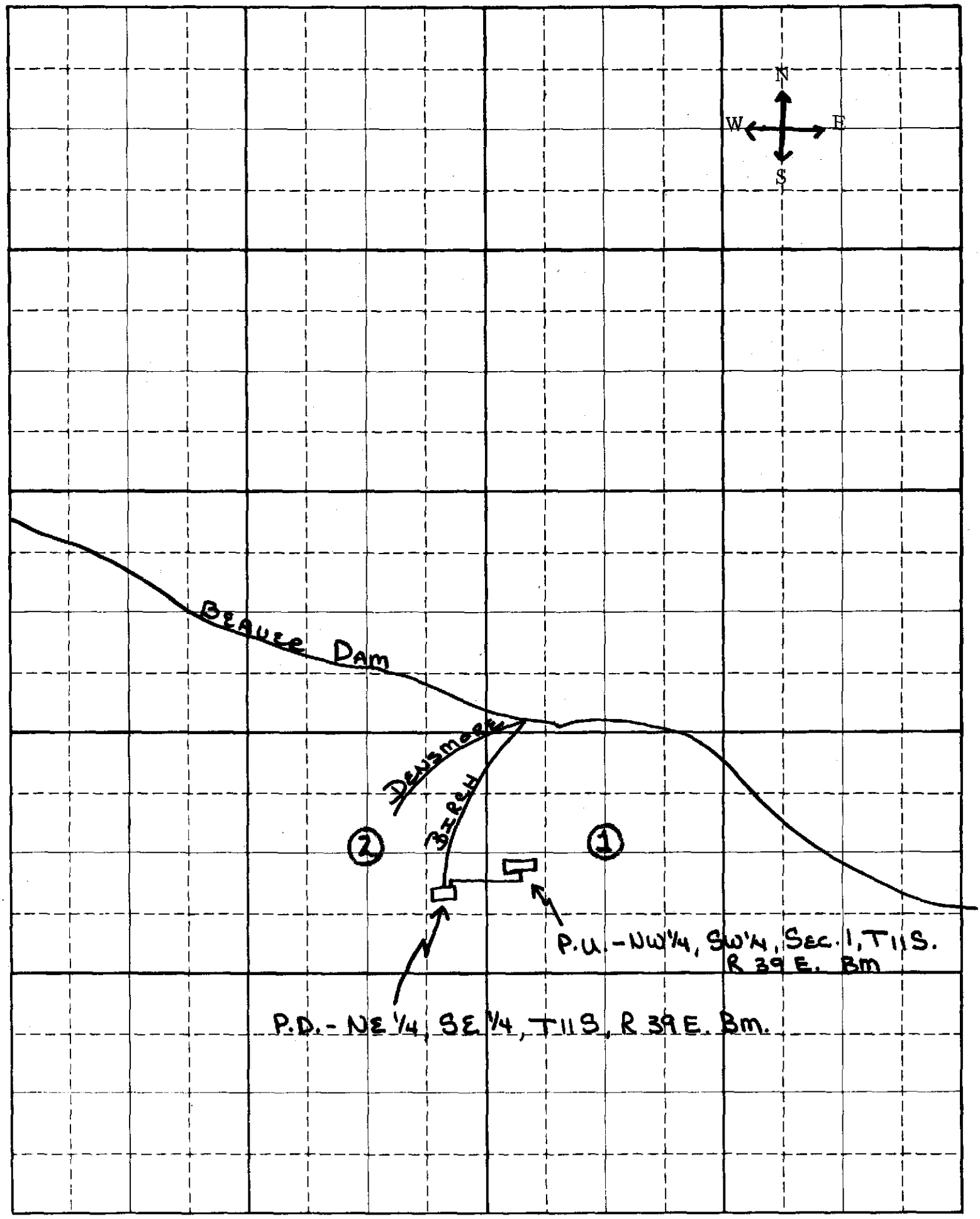
9. a. Who owns the property at the point of diversion Leo Nielsen, 4150 S. 2700 E. Salt Lake City, Ut

b. Who owns the land to be irrigated or place of use applicant - Max E. Smith

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing oral agreement

10. Remarks _____

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Map E Smith
(Applicant)

Kristine Bybee 7-8-78 Provo Utah

8-8-81

Proposed Priority 12/12/77

CW 2-13-78 11:40 a.

Received by CW Date 12-12-77 Time 11:25 a.

Preliminary check by LH Fee $ 10.00

Receipted by CW Date 12-12-77 #9129

Publication prepared by CW Date 12-13-77

Published in Caribou County Sun

Publication dates Dec. 22 & 29, 1977

Publication approved me Date 1-16-78

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RDC JG

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 13-7224, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

   a. SUBJECT TO ALL PRIOR WATER RIGHTS.

   b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1983.

   c. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

   Use of water under this permit is subject to control by the watermaster of State Water District No. 11, Bear River.

2. Denial of said application is for the following reasons: _____

Witness my hand this 24TH day of April 1978.

Norman C Young

Administrator

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 26, 1990

MAX E. SMITH
P.O. BOX 542
GREEN RIVER, UT 84525

RE: PERMIT NO. 13-07224

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

Sharla Curtis
for JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

CALCULATION OF NEW PRIORITY DATE

FROM: Rita Fleck

TO: File

DATE: 6/23/83

Date Proof Received	June 7, 1983	158	
Proof Due	- April 1, 1983	91	
Number of Days Proof Late	67	67	346 / 67 / 413 / -365 / 48
Priority Date	+ 12/12/77	346	
New Priority Date	=	~~Feb. 17, 1978~~	

Feb. 17, 1978

Remarks

Proof was 67 days late but lapse letter was sent 4/18/83 108
proof recd 158
50 days diff.
allowable to be reinstated

CONVERSATION MEMORAND

DATE 6-3-83 37

FILE 13-7224

NAME OF PARTY Gordon Smith

EMPLOYEE Kelly Carlson

RE:

Gordon Smith called today in regards to the "Proof Due Notice" (1-31-83) letter he received for his father's permit. Gordon Smith explained that his father is on a mission & he has power of Attorney. He also misplaced his B/U card. I explained about the permit & told him I would send him another card today & he should return it by June 18, 1983. He said his address is

131 N. 750 E.
Orem UT 84057

B/U card sent RC 6/3/83

MAIL

Incorporation of Sedgwick Properties, LLC in Utah

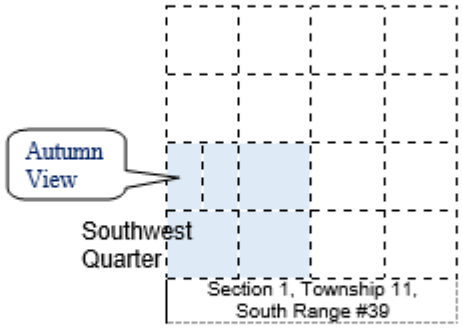
27 March 2007

Sedgwick Properties was formally incorporated in the State of Utah, County of Salt Lake, by Gordon C. Smith, Paul Allen Smith and Teresa Smith Royce, incorporators.

"Autumn View", aka "Autumn View Heritage Family Trust", aka "The Ranch", is the name of a piece of real-estate that is owned by Sedgwick Properties, as defined by the **Legal Description** provided below:

Autumn View Heritage Family Trust *("The Ranch")*

Legal Description: Twenty (20) acres, being defined as The West half, of the Northwest Quarter, of the Southwest Quarter, of Section 1, of Township 11, of South Range #39 East, Boise Meridian, Caribou County, Idaho. (Also designated as W1/2, NW1/4, SW 1/4, Sec. 1, T11, SR 39E.)



One section equals 1 square mile, or 640 acres. By legal definition, The Autumn View Heritage Ranch is 1/8 mile wide and 1/4 mile long. The north west corner of the property is located at approximately ° " ' North Latitude, ° " ' West Longitude.

An official USGS marker is located near the North West corner of the fence around Autumn View (as of 2019).

Legal documents of Sedgwick Properties, LLC

- ***Articles of Organization*** dated 27 March 2007
- ***Articles of Organization Addendum*** dated 1 May 2007
- ***Bylaws*** dated 19 Feb. 2012
- ***Bylaws*** dated 19 Feb. 2012
- ***Stock Issuance Agreement*** dated 19 Feb 2012
- **Operating Agreement** of Autumn View Properties dated 11 April 2004

Pedigree of Ownership for Autumn View Properties ("The Ranch")

A summary of how ownership of Autumn View Properties ("The Ranch) changed from 1973–1993 (2007?) is provided below.

16 April 1973

Contract of Sale of Real Estate

Seller: Max E Smith and Eileen Smith

Buyers: Don W. Gilbert & Delores Gilbert

Richard Gilbert & Christine N. Gilbert

Except:
"Culinary water right for on the W1/2 NW1/4 SW1/4 Section 1,
30 miners inches of waters of Densmore Creek and 20 miners inches
of waters of Birch Creek.

Notary Public 16 April 1973, Soda Springs, Idaho

29 Dec. 1986

Quit Claim Deed

Sellers: Max E Smith & Eileen Smith
Buyer: The Autumn View Heritage Foundation

Caribou County, Idaho Record # 130702, 23 January 1987

29 December 1986 & 21 January 1987

Utah State Certificate of Incorporation for **Autumn View Heritage Foundation,**
. . . including *Articles of Incorporation of Autumn View Heritage Foundation.*

23 July 1993

Quit Claim Deed

Seller: Autumn View Heritage Foundation
Buyer: Autumn View Heritage Family Trust *
AKA Autumn View Heritage Trust
AKA Autumn View Heritage (Trust) Family Preservation Trust

Notary Public 28 July 1993
Caribou County, Idaho Record # 146185, 30 August 1993
Note: Caribou County Assessment Notice and Caribou County Tax bill for property taxes shows name of "**Autumn View Heritage FT**"

WHEN RECORDED MAIL TO:

GORDON SMITH
247 So. 1210 E.
PLEASANT GROVE, UT
84062

Instrument # 204094
CARIBOU COUNTY
1-24-2020 04:16:57 PM No. of Pages: 1
Recorded for : GORDON SMITH
DENISE HORSLEY Fee: 15.00
Ex-Officio Recorder Deputy
Index to: QUITCLAIM DEED

(Space above this line for recording data.)

QUIT-CLAIM DEED

For the consideration shown below, the

AUTUMN VIEW HERITAGE FAMILY TRUST, and/or
AUTUMN VIEW HERITAGE FOUNDATON PARTNERSHIP

Hereinafter called GRANTOR, hereby quit-claims and conveys unto the

SEDGWICK PROPERTIES, LLC.

Hereinafter called GRANTEE, for the value of

$ -00- (zero) DOLLARS,

All right, title or interest in the following real property situated in

CARIBOU COUNTY, IDAHO, *recorded as* PARCEL NUMBER RL3909A, *and described as follows:*

The West half of the Northwest Quarter of the Southwest Quarter, Section 1, Township 11 South, Range 39 East, Boise Meridian, Caribou County, Idaho,

a 20 acre parcel of land, along with all improvements.

Witness the hand of officers of said GRANTOR,

Paul A. Smith — Paul A. Smith — 22 Jan 2020
(Signature) (Date)

Gordon C. Smith — Gordon C. Smith — Dec 4, 2013
(Signature) (Date)

(Space below this line for acknowledgements)

STATE OF UTAH
County of Salt Lake

On this 22nd *day of* ~~December, 2013~~ January 2020, Paul A. Smith, *a signer for the GRANTOR, personally appeared before me and acknowledged to me that* ~~he executed the same.~~

T HOLBROOK
Notary Public • State of Utah
Commission # 692341
My Commission Expires
December 1, 2020

My commission will expire: 01 December 2020

STATE OF UTAH
County of Utah

On this 4 *day of* December, 2013, Gordon C. Smith, *a signer for the GRANTOR, personally appeared before me and acknowledged to me* ~~that he executed the same.~~

SAM SWAIN
NOTARY PUBLIC-STATE OF UTAH
COMMISSION# 668627
COMM. EXP. 08-12-2017

My commission will expire: 08-12-2017

146185

WHEN RECORDED MAIL TO:

Paul A. Smith
9660 S. Pendleton Way
South Jordan, Utah 84095

STATE OF IDAHO
County of Caribou
Date: Aug. 30, 1993
Time: 10:55 A.M.
Microfilm Records
Recorder: Edie Izatt
Deputy: Denise Hasley
Fee: 3.00

(Space above this line for recording data.)

QUIT-CLAIM DEED

For the consideration shown below, the

AUTUMN VIEW HERITAGE FOUNDATION,

hereinafter called GRANTOR, hereby quit-claims and conveys unto the

AUTUMN VIEW HERITAGE FAMILY TRUST,

hereinafter called GRANTEE, for the value of

$ -00- (zero) *DOLLARS,*

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a 20 acre parcel of land, along with all improvements.

Witness the hand of officers of said GRANTOR,

Paul A. Smith, Vice President _____ (Signature) 23 July 1993 (Date)

Gordon C. Smith, Secretary/Treasurer Gordon C. Smith (Signature) 28 July 1993 (Date)

(Space below this line for acknowledgements)

STATE OF UTAH
County of Salt Lake } ss:

On this 23 day of July, 1993, Paul A. Smith, a signer for the GRANTOR, personally appeared before me and acknowledged to me that he executed the same.

MARY LOU YOUNG
Notary Public
STATE OF UTAH
My Commission Expires
[illegible]

My commission will expire: 12/22/94 Mary Lou Young (Notary Public)

STATE OF UTAH
County of Utah } ss:

On this 28 day of July, 1993, Gordon C. Smith, a signer for the GRANTOR, personally appeared before me and acknowledged to me that he executed the same.

Notary Public
JO ADAMS
1002 North Eastview Drive
Alpine, Utah 84004
My Commission Expires
August 19, 1994
State of Utah

My commission will expire: 8/19/94 J. Adams (Notary Public)

AV water system

A Report to the members of the Board of Directors and shareholder of Sedgwick Properties, LLC.

Major improvement

With the approval of the Board of Directors of Sedgwick Properties LLC., a major enhancement has now been completed on the water system for Autumn View (AV) camp. Although repairs to the current system were accomplished earlier in the summer, the additional enhancements were recommended to eliminate the possibility of freezing during the winter months which would have required rework of some or all of the repairs again next spring.

One objective in reworking the AV water system was to look to the future use of AV camp to bossily accommodate larger groups as the number of family members increase. We also wanted to make any changes in such a way as to increase the water pressure at AV camp if possible.

Key facts

Water pressure is a function of two forces. The first, **head feet of pressure.** Head feet of pressure is simply expressed as the head feet of water from the source to the point of measurement. For example, if there is eighty feet if elevation drop from the spring to the hydrant to the hydrant in the AV camp, then there would be eighty head feet of pressure at the hydrant.

Head feet is not the same as pounds per square inch of water pressure (PSI), which is how we usually think of water pressure. They are related but they are not the same. Head feet of pressure must be converted to PSI in order to be meaningful.

The second force that effects water pressure is **flow resistance** through the pipe. Flow resistance for water generally increases as the size of the pipe decreases and decreases as the size of the pipe increases. Flow resistance also increases as the length of the pipe increases.

Before

Prior to beginning the work, water pressure readings were taken at the hydrant. Here are the results

- 22 psi static pressure
- 20x psi dynamic pressure (cold water tap in kitchen open)

AV water system

Procedure

Installed a 2" out take pipe through the wall of the collection box at the spring. A 2" ball valve was installed inside the box to completely shut off the water supply to the AV water line removing the possibility of freezing. Forty (40) feet of 2" schedule 40 PVC pipe was connected to a 2" union outside the collection box. The 2" pipe was then encased in six inch aluminum sprinkler pipe found abandoned in the stream bed to further protect it from becoming accidentally broken either by animal, such as a moose, or by humans.



This 2" pipe was then connected to the existing 3/4" pipe that then continues on down to the AV camp.



The new out-take pipe and valve was installed about one foot below the normal water level in the tank and has a stainless steel screen to catch any sub surface impurities from entering the system. Surface impurities, such as leaves and sticks, and settling impurities, such as sand and dirt, are avoided with this method.

After

- 30 psi static pressure
- 30 psi dynamic pressure (cold water tap in the kitchen open)

There is now a respectable level of water pressure in the building for taking a shower even while the hydrant valve is open.

Observation

It is curious that the static and dynamic pressure was constant after installing the 2" outtake system. Perhaps this can be partially explained by the fact that there is an increase of approximately one (1) foot of additional head pressure compared to the previous system.



In addition, since the line is now being fed directly from the box instead of from the spring, there is a constant pressure feeding the line. The previous spring collector may not have been this efficient. L

A third factor may have also resulted in a slight

AV water system

benefit. The two inch pipe for the first forty feet resulted in a slight reduction of flow resistance in the system. It is approximately 1,000 feet from the spring to the hydrant at the camp.
One can only assume that the overall pressure would likewise increase as the result of reducing the overall flow resistance by increasing the size of the entire pipe from 3/4" to 2". However, that would be a separate proposal.

Two additional observations are presented here for information only. No proposal is made in this document for a resolution to these concerns.

First, the current transport pipe from the spring to the camp consists of 3/4" thin wall PVC pipe and 3/4" black, flexible ASB pipe buried at an average depth of 18 to 24 inches. In the past we have had occasional problems with rodents chewing through the black ASB pipe.
Second, we are not entirely sure what size of pipe runs from the hydrant to the building. Ideally grandpa Max installed a 3/4" line from the hydrant to the building when he built the building twenty plus years ago. However, the plumping in the building consists of 1/2 and 3/8 inch lines. Water pressure could be further increased in the building if the building were plumbed using 3/4" lines as much as possible.

CERTIFICATE
evidencing
SHARES OF BENEFICIAL INTEREST

NO. 7 Certificate Shares of Beneficial Interest 14.2.

THE Autumn View Heritage FAMILY PRESERVATION TRUST, created by a Declaration of Trust has established a Trust Corpus which is held and managed by TRUSTEES holding said Corpus in Trust under the terms of said Declaration of Trust, and, in this capacity, have authorized the issuance of 100 Shares of Beneficial Interest.

IT IS THEREFORE ORDERED THAT Constance Smith Butterfield

OF (Address) _____

_____

is the owner of 14.2 Shares of Beneficial Interest in THE Autumn View Heritage FAMILY PRESERVATION TRUST, such shares being non-taxable. Under this Trust both the Trustees and the Beneficiaries of the Trust are exempt from personal liability for any debts or obligations of the Trust. This Certificate does not confer any interest in or to the Trust assets, or in any management or control thereof.

The Certificates evidencing Shares of Beneficial Interest are non-transferable under any circumstances during the lifetime of their holders; in the event that any holder of this Certificate dies during the Trust existence, the Certificate of Beneficial Interest shall immediately become null and void; and thereupon the Trustees shall issue a new Certificate of Beneficial Interest or Certificates of Beneficial Interest, having a number of shares equal to that of the original to such new Holders as they choose. Such Holders shall preferably, but not necessarily, be chosen from members of the Creator's family, descendants, or relatives. Once such Certificates are issued, they shall be irrevocable except by the death of the Holder, or resignation or removal of the Holder by the Board of Trustees.

This Certificate confers no rights, powers, privileges or interest except those specifically stated and described in the Declaration of Trust which created THE Autumn View Heritage FAMILY PRESERVATION TRUST.

Creator or Trustee Eileen B. Smith

Trustee Mal E. Smith

Trustee _____

THE TRUSTEES OF THE Autumn View Heritage FAMILY PRESERVATION TRUST have signed and issued this Certificate under their authorization to do so on this 28 day of May, 1993.

MINUTES OF THE BOARD OF TRUSTEES: FIRST MEETING

The AUTUMN VIEW HERITAGE FAMILY PRESERVATION TRUST, held at (Address) 455 2nd E. on the 25 day of MAY, 1992.

After electing a temporary chairman of the Board of Trustees, the following motions were passed and inscribed as Minutes in the permanent records of the Trust:

1. That The AUTUMN VIEW HERITAGE FAMILY PRESERVATION TRUST is hereby established and EILEEN C. SMITH is acknowledged as the Creator thereof with the following natural persons as TRUSTEES:

a. EILEEN C SMITH

b. MAX E. SMITH

c. ~~RICHARD~~

2. That the following Letter of Resignation, received from _____, a Trustee of this Trust, was read and accepted:

To the Trustees of The _____ FAMILY PRESERVATION TRUST

Dear Trustees:

I hereby tender my resignation as a Trustee of The _____ FAMILY PRESERVATION TRUST, effective at the close of this Meeting of its Board of Trustees.

_____

TRUSTEE

Notive of Acceptance of Resignation:

TRUSTEE _____

TRUSTEE _____

3. That EILEEN C. SMITH, Creator of this Trust, has conveyed irrevocably all his rights to, and interest in, certain properties, real and/or personal. (Personal listed in the SCHEDULE OF TRUST ASSETS)This in order to provide for the happiness and well-being of the Beneficiaries of this Trust; and particularly so that the members of his family may enjoy life under the protection of the laws as mandated by the Constitution of the United States.

4. That the exchange of 100 SHARES OF BENEFICIAL INTEREST given to EILEEN C. SMITH, Creator of this Trust, is hereby approved and ratified.

5. That the Trustees hereby accept the properties thus irrevocably conveyed to this Trust by the said Creator thereof in exchange for 100 SHARES OF BENEFICIAL INTEREST in this Trust.

6 That, if so decided, the first page of this Trust Contract will be duly recorded in the County of FRANKLIN in the City of PRESTON, in the State of IDAHO..

7. That all deeds conveying real estate from the Creator to this Trust shall be duly recorded with said County Recorder; and that all personal property, tangible or intangible, all Certificates of Deposit, bank savings, stocks, bonds, other securities, etc., which are to constitute the corpus of this Trust, be legally conveyed to this Trust and placed in the possession and under the control of its Trustees. That the AFFIDAVIT transferring the personal property and personal assets to this Trust be completed and Notorized. (NOTE--The SCHEDULE OF TRUST ASSETS AND THE AFFIDAVIT are NOT to be recorded!) That this be done in a reasonable period during the first year of the Trust.

8. That all the Minutes and records of this Trust shall be private and inviolable, not to be loaned, read, or disclosed to anyone at any time except as mandated by the Trustees of this Trust.

9. That, since this Trust is created by private contract and its fiduciary responsibilities are of a private and personal nature, none of the activities performed by the Trustees of this Trust or their agents can in any way be construed as a practice of law.

10. That if any inquiry or request for information is at any time directed to any Trustee of this Trust, either individually or collectively, such request must be submitted in writing, and no answer shall be given except after due consideration at a regularly scheduled meeting of the Board of Trustees.

11. That at least one meeting of the Board of Trustees be held each year. That the Trustees of this Trust may hold and conduct additional meetings at such times and places as, in their opinion and by majority vote, are in the best interest of this Trust.

12. That all meetings of the Board of Trustees, in order to transact business, a majority of their members must be present.

13. That no affirmative action may be taken without the approval of a majority of the Board of Trustees.

14. That, by majority vote, the Trustees may aothorize the expenditures of Trust funds for the improvement or enhancement of Trust assets or as necessary for the operation of this Trust.

15. That any Trustee who objects to any Minute passed by the majority of the Board shall subscribe his name at the end of this Record as "Dissenting," and shall write the number of the Minute to which he or she objects.

16. That FORM SS-4 be filed with the Internal Revenue Service by Certified Mail, return Receipt Requested. That all important documents have a copy or photostat made of them for the Trust Records in case of loss by mail or by some agent or clerk.

17. That as soon as the Trust Identification Number (from the SS-4) is received from the IRS, the Executive Trustee of this Trust shall prepare and file FORM 56, NOTICE OF FIDUCIARY RELATIONSHIP, with the Internal Revenue Service. (NOTE--If the IRS asks for a copy of the TRUST CONTRACT, all they are to receive is a copy of Page 1.)

18. That EILEEN C SMITH, Creator of this Trust, is hereby elected to membership in its Board of Trustees by unanimous vote, this election to become effective after the close of this Meeting of the Board of Trustees.

19. That EILEEN C. SMITH Creator of this Trust hereby surrenders the #1 Certificate evincing Shares of Beneficial Interest in exchange for membership on its Board of Trustees and receives the #2 Certificate -0- Shares of Beneficial Interest. It is hereby declared that the Original 100 Shares of Beneficial Interest were an equal exchange for certain real and/or personal property conveyed by Deed, Title or Affidavit to the Trust and as an equal exchange, NO gift tax may be assessed regardless of how State and/or County Statutes or Forms or Papers may force the transfer of real or personal property. Furthermore it is hereby declared that the Creator has received only -0- Shares of Beneficial Interest which proves he does not have dominant control in the establishment or the initial operation of this Trust and that NO Federal, State, or any other agency declare this Trust a Partnership, Corporation or Association.

That the balance of the 100 Shares of Beneficial Interest are hereby issued to the following Trustees:

#3 Certificate to RICHARD MAX SMITH for 14.2 Shares.
#4Certificate to GORDON COOMBS SMITH for 14.2 Shares.
#5 Certificate to CHILDREN of DEONNE SMITH DRAWE for 14.2 Shares.
#6, #7 etc Continued on an attached separate sheet to be a permanent part of the Trust records.

That the following Successor and/or Emergency Trustee(s) have agreed to serve as Trustees as outlined in the Trust Contract.

RICHARD MAX SMITH
GORDON COOMBS SMITH
TERESA SMITH ROYCE

That the following Beneficiaries are temporarily designated and shall be Beneficiaries as long as the Board of Trustees so designate.

RICHARD MAX SMITH
GORDON COOMBS SMITH
CHILDREN of DEONNE SMITH DRAWE
PAUL ALLEN SMITH
CONSTANCE SMITH BUTTERFIELD
MARK SIVELL SMITH
TERESA SMITH ROYCE.

20. That as soon as present minor Beneficiaries of this Trust become of age, and, depending on their competence, experience, and business understanding, they shall become eligible to serve as Trustees of this Trust.

21. That the Trustees of this Trust hereby unanimously nominate and elect the following Trustees to serve for life:

a_____

b_____

c_____

22. That_____is hereby elected to serve as Executive-Trustee-Manager of this Trust.

That_____is hereby elected to serve as Executive-Secretary of this Trust.

That_____is hereby elected to serve as Executive-Treasurer of this Trust.

23. That the Trustees of this Trust are hereby authorized to meet expenditures incidental to the Trust business out of Trust funds, income,donations and gifts for the following (and other) purposes: Office Operation; Selling; Travel; Transportation; Entertainment; Conventions; Meetings; Dues; Fees; Subscriptions; Adequate Insurance Coverage-Life and/or Health; Any and all expenses incurred in maintaining and protecting Trust assets.

24. That those performing services for this Trust shall be treated as independent contractors and not as employees for FICA purposes; and that payments to them shall be reported on FORM 1099 Misc. and not on FORM W-2.

25. That the Board of Trustees of this Trust shall have power to determine what compensation shall be paid to the Trustees on a contract basis in return for services performed by them for this Trust.

26. That the Trustees of this Trust shall be authorized to enter into lease-agreements on behalf of this Trust to provide such property, equipment, or vehicles as may be necessary to carry on the business of this Trust.

27. That the Trustees of this Trust shall manage the Trust in accordance with the Minutes and Contract of this Trust; that they keep adequate books and records, which shall become the permenent archives of this Trust; that they shall collect all payments due to this Trust as they become due and place the funds in the Treasury of this Trust; that they shall pay all accounts as they come due from the Treasury; and that they shall carry on all the affairs of this Trust in the best interests of the Beneficiaries of this Trust.

28. That the Executive Trustees of this Trust may reside in the Trust headquarters in order at all times to be available for any emergency that may arise; and to supply maintenance and other services necessary for the benefit of this Trust, and do so on a contract basis.

There being no other business to come before the Trustees at this time, motion was duly made, seconded, and carried that the First Meeting of this Trust be adjourned.

Signed and Approved_____Trustee

Mark L Smith Trustee

_____Trustee

Form No. 42-1409-2 (Internet 01/23)

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER FROM THE BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576
Claim ID: _____
Date Received: _____
Receipt No: _____
Claim Fee: _____ By: _____

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day

Please type or print clearly

1. Name of claimant(s) SEDGWICK PROPERTIES, LLC Phone (530) 941-2526

   Mailing address 3414 ADAMS LANE REDDING CA Zip 96002
   (Street or Box / City / State)

   Email address (optional) connie.butterfield.04@gmail.com

2. Date of priority: (Only one per claim) February 17, 1978 (Explain priority date selected in Remarks)
   (Month/Day/Year (YYYY))

3. Source of water supply (Check one) Ground Water ( ) or Other (✔) (a) spring

   which is tributary to (b) Birch Creek

4. Location of point of diversion is: Township 11S, Range 39E, Section 2,

   NE 1/4 of SE 1/4, or Govt. Lot 6 BM, County of CARIBOU;

   Parcel no. _____

   Additional points of diversion, if any: NA

   If available, GPS coordinates: Diversion Point: 42.495666, -111.857440

5. Description of diverting works (wells, pumps, spring boxes, pipelines, etc.) including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.

   Spring to existing collection box, then 2-inch steel collector pipe to a 3/4" water line to place of use where there is a water spout to trough and a water line to building housing kitchen/restroom facilities.

6. Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)

		Month/Day		Month/Day		cfs (✔) or AFY ( )
For	Domestic	purposes from	01/01	to	12/31	amount 0.04
For		purposes from		to		amount

7. Total quantity claimed 0.6 cfs ( ) or AFY (✔)

8. Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)
   Domestic/culinary use is for a campground

9. Location of place of use is: Township 11S, Range 39E, Section 1,

NW 1/4 of SW 1/4, Govt. Lot 6 BM, Parcel no. RL3909A (POU: 42.495341, -111.854431)
If different than shown in Item 4

for (check one) **Domestic** (✔) **Stock** ( ) **Domestic and Stock** ( )

Additional places of use, if any NA

10. In which county(ies) are lands listed above as place of use located? Caribou

11. Do you own the property listed above as place of use? Yes (✔) No ( )
If the answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.
None or None (✔)

13. Remarks (include an explanation of the priority date selected):

Water rights granted to Geo. M. Smith (13-0617) w/ Priority Date 01 MAY 1900. Per Idaho Civil Case No. 2164 Caribou Co, 26 February 1975, water rights & Water Right License (13-07224) was issued to Max Smith w/Priority Date 17 FEB 1978. Property ownership placed in name of family trust, then Sedgwick Properties LLC

14. Basis of claim (check one) Beneficial Use ( ) Posted Notice ( ) License (✔) Permit ( ) Decree ( )

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 13-7224

15. **Signature(s)**

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Bear River Basin Water System Adjudication."
(b.) I/We do ( ) do not ( ) wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

PRESIDENT (Agent's title (Please print)) of SEDGWICK PROPERTIES, LLC (Name of organization (Please print)),

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Constance Butterfield Date 8/11/2023

Printed Name of Authorized Agent CONSTANCE BUTTERFIELD

16. **Notice of Appearance**:

Notice is hereby given that I, (please print) _____, will be acting as attorney at law of behalf on the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Name of claimant(s) SEDGWICK PROPERTIES, LLC Claim ID _____

HOW YOU WILL RECEIVE NOTICES IN THE BEAR RIVER BASIN WATER SYSTEM ADJUDICATION

All documents filed in the Bear River Basin Water System Adjudication, other than notices of claim, are filed with the court. Notices of claim to water rights filed in the Bear River Basin Water System Adjudication are filed with the Idaho Department of Water Resources (IDWR). Copies of all documents filed in the Bear River Basin Water System Adjudication will not be mailed to all parties (claimants) in the adjudication. Any document filed with the court will be mailed only to those parties who may be directly affected by it.

A monthly docket sheet is prepared by the court, which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Bear River Basin Water System Adjudication. Copies of a monthly docket sheet may be obtained from any of the offices of IDWR; a small fee may be charged to cover the cost of mailing and/or copying. If you wish to receive an annual subscription of the docket sheet printed each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee by the court to cover the cost of copying and mailing. The docket sheet is also available on the court's web site at:

http://www.srba.idaho.gov/BRBA20.HTM

Copies of any document listed on the docket sheet may be obtained from any of the IDWR offices or the court and a small fee may be charged to cover the cost of mailing and/or copying the document.

Copies of all notices of claim filed with IDWR will be available for inspection at all IDWR offices. You may also obtain copies of the notices of claim filed by other claimants, but you may be charged for the cost of copying and mailing. A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.

After the notices of claim have been reviewed, the director will prepare and file a Director's report with the court that will contain the Director's recommendations as to each water right claimed under state law and a copy of each federal reserved water right claimed. A Director's report will be prepared for all claims filed in the Bear River Basin Water System Adjudication. When this report is filed with the court, you will be mailed a notice informing you that the report has been filed. The notice will be sent to the most recent address shown by IDWR's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way another claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection.

It is very important that you inform IDWR in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by IDWR or the court.

If you are acquiring property with water rights within the boundaries of the Bear River Basin Water System Adjudication in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of IDWR whether a notice of claim has been filed. If you fail to file a required notice of claim for a water right, that water right may be determined to no longer exist.

If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with IDWR. You may contact IDWR regional offices or the IDWR web site http://www.idwr.idaho.gov/ for change of ownership forms. The notice of change in ownership form must be accompanied by evidence of the ownership of the property. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by IDWR or the court.