

AFFIDAVIT PURSUANT TO W.S. 34-11-101

I, Greg Kobold, being duly sworn upon my oath, depose and state:

1. I am over the age of 19 and have personal knowledge of the facts contained in this affidavit.
2. On November 29, 1989, Faires A. Barnett, James A. Coones and Steven Laird, successor trustees of the Open Eight Ranch Trust, as Sellers, entered into a Purchase Agreement with Greg Kobold and Sharon W. Kobold, husband and wife, and William J. Doenz, as Purchasers.
3. As a result of this Purchase Agreement, Faires Barnett and Steven R. Laird, successor trustees of the Open Eight Ranch Trust Agreement dated March 28, 1986 executed and delivered a warranty deed to Greg Kobold and Sharon W. Kobold ("Kobolds") which is recorded in Book 332 of Deeds at page 42 and executed and delivered a warranty deed to William J. Doenz ("Doenz") which is recorded in Book 332 of Deeds at page 44 in the Office of the County Clerk and Ex-Officio Register of Deeds of Sheridan County, Wyoming.
4. As a part of the acquisition of the land, Kobolds and Doenz agreed that Kobolds would be the owner of an undivided one-half interest in the irrigation water pipeline and have the right to use the pipeline as presently located for the purpose of conveying irrigation water to the lands described in the warranty deed from Faires Barnett and Steven R. Laird, successor trustees of the Open Eight Ranch Trust Agreement dated March 28, 1986 to Greg Kobold and Sharon W. Kobold recorded in Book 332 of Deeds at page 42. This water pipeline crosses the following described lands:

Township 54 North, Range 84 West, 6th P.M.

Section 7: Lots 2 and 3 and a parcel of land lying in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7, Township 54 North, Range 84 West, of the 6th Principal Meridian, Sheridan County, Wyoming; said parcel being more particularly described as follows:

Commencing at the northwest corner of said Section 7; thence S29°23'16" E, 2695.92 feet, to the point of beginning of the herein described parcel, said point being on the west line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$; thence S00°13'01" E, 322.12 feet along said west line to the southwest corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$; thence S00°12'53" E, 190.19 feet along the west line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ to a point; thence N09°28'07" E, 431.13 feet along a fence line to a point; thence N39°55'46" W, 113.51 feet along said fence line to the point of beginning.

Township 54 North, Range 85 West, 6th P.M.

Section 12: E $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$

The person appearing by record to be the owner of the above-described lands is William J. Doenz, individually and as trustee of the William J. Doenz Real Estate Trust dated January 27, 1992.

5. This affidavit is made pursuant to W.S. §34-11-101 to give notice that Kobolds own an undivided one-half interest in the above-described pipeline and have the right to use the above-described pipeline to convey water to their lands.

DATED this 25th day of August, 1992.

Greg Kobold
GREG KOBOLD



Subscribed and sworn to before me this 25th day of August, 1992, by Greg

Barbara J. Gibbons
Notary Public

My Commission Expires: 11-7-92