

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
29-13116	39576				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a **USDA Farm Service Agency AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Monroc Inc
147 W Election Rd STE 110
4. New Owner/Claimant(s) Draper UT 84020
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
Castle Concrete Company Inc.
 New Mailing Address 2300 N Main
 City, State and ZIP Code Pocatello Idaho 83204
 New Telephone Number (208) 233-4151
5. Date you acquired the property 01-19-01

RECEIVED

JAN 14 2003

Department of Water Resources
Eastern Region

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>39576</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	<u>.040</u> <u>.004</u> CFS	_____
Other	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Alan E. Tyson % Crall Concrete
(include title if applicable) President

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

Escrow No.: 83329NM

WARRANTY DEED

For Value Received MONROC, INC., A Delaware corporation successor in interest to MONROC ACQUISITIONS, INC., Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Castle Concrete Co., Inc., Hereinafter called the Grantee, the following described premises situated in Bannock County, Idaho, to wit:

See Exhibit "A" attached hereto and made a part hereof by this reference.

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

Dated: January 19, 2001.

MONROC, INC., a Delaware corporation
successor in interest to
MONROC ACQUISITIONS, INC.

By: Arthur Graviss
Its: President

STATE OF UTAH)

County of Salt Lake)

On the 19 day of January, 2001, personally appeared before me Arthur Graviss, who being by me duly sworn, did say that he is the President of MONROC, INC., a Delaware corporation successor in interest to MONROC ACQUISITIONS, INC., and that the foregoing instrument was signed in behalf of said corporation by authority of a Resolution of its Board of Directors, and the said Arthur Graviss acknowledged to me that said corporation executed the same.



Notary Public
NEIL C. MOFFETT
330 East 400 South Suite 200
Salt Lake City, Utah 84111
My Commission Expires
April 5, 2003
State of Utah

Neil C. Moffett
NOTARY PUBLIC

96C
Town
Range
33
17.02
36
55.04
33
E.
6.98
West portion

THAT PORTION OF THE E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ DESCRIBED AS FOLLOWS:
BEGINNING AT A BANNOCK COUNTY MONUMENT AT THE NORTHWEST CORNER
THEREOF; THENCE SOUTH 89°30' EAST ALONG THE NORTH LINE THEREOF 261.04
FEET TO THE POINT OF BEGINNING; THENCE SOUTH 0°34'15" WEST 1250.30 FEET
TO THE NORTH LINE OF SYPHON ROAD; THENCE SOUTH 89°37'26" EAST 446.10
FEET TO THE EAST LINE OF THE E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$; THENCE NORTH ALONG SAID EAST
LINE 1249.42 FEET TO THE NORTHEAST CORNER OF THE E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$; THENCE
NORTH 89°30'38" WEST 433.56 FEET TO POINT OF BEGINNING.

EXCEPTING THAT PORTION OF THE S $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 36, TOWNSHIP 5
SOUTH, RANGE 33 EAST, BOISE MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTH QUARTER CORNER OF SAID SECTION 36; THENCE
SOUTH 89°45' EAST ALONG THE TOWNSHIP LINE A DISTANCE OF 681.9 FEET TO
THE POINT OF BEGINNING; THENCE NORTH 0°40' EAST, A DISTANCE OF 40 FEET;
THENCE SOUTH 89°45' EAST, A DISTANCE OF 618 FEET; THENCE SOUTH 0°40'
WEST, A DISTANCE OF 40 FEET; THENCE NORTH 89°45' WEST, A DISTANCE OF 618
FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM THAT PORTION OF THE S $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION
36, TOWNSHIP 5 SOUTH, RANGE 33 EAST OF THE BOISE MERIDIAN, DESCRIBED AS
FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID SECTION 36; THENCE ALONG
THE TOWNSHIP LINE NORTH 89°45' WEST, A DISTANCE OF 705.9 FEET, THENCE
NORTH 0°40' EAST, A DISTANCE OF 70 FEET; THENCE SOUTH 89°45' EAST, A
DISTANCE OF 261 FEET; THENCE SOUTH 0°40' WEST, A DISTANCE OF 30 FEET;
THENCE SOUTH 89°45' EAST A DISTANCE OF 444.9 FEET; THENCE SOUTH 0°40'
WEST, A DISTANCE OF 40 FEET TO THE POINT OF BEGINNING.

PARCEL IV:

TOWNSHIP 6 SOUTH, RANGE 33 EAST, BOISE MERIDIAN, BANNOCK COUNTY,
IDAHO.

SECTION 1:

THAT PORTION OF LOTS 1 AND 2 LYING EASTERLY OF THE PORTNEUF RIVER.

EXCEPTING THAT PORTION OF THE N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ OF SECTION 1, TOWNSHIP 6
SOUTH, RANGE 33 EAST OF THE BOISE MERIDIAN DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTH QUARTER CORNER OF SAID SECTION 1; THENCE
SOUTH 89°45' EAST, ALONG THE TOWNSHIP LINE A DISTANCE OF 138.9 FEET TO

WARRANTY DEED

For Value Received MONROE, INC., A Delaware Corporation, and its wholly owned subsidiary MONROE ACQUISITION, INC., A Delaware Corporation, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Castle Creek Coal Co., Inc. hereinafter called the Grantee, the following described premises situated in Bannock County, Idaho:

THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 89°45' EAST ALONG THE TOWNSHIP LINE A DISTANCE OF 2315.9 FEET TO THE NORTHEAST CORNER OF SAID SECTION 1; THENCE SOUTH 0°40' WEST A DISTANCE OF 35 FEET; THENCE NORTH 89°45' WEST A DISTANCE OF 345 FEET; THENCE SOUTH 0°40' WEST A DISTANCE OF 25 FEET; THENCE NORTH 89°45' WEST A DISTANCE OF 900 FEET; THENCE NORTH 0°40' EAST A DISTANCE OF 20 FEET; THENCE NORTH 89°45' WEST A DISTANCE OF 1234.4 FEET; THENCE NORTH 42°26' WEST A DISTANCE OF 54.20 FEET TO THE POINT OF BEGINNING.

PARCEL V:

TOWNSHIP 6 SOUTH, RANGE 34 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO.

SECTION 6:

SE¼NW¼ AND THAT PORTION OF LOT 5 IN BANNOCK COUNTY AND NORTH AND EAST OF THE PORTNEUF RIVER, ALL OF LOT 4 AND LOT 3 EXCEPT THE TRACT BEGINNING AT THE INTERSECTION OF THE EAST BOUNDARY OF LOT 3 AND THE SOUTH LINE OF SYPHON ROAD; THENCE SOUTH ALONG THE EAST LINE OF LOT 3, 343 FEET; THENCE WEST 160 FEET; THENCE NORTH 343 FEET; THENCE EAST 160 FEET TO THE POINT OF BEGINNING.

STATE OF UTAH

County of Salt Lake

On the 1st day of January, 2001, personally appeared _____, who being by me sworn, did say that he is the President of _____, a corporation organized under the laws of the State of Utah, and that he is authorized to execute this deed on behalf of said corporation by authority of the Board of Directors, and the said _____ acknowledged to me that said _____ is the same.



Notary Public
STATE OF UTAH
COUNTY OF SALT LAKE
April 2001