

15

PARCEL 1

PARCEL 2

22

23

1

Idaho Department of Water Resources



S15

NWSE

NESE

SWSE

SESE

**T04N, R01E,
S15**

Claim No: 63-10189

Prepared By: Kimberly Brown

Date: August 18, 2004

● Point of Diversion



Place of Use



Section Lines

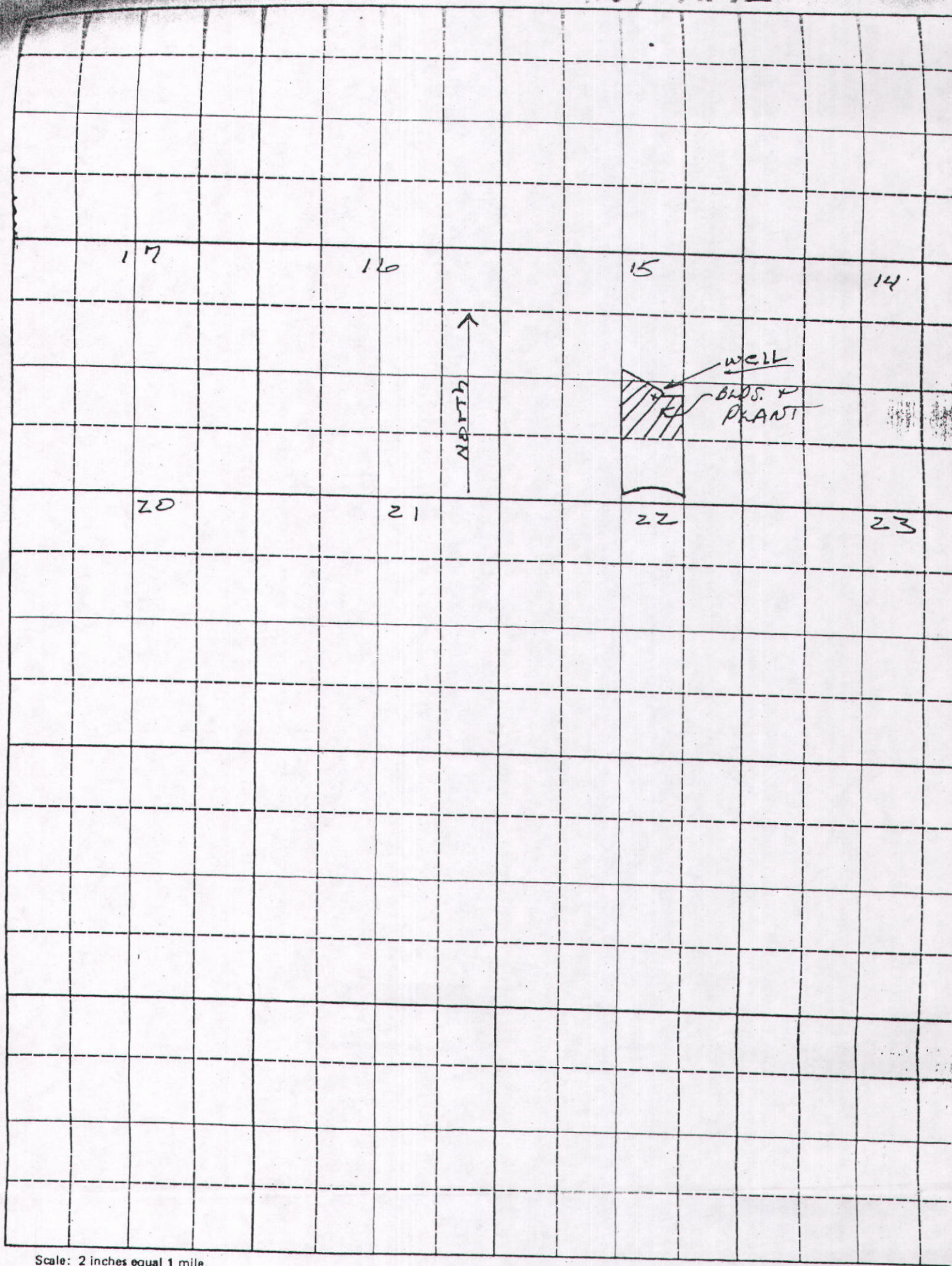


1/4 1/4



1987 NAPP

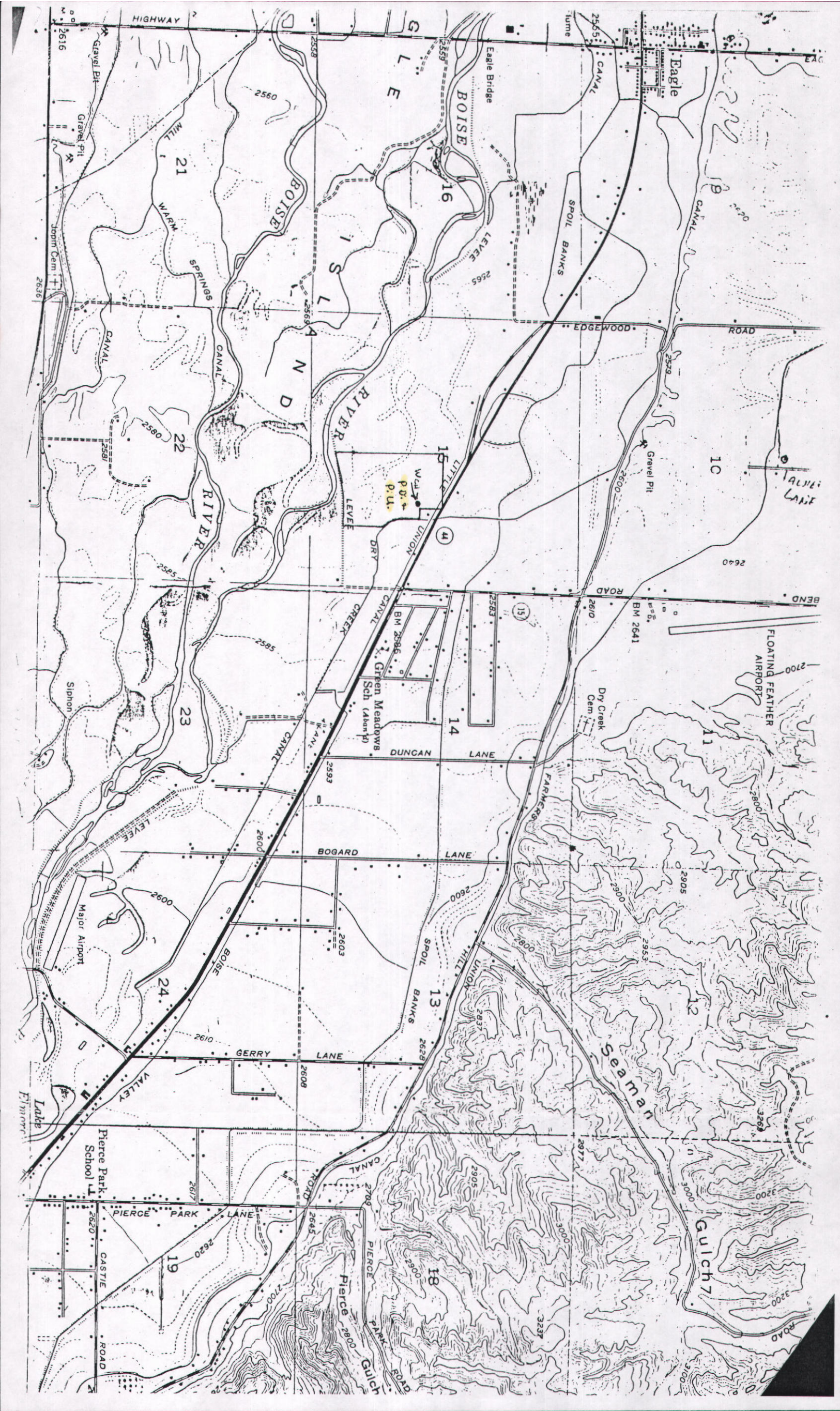
T. 4N, R. 1E



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.

x Monroe Inc. By W. K. Lane
(Applicant) Div. Mgr.



Idaho Department of Water Resources

S15

NWSE

NESE

SWSE

SESE

T04N, R01E, S15

Claim No: 63-10189

Prepared By: Kimberly Brown

Date: August 18, 2004

● Point of Diversion



Place of Use



Section Lines

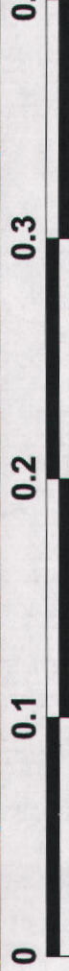


1/4 1/4



1987 NAPP

0 0.1 0.2 0.3 0.4 Miles



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 SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-10189
Date Received: 8/18/1988
Receipt No: E001434
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

STAKER & PARSONS COMPANY Phone: (801) 258-3900

2350 SOUTH 1900 WEST
OGDEN UT USA 84401

2. Date of Priority: 06/29/1983

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	01E	15	NW SE	ADA	

5. Description of diverting works:

SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
INDUSTRIAL	1/01	12/31	0.18	30.9

7. Total Quantity Appropriated is:
0.18 C.F.S. and/or 30.9 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01E	15	NW	SE	INDUSTRIAL	

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

Industrial use is for ready-mix concrete batch plant, prestress-precast production facility & washing of ready-mix trucks.

CHANGE OF OWNERSHIP 5/24/05 LG

15. Basis of Claim: License

RECEIVED

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

AUG 05 2004

DEPARTMENT OF
WATER RESOURCES

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-15014	A63-15014	No	_____	_____	_____
63-10189	A63-10189	No	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

RECEIVE

AUG 12 2004

WATER RESOURCE
WESTERN REGION

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

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

OR

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

3. Name and Address of Former Owner/Claimant(s) Monroc Inc.
P.O. Box 8388, Boise, Idaho 83707
4. New Owner/Claimant(s) Staker & Parson Companies, Inc.
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 2350 South 1900 West
- City, State and ZIP Code Ogden, Utah 84401
- New Telephone Number (801) 258-3900
5. Date you acquired the property February 4, 2002

SCANNED

AUG 11 2004

Data and Deed Call Listing of File: STAKER PARSONS.des

Tract 1: 39.5737 Hectares: 395736.6 Sq M.: Closure = s80.2330w 147.50 M.: Precision = 1/25; Perimeter = 3635 M.

001=N+1388886.41M E+2313469.40M

002=ROTATE +0.0000

003=S00.3758W 864.14

004=N30.1150W 48.20

005=N41.0422W 238.99

006=N64.5000W 173.69

007=N81.5400W 186.05

008=S89.0822W 270.10

009=N89.0656W 201.26

010=N66.1724W 321.15

011=N10.5124E 228.19

012=N10.0130W 243.23

013=N58.2221W 111.94

014=N27.2421W 141.62

015=N11.2246E 206.82

016=N87.3249W 118.15

017=N75.1136W 103.57

018=N62.1408W 117.58

019=N42.3715W 47.84

020=N09.2442W 40.89

021=S89.1743W 132.04

022=S74.5308W 128.54

023=S82.0825W 137.33

024=N00.3642E 2591.65

025: Lt, R=34437.48, Arc=1220.06, Delta=02.0148
Bng=S62.2650E, Chd=1220.00

026=S27.3310W 270.00

027=S60.2650E 411.81

028=S00.3609W 1423.94

029=S89.4842E 1325.91

030=S00.3536W 620.42

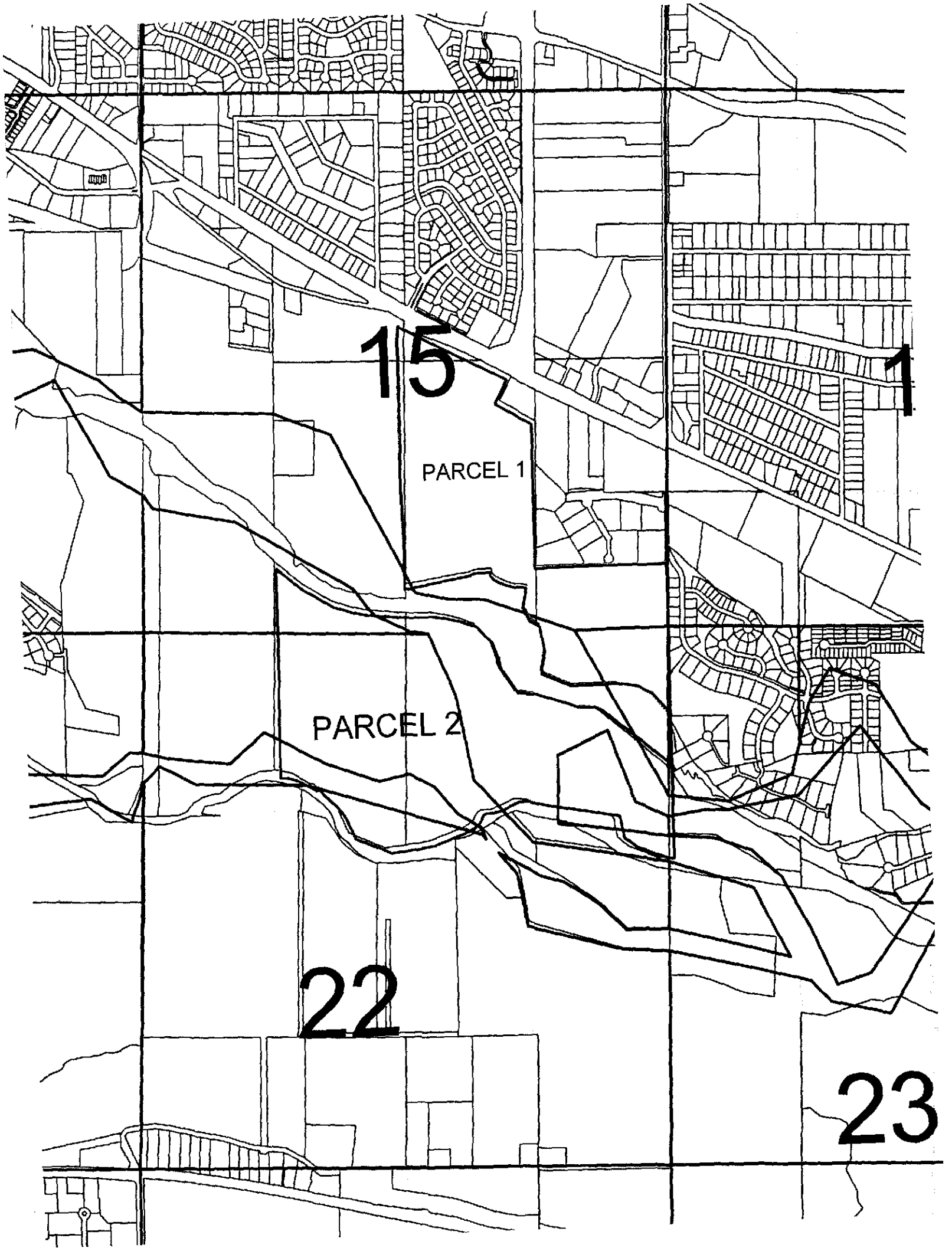


Title:

Date: 05-24-2005

Scale: 1 inch = 505 feet

File: STAKER PARSONS.des



15

1

PARCEL 1

PARCEL 2

22

23

This Instrument prepared by:
Susan Elliott Rich, Esq.
Baker, Donelson, Bearman & Caldwell, P.C.
1800 Republic Centre
633 Chestnut Street
Chattanooga, Tennessee 37450-1800

After Recording Return to:
Gibson, Dunn & Crutcher
2100 McKinney Avenue, Suite 1100
Dallas, Texas 75201
Attention: David L. Hebert, Esq.

SPECIAL CORPORATE WARRANTY DEED
(Boise Property - Eagle, Idaho)

FOR AND IN CONSIDERATION of the sum of Ten and No/100 Dollars (\$10.00) cash in hand paid by the hereinafter named GRANTEE, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, **MONROC, INC. f/k/a MONROC ACQUISITIONS, INC.**, a Delaware corporation, hereinafter called "GRANTOR", has bargained and sold, and by these presents transfers, conveys and grants unto **OLDCASTLE MMG, INC.**, a Utah corporation, hereinafter called "GRANTEE", its successor and assigns, a certain tract or parcel of land in Ada County, Idaho, described as follows, to-wit (the "Property"):

(SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED
BY REFERENCE AS FULLY AS THOUGH COPIED HEREIN.)

The Property is transferred subject to the limitations, restrictions and encumbrances set forth on Exhibit "B".

TO HAVE AND TO HOLD the Property, with the appurtenances, estate, title and interest thereto belonging to the said GRANTEE, its successors and assigns, forever, and GRANTOR covenants with said GRANTEE that it is lawfully seized and possessed of the Property in fee simple, has a good right to convey it, and the same is free from all encumbrances made or suffered by GRANTOR, unless otherwise herein set out; and GRANTOR further covenants and binds itself, its successors, and assigns, to warrant and forever defend the title to the Property to the said GRANTEE, its successors and assigns, against the lawful claims of all persons claiming by, through or under the GRANTOR, but not further or otherwise.

Wherever used, the singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

(Signatures on Next Page)

WITNESS as of the 4th day of February, 2002.

MONROC, INC.

By: [Signature]

Title: Vice President

STATE OF UTAH
COUNTY OF SALT LAKE

Before me, Patricia Sandberg, a Notary Public in and for the State and County aforesaid, personally appeared Stan Springel with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself/herself to be the Vice President of Monroc, Inc., a Delaware corporation, the within named bargainor, and that he/she as such officer, being duly authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself/herself as such officer as the free act and deed of the corporation.

WITNESS my hand and seal at office, on this the 1 day of Feb, 2002.

Patricia K. Sandberg
Notary Public

My Commission Expires:

(Notary Seal)

Mailing Address of Grantee:
Oldcastle MMG, Inc.
c/o Oldcastle Materials, Inc.
3333 K Street, N.W. 405
Washington, D.C. 20007

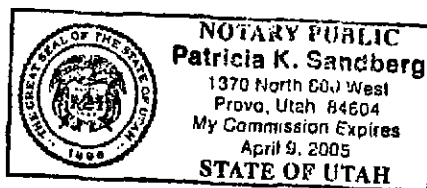


EXHIBIT "A"
(Boise Property - Eagle, Idaho)

PARCEL I

A parcel of land being a portion of the East half of Section 15 and a portion of the Northeast Quarter of the Northeast Quarter of Section 22, Township 4 North, Range 1 East, Boise Meridian, Ada County, Idaho, as shown on Record of Survey No. 3432, filed for record in the office of the Ada County Recorder, Boise, Idaho, under Instrument No. 96005748 and more particularly described as follows:

BEGINNING at a brass cap marking the Northeast corner of the said Section 22; thence along the East boundary of the said Section 22
South 00 degrees 37'58" West 864.14 feet to an iron pin on the Northerly bank of the Boise River; thence along the said Northerly bank
North 30 degrees 11'50" West 48.20 feet to an iron pin; thence continuing
North 41 degrees 04'22" West 238.99 feet to an iron pin thence continuing
North 64 degrees 50'00" West 173.69 feet to an iron pin; thence continuing
North 81 degrees 54'00" West 186.05 feet to an iron pin; thence continuing
South 89 degrees 08'22" West 270.10 feet to an iron pin; thence continuing
North 89 degrees 06'56" West 201.26 feet to an iron pin; thence continuing
North 66 degrees 17'24" West 321.15 feet to an iron pin; thence continuing
North 10 degrees 51'24" East 228.19 feet to an iron pin; thence continuing
North 10 degrees 01'30" West 243.23 feet to an iron pin; thence continuing
North 58 degrees 22'21" West 111.94 feet to an iron pin; thence continuing
North 27 degrees 24'21" West 141.62 feet to an iron pin; thence continuing
North 11 degrees 22'46" East 206.82 feet to an iron pin; thence continuing
North 87 degrees 32'49" West 118.15 feet to an iron pin; thence continuing
North 75 degrees 11'36" West 103.57 feet to an iron pin; thence continuing
North 62 degrees 14'08" West 117.58 feet to an iron pin; thence continuing
North 42 degrees 37'15" West 47.84 feet to an iron pin; thence continuing
North 09 degrees 24'42" West 40.89 feet to an iron pin; thence continuing
South 89 degrees 17'43" West 132.04 feet to an iron pin; thence continuing
South 74 degrees 53'08" West 128.54 feet to an iron pin; thence continuing
South 82 degrees 08'25" West 137.33 feet to an iron pin; thence continuing
South 80 degrees 23'14" West 483.88 feet to an iron pin on the
West boundary of the said East Half of Section 15; thence along the said West boundary
North 00 degrees 36'42" East 2,591.65 feet to an iron pin on the Southwesterly right-of-way line along a curve to the left 1,220.06 feet, said curve having a central angle of 02 degrees 01'48", a radius of 34,437.48 feet and a long chord bearing
South 62 degrees 26'50" East 1,220.00 feet to an iron pin; thence leaving the said Southwesterly right-of-way line
South 27 degrees 33'10" West 270.00 feet to an iron pin; thence
South 60 degrees 26'50" East 411.81 feet, formerly 418 feet,

to an iron pin on the East boundary of the West Half of the said East Half of Section 15; thence along the said East boundary
South 00 degrees 36'09" West 1,423.94 feet to an iron pin; thence leaving the said East boundary
South 89 degrees 48'42" East 1,325.91 feet to an iron pin on the East boundary of the said Section 15; thence along the said East boundary
South 00 degrees 35'36" West 620.42 feet to the POINT OF BEGINNING

PARCEL II

A parcel of land being a portion of the Southwest Quarter of the Southeast Quarter and a portion of the Southeast Quarter of the Southwest Quarter of Section 15 and a portion of the North Half of Section 22, Township 4 North, Range 1 East, Boise Meridian, Ada County, Idaho, as shown on Record of Survey No. 3432, filed for record in the office of the Ada County Recorder, Boise, Idaho under Instrument No. 96005748, and more particularly described as follows:

COMMENCING at a brass cap marking the Northeast corner of the said Section 22; thence along the East boundary of the said Section 22

South 00 degrees 37'58" West 1,419.71 feet to an iron pin on the Northerly bank of Eagle Island also said point being the REAL POINT OF BEGINNING; thence continuing

South 00 degrees 37'58" West 862.86 feet to an iron pin on the Southerly bank of Eagle Island; thence along the said Southerly bank

- North 75 degrees 21'14" West 31.26 feet to an iron pin; thence continuing
- North 78 degrees 40'37" West 29.62 feet to an iron pin; thence continuing
- North 81 degrees 36'04" West 41.19 feet to an iron pin; thence continuing
- North 69 degrees 38'54" West 312.07 feet to an iron pin; thence continuing
- North 52 degrees 28'30" West 164.61 feet to an iron pin; thence continuing
- North 09 degrees 36'38" West 218.05 feet to an iron pin; thence continuing
- North 79 degrees 11'39" West 286.89 feet to an iron pin; thence continuing
- North 79 degrees 52'53" West 437.48 feet to an iron pin; thence continuing
- North 77 degrees 34'25" West 225.02 feet to an iron pin; thence continuing
- South 89 degrees 33'30" West 77.26 feet to an iron pin; thence continuing
- South 65 degrees 10'28" West 182.36 feet to an iron pin; thence continuing
- South 72 degrees 24'49" West 65.58 feet to an iron pin; thence continuing
- South 85 degrees 25'39" West 107.64 feet to an iron pin; thence continuing
- South 63 degrees 18'55" West 33.83 feet to an iron pin; thence continuing
- South 29 degrees 02'55" West 85.70 feet to an iron pin; thence continuing
- South 48 degrees 35'28" West 73.23 feet to an iron pin; thence continuing
- South 64 degrees 40'33" West 82.11 feet to an iron pin; thence continuing
- South 70 degrees 11'09" West 350.76 feet to an iron pin; thence continuing
- South 80 degrees 43'13" West 270.25 feet to an iron pin; thence continuing
- South 85 degrees 04'48" West 102.36 feet to an iron pin; thence continuing
- South 81 degrees 59'55" West 72.25 feet to an iron pin; thence continuing
- North 67 degrees 07'42" West 397.09 feet to an iron pin; thence continuing
- North 22 degrees 58'52" West 207.26 feet to an iron pin; thence continuing
- North 25 degrees 22'17" West 51.56 feet to an iron pin; thence continuing
- North 39 degrees 49'00" West 119.58 feet to an iron pin; thence continuing
- North 48 degrees 31'11" West 168.73 feet to an iron pin; thence continuing
- North 35 degrees 06'58" West 66.90 feet to an iron pin; thence continuing
- South 81 degrees 43'29" West 33.06 feet to an iron pin; thence continuing
- North 60 degrees 24'12" West 196.70 feet to an iron pin; thence continuing

North 74 degrees 33'55" West 135.23 feet to an iron pin; thence continuing
 North 88 degrees 24'22" West 62.44 feet to an iron pin on the West boundary of the East
 Half of the Northwest Quarter of the said Section 22; thence along the said West boundary
 North 01 degrees 14'28" East 1,366.16 feet to an iron pin marking the Southwest corner of
 the said Southeast Quarter of the Southwest Quarter of Section 15;
 North 00 degrees 42'12" East 690.75 feet to an iron pin on the said Northerly bank of Eagle
 Island; thence along the said Northerly bank
 South 49 degrees 10'10" East 134.39 feet to an iron pin; thence continuing
 South 52 degrees 18'15" East 217.36 feet to an iron pin; thence continuing
 South 59 degrees 09'00" East 336.04 feet to an iron pin; thence continuing
 ↪ South 72 degrees 17'44" East 216.50 feet to an iron pin; thence continuing
 South 78 degrees 06'31" East 149.74 feet to an iron pin; thence continuing
 South 84 degrees 05'30" East 334.16 feet to an iron pin; thence continuing
 South 89 degrees 24'01" East 321.37 feet to an iron pin; thence continuing
 South 81 degrees 36'11" East 100.22 feet to an iron pin; thence continuing
 South 77 degrees 26'25" East 147.83 feet to an iron pin; thence continuing
 South 70 degrees 37'48" East 200.42 feet to an iron pin; thence continuing
 South 43 degrees 16'05" East 227.75 feet to an iron pin; thence continuing
 South 21 degrees 50'01" East 152.84 feet to an iron pin; thence continuing
 South 10 degrees 39'05" East 91.26 feet to an iron pin; thence continuing
 South 23 degrees 27'58" East 56.97 feet to an iron pin; thence continuing
 South 34 degrees 58'36" East 269.40 feet to an iron pin; thence continuing
 South 85 degrees 32'21" East 174.24 feet to an iron pin; thence continuing
 South 72 degrees 43'13" East 263.50 feet to an iron pin; thence continuing
 South 69 degrees 39'34" East 199.79 feet to an iron pin; thence continuing
 South 88 degrees 43'22" East 152.84 feet to an iron pin; thence continuing
 South 66 degrees 04'15" East 74.07 feet to an iron pin; thence continuing
 South 50 degrees 41'05" East 889.52 feet to an iron pin; thence continuing
 South 24 degrees 11'26" East 59.67 feet to the POINT OF BEGINNING

CANCELLATION, CONTINUATION, OR AMENDMENT OF CERTIFICATE OF ASSUMED BUSINESS NAME

(Please type or print legibly)

To the SECRETARY OF STATE, STATE OF IDAHO

Pursuant to Section 53-507 and 53-508, Idaho Code, the undersigned gives notice of the action(s) indicated below:

1. The assumed business name is: Jack B. Parson Companies2. The assumed business name was filed with the Secretary of State's Office on 05-03-01 as file number D45111.3. ☐ Cancellation. The persons who filed the certificate no longer claim an interest in the above assumed business name and cancel the certificate in its entirety.4. ☐ Continuation. The persons who filed the certificate continue use of the above assumed business name for another 5 years (may be filed up to 6 months prior to the lapse date).5. ☐ The assumed business name is amended to: _____6. ☒ The true names and business addresses of the entity or individuals doing business under the assumed business name are amended as follow:

Add:	Delete:	Name:	Address:
☒	☐	<u>Staker & Parson Companies</u>	<u>2350 South 1900 West Ogden, UT 84401-3216</u>
☐	☒	<u>OldCastle MMG, Inc.</u>	<u>" "</u>
☐	☐	_____	_____

7. ☐ The type of business is amended to read:

☐ Retail Trade	☐ Manufacturing	☐ Transportation and Public Utilities
☐ Wholesale Trade	☐ Agriculture	☐ Finance, Insurance, and Real Estate
☐ Services	☐ Construction	☐ Mining

8. ☐ The name and address to which future correspondence should be addressed is changed to read: _____

9. Name and address for this acknowledgment copy is:

Douglas B. Petersonc/o Staker & Parson CompaniesP.O. Box 3429Ogden, UT 84409-1429Signature: Douglas B. PetersonPrinted Name: DOUGLAS B. PETERSONCapacity: CFO-TREASURER

(see instruction # 10 on back of form)

Secretary of State use only

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Revised 01/2001

IDAHO SECRETARY OF STATE
05/06/2002 05:00
CK: 159577 CT: 159934 BH: 463721
1 B 10.00 = 10.00 ASSUM AMEN # 3

2002 MAY -2 PM 2:22

SECRETARY OF STATE
STATE OF IDAHO

2002 MAY -6 AM 11:37

FILED IN PROGRESS

CANCELLATION, CONTINUATION, OR AMENDMENT OF CERTIFICATE OF ASSUMED BUSINESS NAME

(Please type or print legibly)

2002 MAY -2 PM 2:22

To the SECRETARY OF STATE, STATE OF IDAHO

Pursuant to Section 53-507 and 53-508, Idaho Code, the undersigned gives notice of the action(s) indicated below:

1. The assumed business name is: Staker Paving and Construction Company2. The assumed business name was filed with the Secretary of State's Office on 05-03-01 as file number D451103. ☐ Cancellation. The persons who filed the certificate no longer claim an interest in the above assumed business name and cancel the certificate in its entirety.4. ☐ Continuation. The persons who filed the certificate continue use of the above assumed business name for another 5 years (may be filed up to 6 months prior to the lapse date).5. ☐ The assumed business name is amended to: _____6. ☒ The true names and business addresses of the entity or individuals doing business under the assumed business name are amended as follow:

Add:	Delete:	Name:	Address:
☒	☐	Staker & Parson Companies	2350 South 1900 West Ogden, UT 84401-3216
☐	☒	OldCastle MMG, Inc.	" "
☐	☐		

7. ☐ The type of business is amended to read:

☐ Retail Trade	☐ Manufacturing	☐ Transportation and Public Utilities
☐ Wholesale Trade	☐ Agriculture	☐ Finance, Insurance, and Real Estate
☐ Services	☐ Construction	☐ Mining

8. ☐ The name and address to which future correspondence should be addressed is changed to read: _____

9. Name and address for this acknowledgment copy is:

Douglas B. Petersonc/o Staker & Parson CompaniesP.O. Box 3429Ogden, UT 84409-1429Signature: Douglas B. PetersonPrinted Name: DOUGLAS B. PETERSONCapacity: CFO - TREASURER

(see instruction # 10 on back of form)

Secretary of State use only

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Revised 01/2001

IDAHO SECRETARY OF STATE
05/06/2002 05:00 -
CK: 159577 CT: 159934 BH: 463721
1 @ 10.00 = 10.00 ASSUM AMEN # 2

RECEIVED
2002 MAY -6 PM 11:37
SECRETARY OF STATE
STATE OF IDAHO

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 SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-10189
Date Received: 8/18/1988
Receipt No: E001434
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MONROC INC 208-939-6831
Address: C/O RICHARD FRISBY
PO BOX 8388
BOISE ID 83707

2. Date of Priority: JUN 29, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01E	15		NW	SE		ADA

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.180		30.90

7. Total Quantity Appropriated is:
0.180 C.F.S. (and/or) 30.90 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
SEE REMARKS

MICROFILMED

JUL 26 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	15		NW	SE	INDUST	

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A63-15014

14. Remarks:
Industrial use is for ready-mix concrete batch plant,
prestress-precast production facility & washing of ready-mix
trucks.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and
understand the form entitled "How you will receive notice in the Snake River
Basin 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 that the statements contained in the
foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

JUL 26 1994

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 SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-10189
Date Received: 8/01/1988
Receipt No: E001434
Received By: TO

RECEIVED

OCT 17 1988

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

Western Regional Office

1. Name: MONROC INC.
Address: P.O. BOX 8388
BOISE, ID 83707

AND/OR

Name: ZIONS FIRST NATIONAL BANK
Address: ONE S. MAIN ST.
SALT LAKE CITY, UT 84133

2. Date of Priority: JUN 29, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01E	15	NW	SE			ADA

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.180		30.90

7. Total Quantity Appropriated is:
0.180 C.F.S. (and/or) 30.90 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
SEE REMARKS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	15	NW	SE		INDUST	

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A63-15014

14. Remarks:

Industrial use is for ready-mix concrete batch plant,
prestress-precast production facility & washing of ready-mix
trucks.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin 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 Organizations:

I do solemnly swear or affirm that I am Vice President of _____
Title

Zions First National Bank, that I have signed the foregoing
Organization

document in the space below as Vice President of _____
Title

Zions First National Bank and that the statements contained in the
Organization
foregoing document are true and correct.

Anthony Shannon
Signature of Authorized Agent

VP - Zions First National Bank
Title and Organization

8/12/88
Date

State of Utah)
~~Idaho~~)
County of Salt Lake) SS.

Subscribed and sworn (or affirmed) before me this 12th day

of August 19 88

[Signature]
Notary Public

Seal

Residing at Salt Lake City, Utah

My Commission Expires 5-6-91

05/31/2005

**NOTICE OF ERROR
REPLY**

RECEIVED

JUN 30 2005

**WATER RESOURCES
WESTERN REGION**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 15, 2005

Water right number: 63-10189

STAKER & PARSONS COMPANY
2350 SOUTH 1900 WEST
OGDEN UT 84401

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Name of right holder is not listed as claimed.

2. Describe the changes you wish to make in the proposed recommendation:

Change to: Staker & Parson Companies, Inc.

3. Give a brief explanation as to why you disagree with these portions:

The current owner
was changed to
Staker & Parson Co.
on 5/24/05 & the
recommendation had
that name. -KB

Attached is copy of registration records for the corporation from the office of the Idaho Secretary of State.

☒ I AGREE with this proposed recommendation: ~~no changes need to be made.~~

DATE: 6/28/05

SIGNATURE: Eric St. Pierre

Please print your name: ERIC ST. PIERRE

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

939-6831

05/31/2005

**NOTICE OF ERROR
REPLY**

RECEIVED

JUN 30 2005

**WATER RESOURCES
WESTERN REGION**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 15, 2005

Water right number: 63-15014

STAKER & PARSONS COMPANY
2350 SOUTH 1900 WEST
OGDEN UT 84401

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Name of right holder is not listed as claimed.

2. Describe the changes you wish to make in the proposed recommendation:

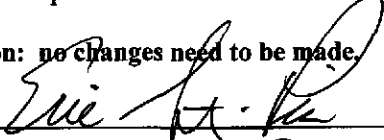
Change to: Staker & Parson Companies, Inc.

3. Give a brief explanation as to why you disagree with these portions:

Attached is copy of registration records for the corporation from the office of the Idaho Secretary of State.

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 6/28/05

SIGNATURE: 

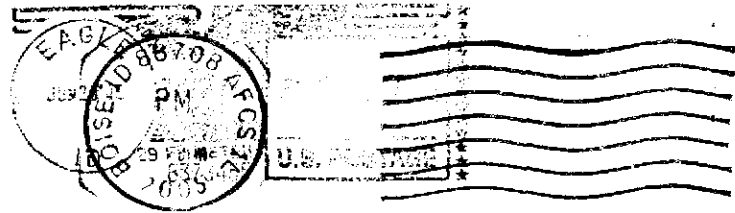
Please print your name: ERIC ST. PIERRE

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190



P.O. Box 789
Eagle, Idaho 83616

RETURN SERVICE REQUESTED



IDWR REGIONAL OFFICE
2735 Airport Wy
Boise, ID 83705

83705+3022



05/24/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-10189

NAME AND ADDRESS: STAKER & PARSONS COMPANY
2350 SOUTH 1900 WEST
OGDEN UT 84401

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.180 CFS
30.900 AFY

PRIORITY DATE: 06/29/1983

POINT OF DIVERSION:

T04N R01E S15 NWSE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

INDUSTRIAL

1/01 12/31

0.180 CFS
30.90 AFY

PLACE OF USE: INDUSTRIAL Within ADA County

T04N R01E S15 NWSE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(5), Idaho Code.

EXPLANATORY MATERIAL: License

INDUSTRIAL USE IS FOR A READY-MIX CONCRETE BATCH PLANT, A PRESTRESS-PRECAST PRODUCTION FACILITY, AND WASHING READY-MIX TRUCKS.

Water Right 63-10189

1



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

May 24, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Staker & Parsons Company
2350 S 1900 W.
Ogden UT 84401

Re: Notice of Claim to a Water Right No. 63-10189, 63-15014

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed information, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Liberty Gagnon".

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure



STAKER | PARSON
C O M P A N I E S

✓ RECEIVED

April 6, 2005

APR 08 2005

State of Idaho
Department of Water Resources, Western Region
2735 Airport Way
Boise, Idaho 83705-5082

WATER RESOURCES
WESTERN REGION

RE: Notice of Change of Water Right Ownership Nos. 63-10189 & 63-15014

To whom it may concern,
Attached is the required documentation for a change of water right ownership. We apologize for the delay in getting this information to you. If you have any questions or concerns feel free to contact me at (801) 409-2404.

Kind Regards,

Dak Maxfield
Real Estate Manager

08/19/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-10189

NAME AND ADDRESS: MONROC INC
C/O RICHARD FRISBY
PO BOX 8388
BOISE ID 83707

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.180 CFS
30.900 AFY

PRIORITY DATE: 06/29/1983

POINT OF DIVERSION:

T04N R01E S15 NWSE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
INDUSTRIAL

PERIOD OF USE
1/01 12/31

QUANTITY
0.180 CFS
30.90 AFY

PLACE OF USE: INDUSTRIAL Within ADA County

T04N R01E S15 NWSE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: License

INDUSTRIAL USE IS FOR A READY-MIX CONCRETE BATCH PLANT, A PRESTRESS-PRECAST PRODUCTION FACILITY, AND WASHING READY-MIX TRUCKS.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-10189 V1

WATER RIGHT NUMBER: 63-10189 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MONROC INC C/O RICHARD FRISBY PO BOX 8388 BOISE, ID 83707 (208)939-6831
Original Owner	ZIONS FIRST NATIONAL BANK ONE S MAIN ST SALT LAKE CITY, UT 84133

Priority Date: 06/29/1983

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
INDUSTRIAL	1/01 to 12/31	0.180 CFS	30.90 AF
	<u>Total Diversion:</u>	0.180 CFS	30.90 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4	Sec. 15, Twp 04N, Rge 01E, B.M.
ADA County		

Place of Use

INDUSTRIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	15															X		

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

1. Explanatory INDUSTRIAL USE IS FOR A READY-MIX CONCRETE BATCH PLANT, A PRESTRESS-PRECAST PRODUCTION FACILITY, AND WASHING READY-MIX TRUCKS.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-10189 V1

Comments:

1. kbrown 8/19/2004 Parcel Number

Comment: PARCEL NO: S0515427800.

2. kbrown 8/19/2004 Property Location

Comment: Property Location: 2819 E. State, Eagle ID 83616.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-10189

Dates and Other Information:

Claim Received Date: 8/18/1988

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

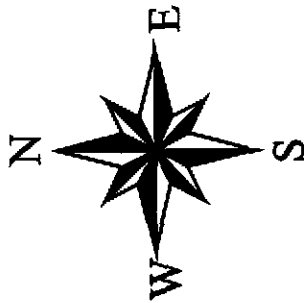
Combined Use Limits:

Idaho Department of Water Resources

**T04N, R01E,
S15**

Claim No: 63-10189
Prepared By: Kimberly Brown
Date: August 18, 2004

- Point of Diversion
- Place of Use
- Section Lines
- 1/4 1/4



1987 NAPP



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-10189

WATER RIGHT NUMBER: 63-10189 ✓

Current Owners:Owner Type

Current Owner

Name and Address

MONROC INC ✓
 C/O RICHARD FRISBY
 PO BOX ~~6388~~ 3429
~~BOISE, ID 83707~~ Ogden, UT 84409-1429
 (208)939-6831

Staker & Parson Companies, Inc.
 2350 South 1900 West
 Ogden, UT 84401
 (801) 258-3900

Original Owner

ZIONS FIRST NATIONAL BANK
 ONE S MAIN ST
 SALT LAKE CITY, UT 84133

Priority Date: 06/29/1983 ✓

Basis: License ✓

Status: Active

Property location -

2819 E. State
 Eagle, ID 83616

Source

GROUND WATER ✓

TributaryBeneficial Use

INDUSTRIAL ✓

From To

1/01 to 12/31 ✓

Diversion Rate

0.180 CFS ✓

Annual Volume

30.90 AF ✓

Total Diversion:

0.180 CFS ✓

30.90 AF ✓

Location of Point(s) of Diversion

GROUND WATER

NW1/4SE1/4 ✓

Sec. 15, Twp 04N, Rge 01E, B.M. ✓

ADA County ✓

Place of Use

INDUSTRIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
✓ 04N	01E	15	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
																X			

Conditions of Approval:Remarks:

1. General

Industrial use is for ready-mix concrete batch plant, prestress-precast production facility & washing of ready-mix trucks.

Comments:Dates and Other Information:

Parcel No: 30515427800.

* electronic back file available

Field Exam Date 8-18-04

(in office)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid \$ 68⁰⁰
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information None
- ☒ Check POD & POU overlap, see below - include overlapping right for exam
- ☐ Evidence of Priority - if none, talk with claimant N/A

CLAIMANT INFORMATION - verify contact information is complete

Claim No(s) A63-10189

Owner: Monroc, Inc. Phone No. (208) 939-6831

Current Address: P.O. Box 8388 Boise 83707

- ☐ No change NAME IS THE SAME
- ☒ NEW OWNER Staker & Parson Co., Inc.
- ☐ No change Address
- ☒ NEW ADDRESS 2350 South 900 West Ogden, UT 84401
- ☒ How long owned property? 2/4/2002

Accompanied by: N/A

PRIORITY DATE

- ☒ No change - Complete evidence submitted or not necessary
- ☐ Incomplete - Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 6/29/83

(If priority date, based on your exam, seems questionable, explain below.)

Source: Tributary to

- ☒ No Change - SAME SOURCE
- ☐ Source found is different than claimed:

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed:
- ☐ If different, when did POD change?

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

See Field Report.**OVERLAP REVIEW**Other water rights with the same point of diversion: None

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

63-15014 has a waste water source.**WATER USES**☒ No change☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

Industrial use is for a ready-mix concrete
batch plant, prestress-precast production facility,
and washing of ready-mix trucks.

Parcel No: 80515427800.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☐ Photographs of POD's and POU N/A
- ☐ GPS readings N/A
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 8-18-04 (in office)

FIELD EXAMINER: Kimberly Brown

CONVERSATION MEMORANDUM

RE: Snake River Basin Adjudication Water Right No. A63-10189 & A63-15014

May 2, 2005

Norm Young, of E.R.O., called regarding these two claims. After checking the IDWR website, he noticed that the current owners are still listed as Monroc, Inc. for both claims and that the season of use has not been changed from 4/1 to 1/1 for 63-15014.

Concerning the change in ownership, I said that we have yet to receive the required legal documentation to process the submitted form (a letter requesting these documents was sent to Staker & Parson on August 19, 2004). Regarding the season of use, I stated that we were curious as to why year round use was not originally claimed and wondered whether concrete could be processed all year in this area. Mr. Young said that he has spoken to a Monroc manager and that they can process concrete year round and that the manager was unsure as to why 4/1 was claimed. I sent a message to my supervisor and she, in turn, sent a message to her supervisor; ultimately, we came to the conclusion that we would change the season of use to 1/1 – 12/31.

May 3, 2005

I called Norm Young (#373-7983) and alerted him to the fact that we will change the season of use to 1/1 – 12/31 once we receive the signed Amended Claim (which was sent to Staker & Parson on August 27, 2004). I informed Mr. Young that we still need the necessary legal documents to process the Change In Ownership form and the signed/notarized Amended Claim from Staker & Parson.

Kimberly Brown
Senior Water Resource Agent
Western Region

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-10189

08/19/2004

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-10189	Claim	04N	01E	15	NW	SE		GROUND WATER	MONROC INC
63-15014	Claim	04N	01E	15	NW	SE		WASTE WATER BOISE RIVER	MONROC INC
63-10189	Water Right	04N	01E	15	NW	SE		GROUND WATER	MONROC INC

63-15014 has a waste water source.
No overlap.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-10189

08/19/2004

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2406	Claim	04N	01E	15	NW	SE		IRRIGATION	30/29248	DRAINAGE DIST NO 2
18785	Claim	04N	01E	15	NW	SE		IRRIGATION	39/726	NEW UNION DITCH CO LTD
-263	Water Right	04N	01E	15	NW	SE		IRRIGATION		BELINDA FRANK
2406	Water Right	04N	01E	15	NW	SE		IRRIGATION	30/29248	DRAINAGE DIST NO 2
10189	Claim	04N	01E	15	NW	SE		INDUSTRIAL		MONROC INC
15014	Claim	04N	01E	15	NW	SE		INDUSTRIAL		MONROC INC
10189	Water Right	04N	01E	15	NW	SE		INDUSTRIAL		MONROC INC

63-15014 is used to process aggregates and concrete trucks in a location south of #63-10189 POU. No overlap.

ReceiptID	Amount	BasinNumber	SequenceNum	SplitSuffix	Type
E001434	200.00	63	15014		Claim
E001434	68.00	63	10189		Claim



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 19, 2004

STAKER & PARSON COMPANIES, INC.
2350 SOUTH 1900 WEST
OGDEN, UT 84401

RE: Notice of Change of Water Right Ownership Nos. 63-10189 & 63-15014

Dear Claimants:

Enclosed is a copy of a Notice of Change of Water Right Ownership form that was recently submitted to our office. However, we cannot continue to process the ownership change without sufficient **proof of ownership**. This proof can be a copy of a Warranty Deed(s), Contract of Sale, Title Policy or other legal documentation indicating your ownership of the property; which includes the **legal description of the property by ¼ ¼ , Section, Township and Range**.

Please submit a copy of the proof of ownership, and we will be able to complete the ownership change.

Thank you for your patience and cooperation, as we have had several ownership changes to process. Feel free to contact our office if you have any questions concerning this letter.

Sincerely,

Kimberly Brown
Sr. Water Resource Agent
Adjudication Section
Western Region
(208) 334-2190

Enclosures

RECEIVED

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

AUG 05 2004

DEPARTMENT OF
WATER RESOURCES

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

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

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
63-15014	A63-15014	No			
63-10189	A63-10189	No			

RECEIVED

AUG 12 2004

WATER RESOURCES
WESTERN REGION

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

OR

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

3. Name and Address of Former Owner/Claimant(s) Monroc Inc.
P.O. Box 8388, Boise, Idaho 83707
4. New Owner/Claimant(s) Staker & Parson Companies, Inc.
Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 2350 South 1900 West
- City, State and ZIP Code Ogden, Utah 84401
- New Telephone Number (801) 258-3900
5. Date you acquired the property February 4, 2002

SCANNED

AUG 11 2004

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number	<u>N/A</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	_____	_____
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	<u>N/A</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	_____	_____
Other _____	_____	_____
Total	_____	_____

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

[Signature]
OPERATIONS MANAGER

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 S.O. Date 8-5-04 Fee 0
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

SCANNED
AUG 11 2004

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

AN 1E Evidence of
Priority letter
A63-15014

RECEIVED

SEP 12 2003

WATER RESOURCES
WESTERN REGION

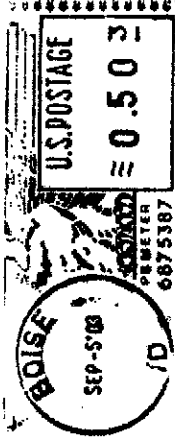
MONROC, INC
1730 BECK ST
SALT LAKE CITY, UT 84116

RECEIVED
SEP 12 2003
NOT KNOWN

2003

SEP 12 2003

SEP 12 2003



9.12.03

2002 Tax lot information:

Monroc Inc.
P.O. Box 3429
Ogden, VT

84409-1429

* nothing listed for 1730 Bede St.

SEP 15 2003

Proponent: Monroc Inc.
2819 E. State St.
Eagle, ID 83616



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 4, 2003

MONROC, INC
1730 BECK ST
SALT LAKE CITY, UT 84116

RE: EVIDENCE OF PRIORITY
Snake River Basin Claim No(s): A63-15014

Dear Claimant(s),

In the past, you submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim(s) for your reference only, it is not necessary to return this print-out or re-file it. You indicated, when this claim was filed, that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date."

It is important that each element of the Notice of Claim be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future. Since it is our goal to decree the historical water rights within the Snake River Basin as accurately as possible, field exams are now being conducted by Department water resource agents to verify claims in this area.

The required evidence supporting the priority date(s) requested needs to be submitted by October 2, 2003. Please let me know if you may not be able to submit proof of priority or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.



State of Idaho

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Governor

KARL J. DREHER
Director

In addition, please contact me within the time frame listed above in order to schedule a field exam.

Respectfully Submitted,

Kimberly L. Brown

Kimberly L. Brown
Water Resource Agent
Adjudication Bureau

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim A63-15014

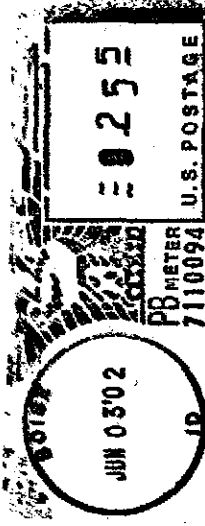
NOTE: If you no longer own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

RECEIVED
JUN 12 2002
WATER RESOURCES
WESTERN REGION

PRESORTED
FIRST CLASS



03-10189
15014

Return to sender: person/company
not at
this
address

RETURNED
TO
SENDER
UNDELIVERABLE AS ADDRESSED
NO FORWARDING ORDER ON FILE

MONROC INC
C/O RICHARD FRISBY
PO BOX 8388
BOISE ID 83707

of Ford

CLERK OF DISTRICT COURT

DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

Zions First National Bank, for itself and as agent for Chemical Bank, hereby assigns to Monroc, Inc., a Delaware corporation, with its principal place of business at 1730 Beck Street, Salt Lake City, Utah 84116, all of their right, title and interest in and to Water Right Permit #A63-10189, to appropriate public waters of the State of Idaho.

Made this 14th day of September 1993.

ZIONS FIRST NATIONAL BANK
for itself and as agent for
CHEMICAL BANK

By Robert W. Boyd
Its Vice President

Attest:

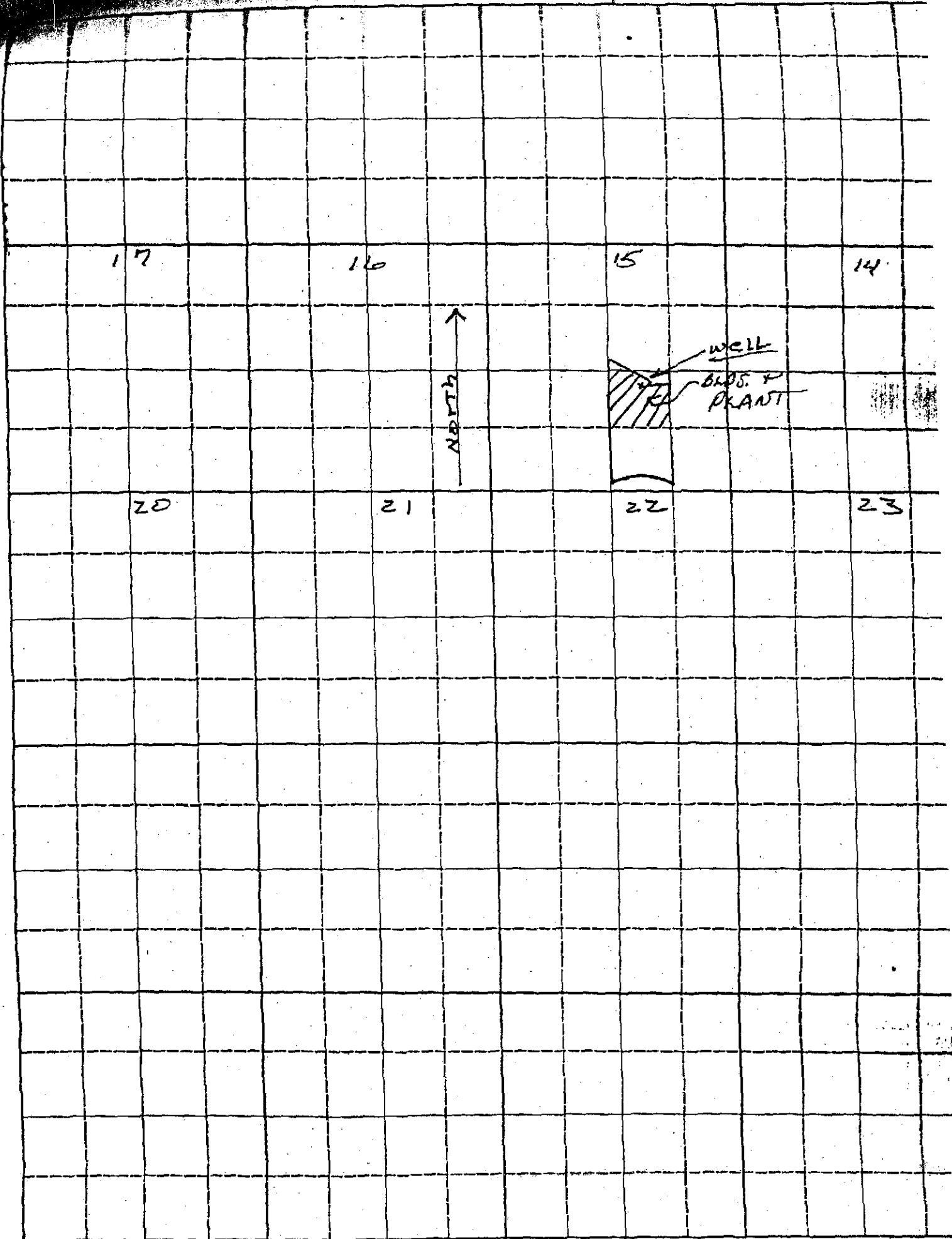
By _____
Title _____

This Assignment is given as a reconveyance of collateral security upon satisfaction of certain obligations of Monroc to Zions First National Bank.

MICROFILMED

JUL 26 1994

T. 4N, R. 1E



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.

x Monroe Inc. By W. K. Lane
(Applicant) Div. Mgr.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10189

Priority: June 29, 1983

Amount: .18 CFS

30.9 AFA

This is to certify, that MONROC INC.

P.O. BOX 8388

BOISE, ID 83707

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 29, 1983, and has submitted proof to the Department of Water Resources on October 4, 1984, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .18 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Industrial	01/01 to 12/31	.18 cfs	30.9 afa

LOCATION OF POINT OF DIVERSION(S):

NWSE , Sec. 15, Township 4N, Range 1E
Ada County

PLACE OF USE: Industrial

TWN RGE SEC

4N 1E 15

NWSE

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Industrial use is for ready-mix concrete batch plant, prestress-precast production facility & washing of ready-mix trucks.

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 22nd day of April, 1987.

Acting for the

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

A. GENERAL INFORMATION

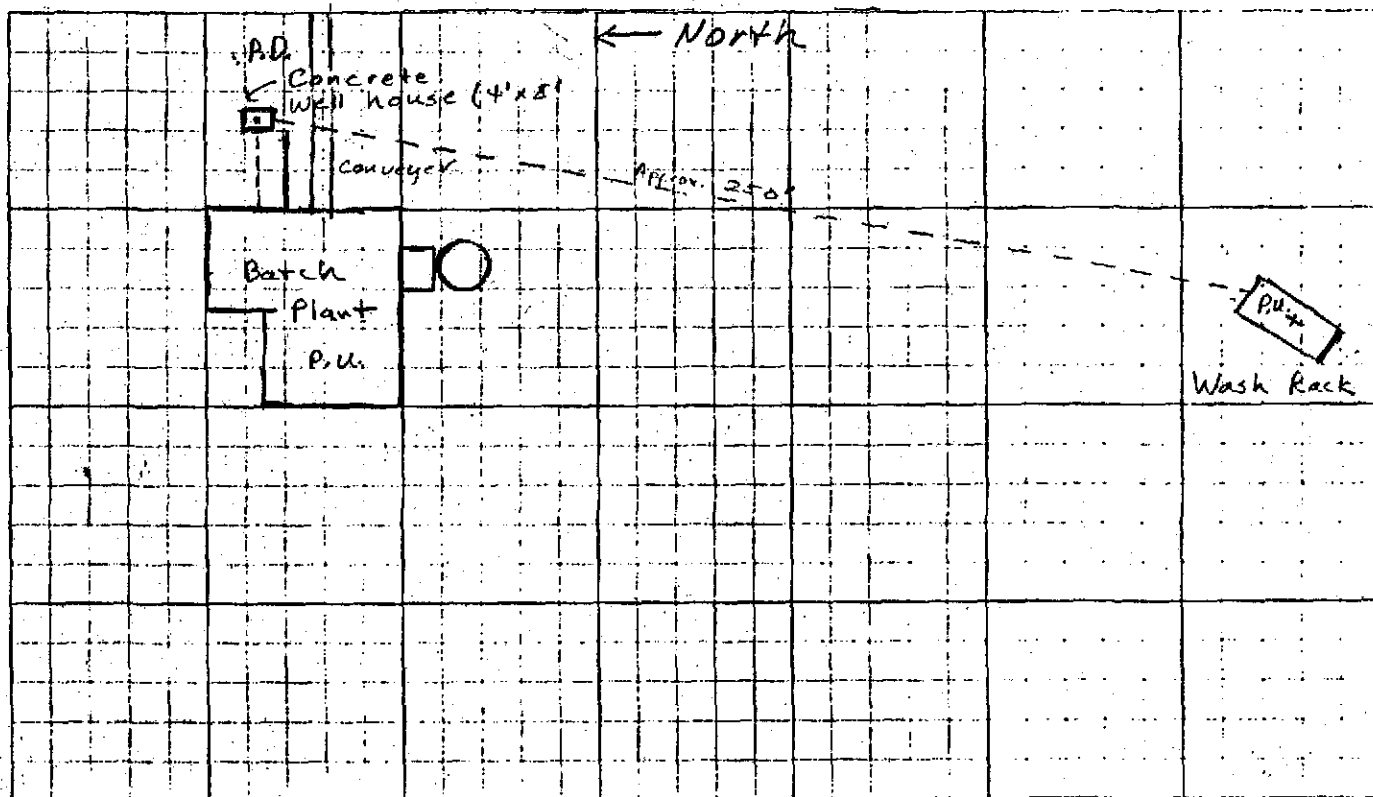
Permit No. 63-10189
1. Owner: Monroc Inc Phone No. 939-6831
Current Address: P.O. Box 8388 Boise, Idaho 83707
2. Accompanied by: Tom Watson EXAM. DATE: 7-8-86
Address: Monroc P.O. Box 8388 Boise, Idaho Phone No. 939-6831
Relationship to Permit Holder: Employee
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-0263 Surface Water Boise River 63-2406
Drainage water, Not used by Monroc ☒ Copies Attached
2. Other water rights with same point of diversion: None
☐ 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



Scale: 1" = 50'

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

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

System has a 7 1/2 H.P. Submersible pump set at 60' in a 12" cased well. No ~~storage~~ storage tank in system. Plant ~~and~~ operates on average 260 days (2 hour shifts) per year. ~~the~~ Static water level is within a few feet of the surface.

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin	7 1/2	11-0036	Berkley Berkley	B-56829 1289706

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			11W	SE	15	4N	1E	Ada	Topographic Map

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	1E	15									X								

Do not use this space

FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
5 gallon bucket						
Stopwatch						

2. Measurements:

Fills 5 gal bucket ~~in 3 to 4 seconds~~ in 3 to 4 ~~seconds~~ seconds*
 1* turbulence created during filling made exact replication of times impossible.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$\frac{5 \text{ gal}}{4 \text{ sec.}} \cdot \frac{60 \text{ sec}}{1 \text{ min}} = 75 \text{ gpm} \quad \frac{75 \text{ gpm}}{448.8} = .17 \text{ cfs}$$

2. Alternate Method for Checking Purposes: Est 60 psi and 30' pumping level

$$\frac{75 \times 8.8 \cdot 8}{30 + 2.31(60)} = \frac{52.8}{168.6} = .31 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

$$.18 \times 260 \times \frac{1}{3} \times 1.9835 = 30.9 \text{ af a}$$

H. REMARKS AND OVERLAP REVIEW ANALYSIS

The measurement was taken at a wash rack approx 250' from the well. This would not give an ~~total~~ accurate measurement of the systems total capacity. Water is used in mixing concrete for delivery as ready mix and making precast concrete structures. It is also used in washing of ready mix trucks.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Industrial	1-1	12-31	.18	30.9
Totals:			.18	30.9

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

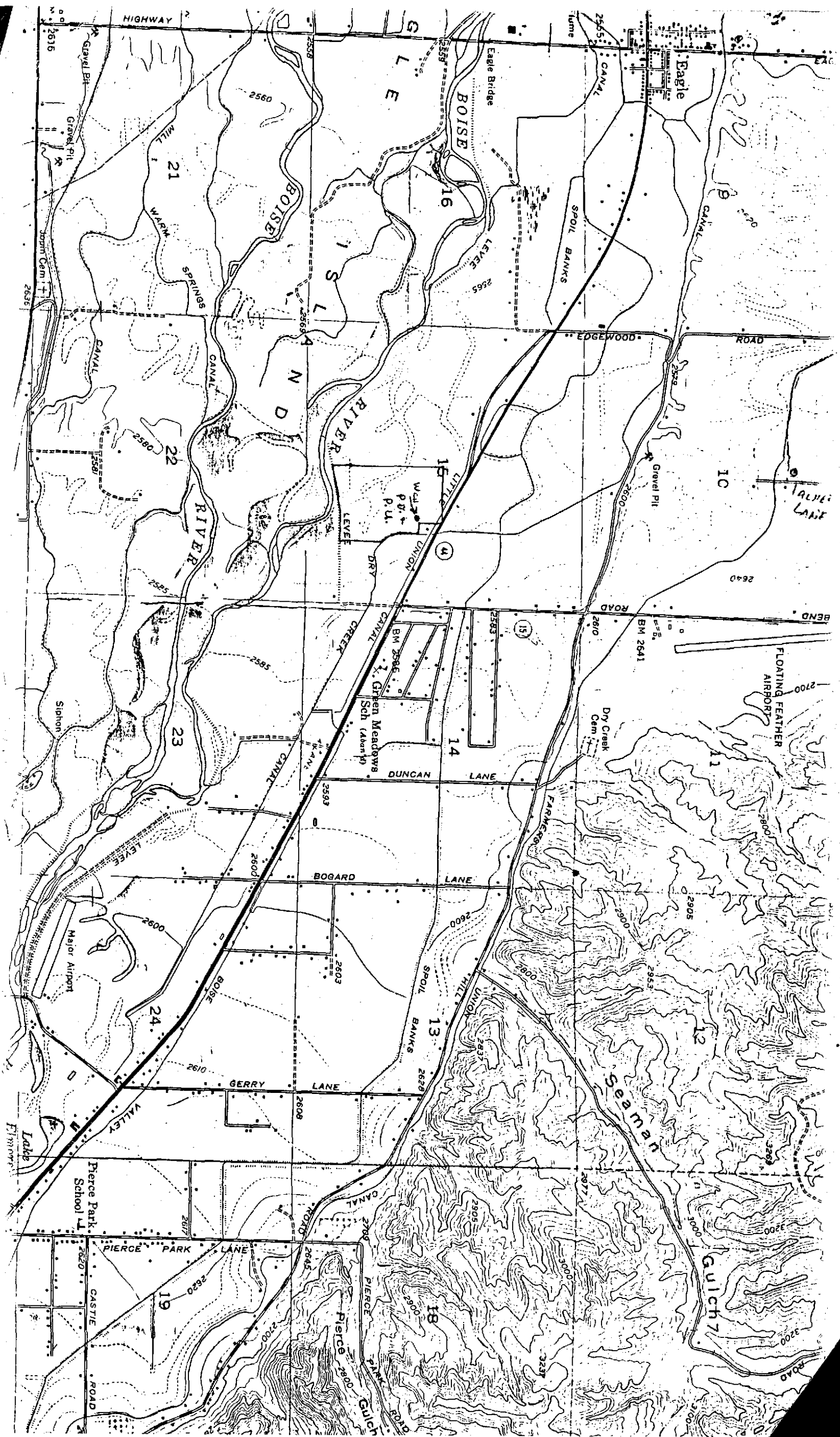
J. AUTHENTICATION

Field Examiner's Name Carter Fritschle
 Signature Carter Fritschle
 Certification Date _____
 Field Report Preparation Date 7-8-86

[Handwritten Signature]

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resource employee on a computer printout attached hereto.



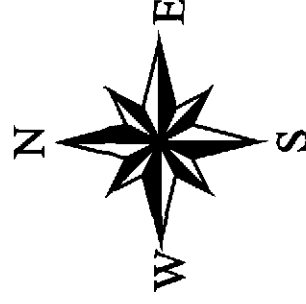
Idaho Department of Water Resources



**T04N, R01E,
S15**

Claim No: 63-10189
Prepared By: Kimberly Brown
Date: August 18, 2004

☉ Point of Diversion
□ Place of Use
□ Section Lines
1/4 1/4



1987 NAPP