

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 83661

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

RECEIVED
OCT 07 2019

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at idwr.idaho.gov.

Name of Applicant(s) Hamilton Land & Livestock LLC

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

- Yes N/A** * Means the item is always required and must be included with the application.
- ☒ * Completed Application for Transfer of Water Right form, Part 1.
 - ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
 - ☒ * Application for Transfer Part 2A. Attach a [Part 2A](#) report describing each water right in the transfer as currently recorded.
 - ☒ ☐ Complete and attach an Application for Transfer [Part 2B](#) for each water right for which only a portion is proposed to be changed through this transfer application.
 - ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
 - ☒ * Correct fee submitted with transfer application form. ([Fee schedule](#) is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☒ ☐ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☒ ☐ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).**
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at idwr.idaho.gov/water-rights/transfers/resources.html.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System ([GIS](#)) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#))
- ☐ ☐ #10 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Hamilton Land & Livestock LLC Phone (801)201-7735
Mailing address 1193 Sunset Dunes Way, Draper UT 84020 Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☒ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☒ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative _____ Phone _____
Mailing address _____ Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Cletus Hamilton Cletus Hamilton 8-1-19
Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
- Is this a transfer for changes pursuant to Idaho Code § 42-221.0.8?
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.
This application proposes to re-arrange the place of use to accommodate a new pivot located in the NW 1/4 of Section 18, 07N, 34E. Land under mini pivots, endguns, and pivot corners will be dried up.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	31-160B	0.75/136.5	Irrigation	04/01 to 10/31	Ground Water
☒ ☐	31-161B	2.03/406	Irrigation	04/01 to 10/31	Ground Water
☒ ☐	31-4011C	1.75/742.8	Irrigation	04/01 to 10/31	Ground Water
☒ ☐	31-7131	4.82/1372	Irrigation	04/01 to 11/01	Ground Water
☒ ☐	31-2299	3.14/770	Irrigation	04/01 to 10/31	Ground Water
☒ ☐	31-2415	2.55/1082	Irrigation	04/01 to 11/01	Ground Water
☒ ☐	31-7320	5.12/896	Irrigation	04/15 to 10/15	Ground Water
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 15.98 cfs and/or 3864.0 acre-feet.

2. Total amount of water proposed to be transferred or changed 1.87 cubic feet per second and/or 451.5 acre-feet per year.

3. Point(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	33E	13	32	32	32.5	32.5					33	32	31	31	32.5	33	32	33	386.5
07N	34E	17									36	33	32	36		29	29		195
07N	34E	18	32	33	37	32	32.5	32	32	32.5	32	33	31	31	32	37.5	32	31	522.5
Total Acres (for irrigation use)																			1104.0

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Three interconnected wells and nine pivots. Wells are equipped with magnetic flow meters. Power panels can be locked.

- b. Who owns the property at the point(s) of diversion? Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien:

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete Attachment WSB.

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: land under mini pivots, endguns, and pivot corners will be dried up.

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

31-160A, 31-161A, 314011B, 31-10652, and 31-4012 are diverted out of same POD's

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- | | | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:

IDAHO Department of Water Resources



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WATER RIGHT REPORT

7/22/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-160B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHYLA SAUER
Current Owner	TONY SAUER 891 E 2100 N TERRETON, ID 83450 2087161458
Original Owner	BRUCE MITCHELL ESTATE
Original Owner	GEORGEANNA MITCHELL ESTATE 647 E 2400 N MONTEVIEW, ID 83435 2086572234
Original Owner	MITCHELL HARKNESS LAND & WATER CO LLC PO BOX 335 ROBERTS, ID 83444 2082286591
Original Owner	BRUCE MITCHELL HC 63 BOX 1760 TERRETON, ID 83450 2086634494

Priority Date: 04/01/1936

Basis: Decreed

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>Volume</u>
IRRIGATION	04/01	10/31	0.75 CFS	136.5 AFA

Total Diversion | | p.75 CFS |

Location of Point(s) of Diversion:

GROUND WATER	SWNESE	Sec. 13	Township 07N	Range 33E	JEFFERSON County
GROUND WATER	SENWSW Lt 3	Sec. 18	Township 07N	Range 34E	JEFFERSON County
GROUND WATER	NESE	Sec. 18	Township 07N	Range 34E	JEFFERSON County

IRRIGATION Use:

Acre Limit: 39

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07N	33E	13		NENE	33.8		NWNE	33.8		SWNE	38.5		SENE	38.7
				NESW	40		NWSW	34.4		SWSW	33.6		SESW	33.9
				NESE	39		NWSE	39.6		SWSE	33.7		SESE	38
	34E	17		NESW	36.5		NWSW	39.8		SWSW	39.3		SESW	37
				NWSE	29.3		SWSE	29						
				NENE	33.3		NWNE	34.4		SWNE	38.7		SENE	38.8
	18			NESW	39.9		NWSW	38.6		SWSW	37.8		SESW	38
				NESE	39.1		NWSE	39		SWSE	39.2		SESE	39.3

Total Acres: 1104

Conditions of Approval:

1. X27 This right is limited to the irrigation of 39.0 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-160A, 31-161A, 31-4011B, 31-4012 and 31-10652 when combined shall not exceed a total diversion rate of 16.32 cfs.
3. X35 Rights 31-160B, 31-161B, 31-4011C and 31-7131 when combined shall not exceed a total diversion rate of 5.17 cfs, a total annual maximum diversion volume of 1372.0 af at the field headgate, and the irrigation of 392.0 acres.
4. X35 Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-2299, 31-2415 and 31-7320 when combined shall not exceed a total diversion rate of 15.98 cfs, a total annual maximum diversion volume of 3864.0 af at the field headgate and the irrigation of 1104.0 acres.
5. X35 Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-160A, 31-161A, 31-4011B, 31-4012, 31-10652, 31-2299, 31-2415, and 31-7320 when combined shall not exceed a total diversion rate of 26.90 cfs and a total annual maximum diversion volume of 7350.0 af at the field headgate.
6. A priority date of 9-18-2001 shall be applied relative to any injury to nearby wells due to the diversion of water from the wells located in SWNESE, S13, T7N, 33E, and the NESE and SENWSW, S18, T7N, R34E in excess of a total annual diversion volume of 1148.2 af.

7. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 110.
8. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
9. 214 Prior to the diversion and use of water under Transfer approval 78645, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
10. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point (s) of diversion in accordance with Department specifications.
11. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
12. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
13. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 05/09/2003

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 392

Combined Volume Limit: 1372

Combined Rate Limit: 5.17

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

IDAHO Department of Water Resources



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WATER RIGHT REPORT

7/22/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-161B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHYLA SAUER
Current Owner	TONY SAUER 891 E 2100 N TERRETON, ID 83450 2087161458
Original Owner	BRUCE MITCHELL ESTATE
Original Owner	GEORGEANNA MITCHELL ESTATE 647 E 2400 N MONTEVIEW, ID 83435 2086572234
Original Owner	MITCHELL HARKNESS LAND & WATER CO LLC PO BOX 335 ROBERTS, ID 83444 2082286591
Original Owner	BRUCE MITCHELL HC 63 BOX 1760 TERRETON, ID 83450 2086634494

Priority Date: 04/01/1936

Basis: Decreed

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>Volume</u>
IRRIGATION	04/01	10/31	2.03 CFS	406 AFA

Total Diversion | 2.03 CFS |

Location of Point(s) of Diversion:

GROUND WATER	SWNESE	Sec. 13	Township 07N	Range 33E	JEFFERSON County
GROUND WATER	SENWSW Lt 3	Sec. 18	Township 07N	Range 34E	JEFFERSON County
GROUND WATER	NESE	Sec. 18	Township 07N	Range 34E	JEFFERSON County

IRRIGATION Use:

Acre Limit: 116

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07N	33E	13		NENE	33.8		NWNE	33.8		SWNE	38.5		SENE	38.7
				NESW	40		NWSW	34.4		SWSW	33.6		SESW	33.9
				NESE	39		NWSE	39.6		SWSE	33.7		SESE	38
				NESW	36.5		NWSW	39.8		SWSW	39.3		SESW	37
				NWSE	29.3		SWSE	29						
				NENE	33.3		NWNE	34.4		SWNE	38.7		SENE	38.8
	34E	17		NESW	39.9		NWSW	38.6		SWSW	37.8		SESW	38
				NESE	39.1		NWSE	39		SWSE	39.2		SESE	39.3
		18		NENE	33.3		NWNE	34.4		SWNE	38.7		SENE	38.8
				NESW	39.9		NWSW	38.6		SWSW	37.8		SESW	38
				NESE	39.1		NWSE	39		SWSE	39.2		SESE	39.3

Total Acres: 1104

Conditions of Approval:

1. X27 This right is limited to the irrigation of 116.0 acres within the place of use described above in a single irrigation season.
2. X35 Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-160A, 31-161A, 31-4011B, 31-4012 and 31-10652 when combined shall not exceed a total diversion rate of 16.32 cfs.
3. X35 Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-2299, 31-2415 and 31-7320 when combined shall not exceed a total diversion rate of 15.98 cfs, a total annual maximum diversion volume of 3864.0 af at the field headgates and the irrigation of 1104.0 acres.
4. X35 Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-160A, 31-161A, 31-4011B, 31-4012, 31-10652, 31-2299, 31-2415 and 31-7320 when combined shall not exceed a total diversion rate of 26.90 cfs and a total annual maximum diversion volume of 7350.0 af at the field headgate.
5. X35 Rights 31-160B, 31-161B, 31-4011C and 31-7131 when combined shall not exceed a total diversion rate of 5.17 cfs, a total annual maximum diversion volume of 1372.0 af at the field headgate, and the irrigation of 392.0 acres.
6. A priority date of 9-18-2001 shall be applied relative to any injury to nearby wells due to the diversion of water from the wells located in SWNESE, S13, T7N, 33E, and the NESE and SENWSW, S18, T7N, R34E in excess of a total annual diversion volume of 1148.2 af.

7. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 110.
8. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
9. 214 Prior to the diversion and use of water under Transfer approval 78645, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
10. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point (s) of diversion in accordance with Department specifications.
11. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
12. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
13. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 05/09/2003

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 392

Combined Volume Limit: 1372

Combined Rate Limit: 5.17

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

IDAHO Department of Water Resources



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WATER RIGHT REPORT

7/22/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-4011C

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHYLA SAUER
Current Owner	TONY SAUER 891 E 2100 N TERRETON, ID 83450 2087161458
Original Owner	BRUCE MITCHELL HC 63 BOX 1760 TERRETON, ID 83450 2086634494

Priority Date: 09/01/1956

Basis: Decreed

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>Volume</u>
IRRIGATION	04/01	10/31	1.75 CFS	742.8 AFA
Total Diversion			1.75 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWNESE	Sec. 13	Township 07N	Range 33E	JEFFERSON County
GROUND WATER	SENWSW Lt 3	Sec. 18	Township 07N	Range 34E	JEFFERSON County
GROUND WATER	NESE	Sec. 18	Township 07N	Range 34E	JEFFERSON County

IRRIGATION Use:

Acre Limit: 392

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07N	33E	13		NENE	33.8		NWNE	33.8		SWNE	38.5		SENE	38.7
				NESW	40		NWSW	34.4		SWSW	33.6		SESW	33.9
				NESE	39		NWSE	39.6		SWSE	33.7		SESE	38
	34E	17		NESW	36.5		NWSW	39.8		SWSW	39.3		SESW	37
				NWSE	29.3		SWSE	29						
				NENE	33.3		NWNE	34.4		SWNE	38.7		SENE	38.8
	34E	18		NESW	39.9		NWSW	38.6		SWSW	37.8		SESW	38
				NESE	39.1		NWSE	39		SWSE	39.2		SESE	39.3

Total Acres: 1104

Conditions of Approval:

1. X27 This right is limited to the irrigation of 392.0 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-2299, 31-2415 and 31-7320 when combined shall not exceed a total diversion rate of 15.98 cfs, a total annual maximum diversion volume of 3864.0 af at the field headgate and the irrigation of 1104.0 acres.
3. X35 Rights 31-160B, 31-161B, 31-4011C and 31-7131, 31-160A, 31-161A, 31-4011B, 31-4012 and 31-10652 when combined shall not exceed a total diversion rate of 16.32 cfs.
4. X35 Rights 31-160B, 31-161B, 31-4011C and 31-7131 when combined shall not exceed a total diversion rate of 5.17 cfs, a total annual maximum diversion volume of 1372.0 af at the field headgate, and the irrigation of 392.0 acres.
5. X35 Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-160A, 31-161A, 31-4011B, 31-4012, 31-10652, 31-2299, 31-2415 and 31-7320 when combined shall not exceed a total diversion rate of 26.90 cfs and a total annual maximum diversion volume of 7350.0 af at the field headgate.
6. X35 Rights 31-160A, 31-161A, 31-2299, 31-2415, 31-4011C, 31-4012, 31-7320 and 31-10652 when combined shall not exceed a total diversion rate of 21.73 cfs.
7. A priority date of 9-18-2001 shall be applied relative to any injury to nearby wells due to the diversion of water from the wells located in SWNESE, S13, T7N, 33E, and the NESE and SENWSW, S18, T7N, R34E in excess of a total annual diversion volume of 1148.2 af.
8. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 110.
9. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
10. 214 Prior to the diversion and use of water under Transfer approval 78645, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

11. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point (s) of diversion in accordance with Department specifications.
12. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
13. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
14. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 05/09/2003

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number: 31

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 392

Combined Volume Limit: 1372

Combined Rate Limit: 5.17

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

IDAHO Department of Water Resources



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WATER RIGHT REPORT

7/22/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-7131

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHYLA SAUER
Current Owner	TONY SAUER 891 E 2100 N TERRETON, ID 83450 2087161458
Original Owner	BRUCE MITCHELL ESTATE
Original Owner	GEORGEANNA MITCHELL ESTATE 647 E 2400 N MONTEVIEW, ID 83435 2086572234
Original Owner	MITCHELL HARKNESS LAND & WATER CO LLC PO BOX 335 ROBERTS, ID 83444 2082286591
Original Owner	BRUCE MITCHELL HC 63 BOX 1760 TERRETON, ID 83450 2086634494

Priority Date: 07/30/1974

Basis: Decreed

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>Volume</u>
IRRIGATION	04/01	11/01	4.82 CFS	1372 AFA

Total Diversion| | 4.82 CFS |

Location of Point(s) of Diversion:

GROUND WATER	SWNESE	Sec. 13	Township 07N	Range 33E	JEFFERSON County
GROUND WATER	SENWSW Lt 3	Sec. 18	Township 07N	Range 34E	JEFFERSON County
GROUND WATER	NESE	Sec. 18	Township 07N	Range 34E	JEFFERSON County

IRRIGATION Use:

Acre Limit: 392

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07N	33E	13		NENE	33.8		NWNE	33.8		SWNE	38.5		SENE	38.7
				NESW	40		NWSW	34.4		SWSW	33.6		SESW	33.9
				NESE	39		NWSE	39.6		SWSE	33.7		SESE	38
	34E	17		NESW	36.5		NWSW	39.8		SWSW	39.3		SESW	37
				NWSE	29.3		SWSE	29						
				NENE	33.3		NWNE	34.4		SWNE	38.7		SENE	38.8
	18			NESW	39.9		NWSW	38.6		SWSW	37.8		SESW	38
				NESE	39.1		NWSE	39		SWSE	39.2		SESE	39.3

Total Acres: 1104

Conditions of Approval:

1. X27 This right is limited to the irrigation of 392.0 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-2299, 31-2415 and 31-7320 when combined shall not exceed a total diversion rate of 15.98 cfs, a total annual maximum diversion volume of 3864.0 af at the field headgate and the irrigation of 1104.0 acres.
3. X35 Rights 31-160B, 31-161B, 31-4011C, 31-160A, 31-161A, 31-4011B, 31-4012 and 31-10652 when combined shall not exceed a total diversion rate of 16.32 cfs.
4. Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-160A, 31-161A, 31-4011B, 31-4012, 31-10652, 31-2299, 31-2415 and 31-7320 when combined shall not exceed a total diversion rate of 26.90 cfs and a total annual maximum diversion volume of 7350.0 af at the field headgate.
5. X35 Rights 31-160B, 31-161B, 31-4011C and 31-7131 when combined shall not exceed a total diversion rate of 5.17 cfs, a total annual maximum diversion volume of 1372.0 af at the field headgate, and the irrigation of 392.0 acres.
6. A priority date of 9-18-2001 shall be applied relative to any injury to nearby wells due to the diversion of water from the wells located in SWNESE, S13, T7N, 33E, and the NESE and SENWSW, S18, T7N, R34E in excess of a total annual diversion volume of 1148.2 af.
7. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 110.

8. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
9. 214 Prior to the diversion and use of water under Transfer approval 78645, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
10. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point (s) of diversion in accordance with Department specifications.
11. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
12. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
13. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 05/09/2003

Permit Proof Due Date: 8/1/1980

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Generic Max Rate per Acre: 0.01

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 392

Combined Volume Limit: 1372

Combined Rate Limit: 5.17

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

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WATER RIGHT REPORT

7/22/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-2299

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHYLA SAUER
Current Owner	TONY SAUER 891 E 2100 N TERRETON, ID 83450 2087161458
Original Owner	SAUER ENTERPRISES C/O NEAL SAUER HC 63 BOX 2137 MONTEVIEW, ID 83435 2086572221
Original Owner	A J RICHINS C/O NEAL SAUER HC 63 BOX 2137 TERRETON, ID

Priority Date: 01/04/1951

Basis: Decreed

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>Volume</u>
IRRIGATION	04/01	10/31	3.14 CFS	770 AFA
Total Diversion			3.14 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWNESE	Sec. 13	Township 07N	Range 33E	JEFFERSON County
GROUND WATER	SENWSW Lt 3	Sec. 18	Township 07N	Range 34E	JEFFERSON County
GROUND WATER	NESE	Sec. 18	Township 07N	Range 34E	JEFFERSON County

IRRIGATION Use:

Acre Limit: 220

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07N	33E	13		NENE	33.8		NWNE	33.8		SWNE	38.5		SENE	38.7
				NESW	40		NWSW	34.4		SWSW	33.6		SESW	33.9
				NESE	39		NWSE	39.6		SWSE	33.7		SESE	38
	34E	17		NESW	36.5		NWSW	39.8		SWSW	39.3		SESW	37
				NWSE	29.3		SWSE	29						
				NENE	33.3		NWNE	34.4		SWNE	38.7		SENE	38.8
	34E	18		NESW	39.9		NWSW	38.6		SWSW	37.8		SESW	38
				NESE	39.1		NWSE	39		SWSE	39.2		SESE	39.3

Total Acres: 1104

Conditions of Approval:

1. K06 This right is limited to the irrigation of 220.0 acres within the place of use described above in a single irrigation season.
2. X35 Rights 31-2299 and 31-2415 when combined shall not exceed a total annual maximum diversion volume of 1596.0 af at the field headgate and the irrigation of 456.0 acres.
3. X35 Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-7320, 31-2299 and 31-2415 when combined shall not exceed a total diversion rate of 15.98 cfs, a total annual maximum diversion volume of 3864.0 af at the field headgate, and the irrigation of 1104.0 acres.
4. X35 Rights 31-160A, 31-161A, 31-2299, 31-2415, 31-4011C, 31-4012, 31-7320 and 31-10652 when combined shall not exceed a total diversion rate of 21.73 cfs.
5. Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-160A, 31-161A, 31-4011B, 31-4012, 31-10652, 31-2299, 31-2415 and 31-7320 when combined shall not exceed a total diversion rate of 26.90 cfs and a total annual maximum diversion volume of 7350.0 af at the field headgate.
6. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 110.
7. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
8. 214 Prior to the diversion and use of water under Transfer approval 78645, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

9. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point (s) of diversion in accordance with Department specifications.
10. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
11. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 05/09/2003

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 456

Combined Volume Limit: 1596

Combined Rate Limit: 12

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

IDAHO Department of Water Resources



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WATER RIGHT REPORT

7/22/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-2415

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHYLA SAUER
Current Owner	TONY SAUER 891 E 2100 N TERRETON, ID 83450 2087161458
Original Owner	SAUER ENTERPRISES C/O NEAL SAUER HC 63 BOX 2137 MONTEVIEW, ID 83435 2086572221
Original Owner	A J RICHINS C/O NEAL SAUER HC 63 BOX 2137 TERRETON, ID

Priority Date: 12/26/1964

Basis: Decreed

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>Volume</u>
IRRIGATION	4/01	11/01	2.55 CFS	1082 AFA
Total Diversion			2.55 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWNESE	Sec. 13	Township 07N	Range 33E	JEFFERSON County
GROUND WATER	SENWSW Lt 3	Sec. 18	Township 07N	Range 34E	JEFFERSON County
GROUND WATER	NESE	Sec. 18	Township 07N	Range 34E	JEFFERSON County

IRRIGATION Use:

Acre Limit: 456

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	33E	13		NENE	33.8		NWNE	33.8		SWNE	38.5		SENE	38.7
				NESW	40		NWSW	34.4		SWSW	33.6		SESW	33.9
				NESE	39		NWSE	39.6		SWSE	33.7		SESE	38
	34E	17		NESW	36.5		NWSW	39.8		SWSW	39.3		SESW	37
				NWSE	29.3		SWSE	29						
				NENE	33.3		NWNE	34.4		SWNE	38.7		SENE	38.8
	34E	18		NESW	39.9		NWSW	38.6		SWSW	37.8		SESW	38
				NESE	39.1		NWSE	39		SWSE	39.2		SESE	39.3

Total Acres: 1104

Conditions of Approval:

1. X27 This right is limited to the irrigation of 456.0 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 31-2299 and 31-2415 when combined shall not exceed a total annual maximum diversion volume of 1596.0 af at field headgate and the irrigation of 456.0 acres.
3. X35 Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-7320, 31-2299 and 31-2415 when combined shall not exceed a total diversion rate of 15.98 cfs, a total annual maximum diversion volume of 3864.0 af at the field headgate and the irrigation of 1104.0 acres.
4. X35 Rights 31-160A, 31-161S, 31-2299, 31-2415, 31-4011C, 31-4012, 31-7320 and 31-10652 when combined shall not exceed a total diversion rate of 21.73 cfs.
5. X35 Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-160A, 31-161A, 31-4011B, 31-4012, 31-10652, 31-2299, 31-2415, and 31-7320 when combined shall not exceed a total diversion rate of 26.90 cfs and a total annual maximum diversion volume of 7350.0 af at the field headgate.
6. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 110.
7. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
8. 214 Prior to the diversion and use of water under Transfer approval 78645, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

9. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point (s) of diversion in accordance with Department specifications.
10. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
11. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 05/09/2003

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 456

Combined Volume Limit: 1596

Combined Rate Limit: 12

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

IDAHO Department of Water Resources



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WATER RIGHT REPORT

7/22/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-7320

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHYLA SAUER
Current Owner	TONY SAUER 891 E 2100 N TERRETON, ID 83450 2087161458
Original Owner	SAUER ENTERPRISES C/O NEAL SAUER HC 63 BOX 2137 MONTEVIEW, ID 83435 2086572221
Original Owner	A J RICHINS C/O NEAL SAUER HC 63 BOX 2137 TERRETON, ID

Priority Date: 12/18/1984

Basis: Decreed

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>Volume</u>
IRRIGATION	04/15	10/15	5.12 CFS	896 AFA
Total Diversion			5.12 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWNESE	Sec. 13	Township 07N	Range 33E	JEFFERSON County
GROUND WATER	SENWSW Lt 3	Sec. 18	Township 07N	Range 34E	JEFFERSON County
GROUND WATER	NESE	Sec. 18	Township 07N	Range 34E	JEFFERSON County

IRRIGATION Use:

Acre Limit: 256

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07N	33E	13		NENE	33.8		NWNE	33.8		SWNE	38.5		SENE	38.7
				NESW	40		NWSW	34.4		SWSW	33.6		SESW	33.9
				NESE	39		NWSE	39.6		SWSE	33.7		SESE	38
	34E	17		NESW	36.5		NWSW	39.8		SWSW	39.3		SESW	37
				NWSE	29.3		SWSE	29						
				NENE	33.3		NWNE	34.4		SWNE	38.7		SENE	38.8
	34E	18		NESW	39.9		NWSW	38.6		SWSW	37.8		SESW	38
				NESE	39.1		NWSE	39		SWSE	39.2		SESE	39.3

Total Acres: 1104

Conditions of Approval:

1. X27 This right is limited to the irrigation of 256.0 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-2299, 31-2415 and 31-7320 when combined shall not exceed a total diversion rate of 15.98 cfs, a total annual maximum diversion volume of 3864.0 af at the field headgate and the irrigation of 1104.0 acres.
3. X35 Rights 31-160A, 31-161A, 31-2299, 31-2415, 31-4011C, 31-4012, 31-7320 and 31-10652 when combined shall not exceed a total diversion rate of 21.73 cfs.
4. X35 Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-160A, 31-161A, 31-4011B, 31-4012, 31-10652, 31-2299, 31-2415 and 31-7320 when combined shall not exceed a total diversion rate of 26.90 cfs and a total annual maximum diversion volume of 7350.0 af at the field headgate.
5. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 110.
6. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. 214 Prior to the diversion and use of water under Transfer approval 78645, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point (s) of diversion in accordance with Department specifications.

9. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
10. SF1 This water right enjoys the benefit of unqualified subordination of hydropower water right nos. 02-00100, 02-4000A, 02-4001A, 02-02032A, 02-4000B, 02-4001B, 02, 02032B, 02-02036, 02-02056, 02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B, 02-02001A, 02-02057, 37-02128, 37, 02472, 37-02471, 37-20710, 37-20709, 36-02013, 36-02018 and 36-02026.
11. S38 The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than May 9, 2003.
12. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 05/09/2003

Permit Proof Due Date: 8/1/1984

Permit Proof Made Date: 12/18/1984

Permit Approved Date: 8/30/1979

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 07/05/1979

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number: 110

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Combined Acres Limit:

Combined Volume Limit:

Combined Rate Limit: 26.9

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.**

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

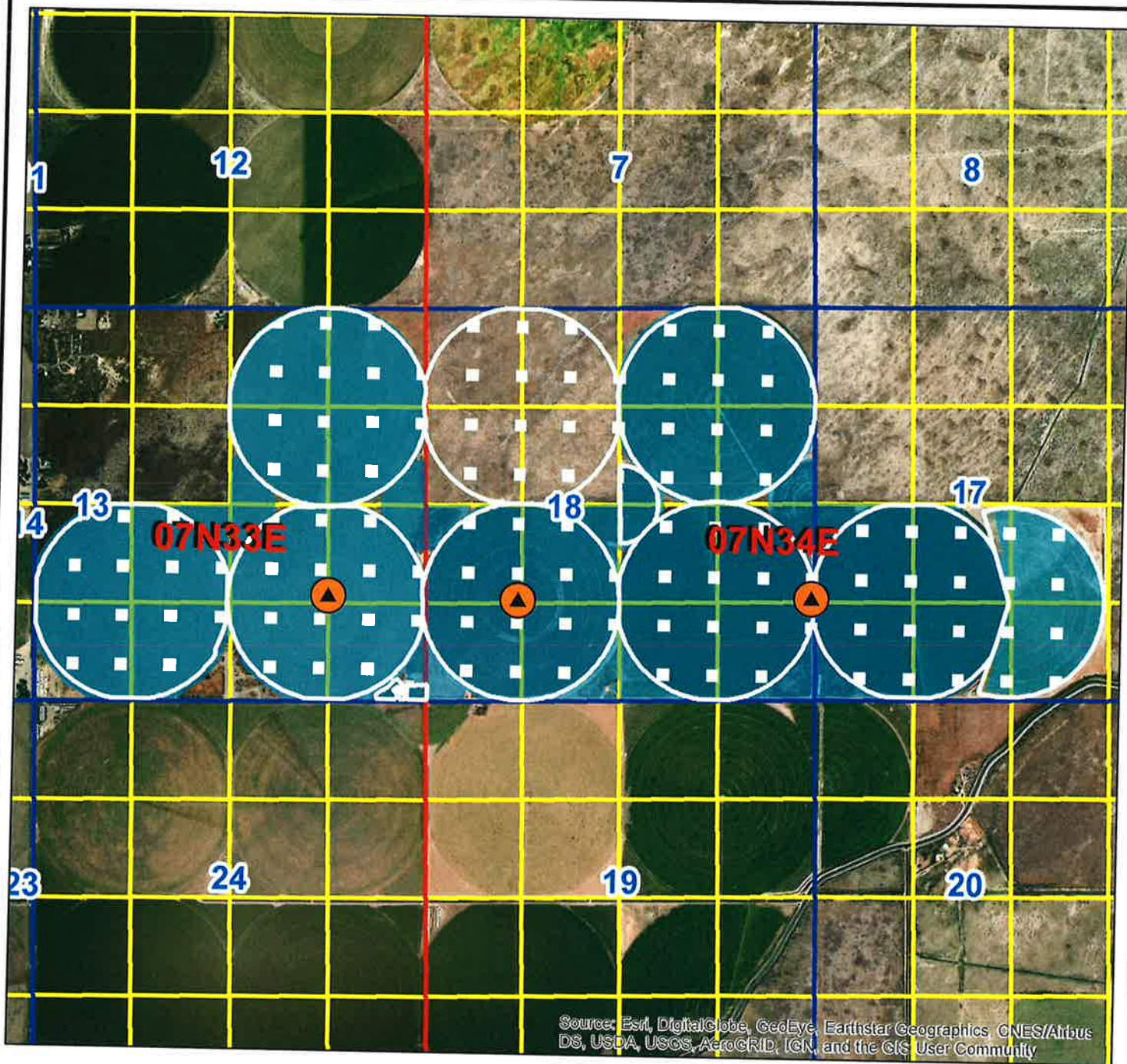
Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Preliminary check by _____ Date _____

Fee paid \$175 (from #755) Date 10/7/19 Received by CH Receipt # E045376

Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)



0 1,100 2,200 4,400 Feet
1 inch = 1,987 feet



Points of Diversion 31-160B, 31-161B, 31-4011C, 31-7131, 31-2299, 31-2415, 31-7320



Proposed POU 31-160B, 31-161B, 31-4011C, 31-7131, 31-2299, 31-2415, 31-7320



Current POU 31-160B, 31-161B, 31-4011C, 31-7131, 31-2299, 31-2415, 31-7320



Township/Range



Sections



QQ



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

Notice of Change in Water Right Ownership

RECEIVED

OCT 07 2019

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
31-160B	Yes ☒	Yes ☐	31-2415	Yes ☐	Yes ☐
31-161B	Yes ☐	Yes ☐	31-7320	Yes ☐	Yes ☐
31-4011C	Yes ☐	Yes ☐		Yes ☐	Yes ☐
31-7131	Yes ☐	Yes ☐		Yes ☐	Yes ☐
31-2299	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Shyla Sauer Tony Sauer

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Hamm-Han Land & Livestock LLC

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

Mailing address

City

State

ZIP

Telephone

Email

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

5. Date you acquired the water rights and/or claims listed above: 7/16/2019

6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

7. This form must be signed and submitted with the following **REQUIRED** items:

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

8. Signature: Eileen H. Hamilton

Signature of new owner/claimant

Owner

Title, if applicable

8-1-19

Date

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by CH Date 10/7/19

Receipt No. ED45376

Receipt Amt. \$175 (OC #55 check)

Active in the Water Supply Bank? Yes ☐ No ☐

If yes, forward to the State Office for processing

W-9 received? Yes ☐ No ☐

Name on W-9 _____

Approved by _____

Processed by _____

Date _____

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
110 N. Clark Street/PO Box 405
Rigby, ID 83442

Instrument # 442413
RIGBY, JEFFERSON, IDAHO
03-07-2019 04:00:23 PM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - RIGBY
COLLEEN C POOLE Fee: \$15.00
Ex-Officio Recorder Deputy: LK
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 717925-RI (ss)

Date: March 04, 2019

For Value Received, **Tony Sauer and Shyla Sauer also shown of record as Shyla Renae Sauer, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **TFES 696, LLC, an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **PO BOX 339, Blackfoot ID 83221**, the following described premises, situated in **Jefferson County, Idaho**, to-wit:

TOWNSHIP 7 NORTH, RANGE 33 E.B.M., JEFFERSON COUNTY, IDAHO

SECTION 13: E $\frac{1}{2}$; SW $\frac{1}{4}$.

EXCEPTING THEREFROM:

BEGINNING AT A POINT WHICH IS 700 FEET NORTH ALONG THE SECTION LINE FROM THE SOUTHEAST CORNER OF SECTION 13, TOWNSHIP 7 NORTH, RANGE 33 E.B.M., JEFFERSON COUNTY, IDAHO; THENCE SOUTH ALONG THE SECTION LINE 700 FEET TO THE SOUTHEAST CORNER OF SAID SECTION; THENCE WEST ALONG THE SOUTH SECTION LINE 700 FEET; THENCE NORTH EASTERLY (APPROXIMATELY N. 45° E.) 989.98 FEET, MORE OR LESS TO THE POINT OF BEGINNING.

ALSO INCLUDED:

BEGINNING AT A POINT WHICH IS 700 FEET NORTH ALONG THE SECTION LINE FROM THE SOUTHEAST CORNER OF SECTION 13, TOWNSHIP 7 NORTH, RANGE 33 E.B.M., JEFFERSON COUNTY, IDAHO; THENCE SOUTH ALONG THE SECTION LINE 700 FEET TO THE SOUTHEAST CORNER OF SAID SECTION; THENCE WEST ALONG THE SOUTH SECTION LINE 700 FEET; THENCE NORTH EASTERLY (APPROXIMATELY N. 45° E.) 989.98 FEET, MORE OR LESS TO THE POINT OF BEGINNING.

TOWNSHIP 7 NORTH, RANGE 34 E.B.M., JEFFERSON COUNTY, IDAHO

SECTION 17: SW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$ AND THAT PORTION OF THE SW $\frac{1}{4}$ SE $\frac{1}{4}$ LYING NORTH AND WEST OF THE JEFFERSON IRRIGATION COMPANY CANAL.

SECTION 18: E $\frac{1}{2}$; SW $\frac{1}{4}$.

EXCEPTING THEREFROM:

BEGINNING AT THE SOUTHEAST CORNER OF THE SW $\frac{1}{4}$ OF SAID SECTION 18, TOWNSHIP 7 NORTH, RANGE 34 E.B.M., JEFFERSON COUNTY, IDAHO AND RUNNING THENCE NORTH 700

Instrument # 444981

RIGBY, JEFFERSON, IDAHO

07-16-2019 10:04:21 AM

No. of Pages: 3

Recorded for: TITLE FINANCIAL SPECIALTY SERVICES

COLLEEN C POOLE

Fee: \$15.00

Ex-Officio Recorder Deputy: LK

Index To: WARRANTY DEED

Electronically Recorded by Simplifile

AFTER RECORDING MAIL TO:

Hamilton Land and Livestock, LLC, a Utah limited liability
company
1193 Sunset Dunes Way
Draper, UT 84020

SPECIAL WARRANTY DEED

File No.: **106118IDA ()**

Date: **July 11, 2019**

For Value Received, **TFES 696, LLC**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Hamilton Land and Livestock, LLC, a Utah limited liability company**

whose current address is **1193 Sunset Dunes Way, Draper, UT 84020**

hereinafter called the Grantee, the following described premises, situated in **Jefferson County, Idaho**, to-wit:

TOWNSHIP 7 NORTH, RANGE 33 E.B.M., JEFFERSON COUNTY, IDAHO

SECTION 13: E $\frac{1}{2}$; SW $\frac{1}{4}$.

EXCEPTING THEREFROM:

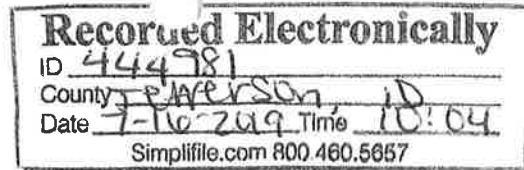
BEGINNING AT A POINT WHICH IS 700 FEET NORTH ALONG THE SECTION LINE FROM THE SOUTHEAST CORNER OF SECTION 13, TOWNSHIP 7 NORTH, RANGE 33 E.B.M., JEFFERSON COUNTY, IDAHO; THENCE SOUTH ALONG THE SECTION LINE 700 FEET TO THE SOUTHEAST CORNER OF SAID SECTION; THENCE WEST ALONG THE SOUTH SECTION LINE 700 FEET; THENCE NORTH EASTERLY (APPROXIMATELY N. 45° E.) 989.98 FEET, MORE OR LESS TO THE POINT OF BEGINNING.

ALSO INCLUDED:

BEGINNING AT A POINT WHICH IS 700 FEET NORTH ALONG THE SECTION LINE FROM THE SOUTHEAST CORNER OF SECTION 13, TOWNSHIP 7 NORTH, RANGE 33 E.B.M., JEFFERSON COUNTY, IDAHO; THENCE SOUTH ALONG THE SECTION LINE 700 FEET TO THE SOUTHEAST CORNER OF SAID SECTION; THENCE WEST ALONG THE SOUTH SECTION LINE 700 FEET; THENCE NORTH EASTERLY (APPROXIMATELY N. 45° E.) 989.98 FEET, MORE OR LESS TO THE POINT OF BEGINNING.

TOWNSHIP 7 NORTH, RANGE 34 E.B.M., JEFFERSON COUNTY, IDAHO

AFTER RECORDING MAIL TO:



Hamilton Land and Livestock, LLC, a Utah limited liability company
1193 Sunset Dunes Way
Draper, UT 84020

SPECIAL WARRANTY DEED

File No.: **106118IDA ()**

Date: **July 11, 2019**

For Value Received, **TFES 696, LLC**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Hamilton Land and Livestock, LLC, a Utah limited liability company**

whose current address is **1193 Sunset Dunes Way, Draper, UT 84020**

hereinafter called the Grantee, the following described premises, situated in **Jefferson County, Idaho**, to-wit:

TOWNSHIP 7 NORTH, RANGE 33 E.B.M., JEFFERSON COUNTY, IDAHO

SECTION 13: E $\frac{1}{2}$; SW $\frac{1}{4}$.

EXCEPTING THEREFROM:

BEGINNING AT A POINT WHICH IS 700 FEET NORTH ALONG THE SECTION LINE FROM THE SOUTHEAST CORNER OF SECTION 13, TOWNSHIP 7 NORTH, RANGE 33 E.B.M., JEFFERSON COUNTY, IDAHO; THENCE SOUTH ALONG THE SECTION LINE 700 FEET TO THE SOUTHEAST CORNER OF SAID SECTION; THENCE WEST ALONG THE SOUTH SECTION LINE 700 FEET; THENCE NORTH EASTERLY (APPROXIMATELY N. 45° E.) 989.98 FEET, MORE OR LESS TO THE POINT OF BEGINNING.

ALSO INCLUDED:

BEGINNING AT A POINT WHICH IS 700 FEET NORTH ALONG THE SECTION LINE FROM THE SOUTHEAST CORNER OF SECTION 13, TOWNSHIP 7 NORTH, RANGE 33 E.B.M., JEFFERSON COUNTY, IDAHO; THENCE SOUTH ALONG THE SECTION LINE 700 FEET TO THE SOUTHEAST CORNER OF SAID SECTION; THENCE WEST ALONG THE SOUTH SECTION LINE 700 FEET; THENCE NORTH EASTERLY (APPROXIMATELY N. 45° E.) 989.98 FEET, MORE OR LESS TO THE POINT OF BEGINNING.

TOWNSHIP 7 NORTH, RANGE 34 E.B.M., JEFFERSON COUNTY, IDAHO

SECTION 17: SW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$ AND THAT PORTION OF THE SW $\frac{1}{4}$ SE $\frac{1}{4}$ LYING NORTH AND WEST OF THE JEFFERSON IRRIGATION COMPANY CANAL.

SECTION 18: E $\frac{1}{2}$; SW $\frac{1}{4}$.

EXCEPTING THEREFROM:

BEGINNING AT THE SOUTHEAST CORNER OF THE SW $\frac{1}{4}$ OF SAID SECTION 18, TOWNSHIP 7 NORTH, RANGE 34 E.B.M., JEFFERSON COUNTY, IDAHO AND RUNNING THENCE NORTH 700 FEET THENCE SOUTHWESTERLY TO A POINT THAT IS 700 FEET WEST OF THE POINT OF BEGINNING; THENCE EAST 700 FEET TO THE POINT OF BEGINNING.

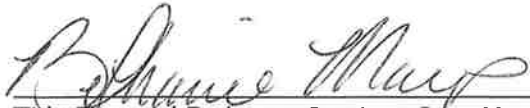
ALSO EXCEPTING THEREFROM:

BEGINNING AT THE SOUTHEAST CORNER OF THE SW $\frac{1}{4}$ OF SAID SECTION 18, TOWNSHIP 7 NORTH, RANGE 34 E.B.M., JEFFERSON COUNTY, IDAHO AND RUNNING THENCE NORTH 700 FEET; THENCE SOUTHEASTERLY TO A POINT THAT IS 700 FEET EAST OF THE POINT OF BEGINNING; THENCE WEST 700 FEET TO THE POINT OF BEGINNING.

Grantor does hereby covenant with Grantee(s), their heirs, successors and assigns, that Grantor will warrant and defend the said granted premises against the lawful claims and demands of all persons claiming by, through and under Grantor, but against no other claims and no other persons, including predecessors in title.

Dated: July 11, 2019

TFES 696, LLC



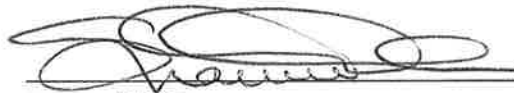
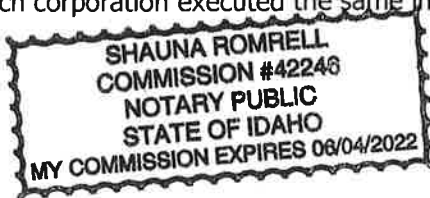
Title Financial Exchange Services, Inc., Member

By: Bethanie Mays

It's: Assistant Secretary

STATE OF IDAHO)
 :SS
COUNTY OF BINGHAM)

On this Eleventh day of July, 2019, before me, a Notary Public in and for said State, personally appeared Bethanie Mays, known or identified to me to be the Assistant Secretary of the corporation, a corporation that executed the instrument on behalf of said corporation which is a member of TFES 696, LLC, and on behalf of the member subscribed said Limited Liability Company name to the foregoing instrument, and acknowledged to me that such corporation executed the same in said Limited Liability Company name.



Notary Public for Idaho
Residing in Blackfoot, ID

Commission Expires: 08/04/2022

Instrument # 444980

RIGBY, JEFFERSON, IDAHO

07-16-2019 10:03:18 AM No. of Pages: 2

Recorded for: TITLE FINANCIAL SPECIALTY SERVICES

COLLEEN C POOLE

Fee: \$15.00

Ex-Officio Recorder Deputy: LK

Index To: WARRANTY DEED

Electronically Recorded by Simplifile

AFTER RECORDING MAIL TO:

Hamilton Land and Livestock, LLC, a Utah limited liability
company
1193 Sunset Dunes Way
Draper, UT 84020

SPECIAL WARRANTY DEED

File No.: **106118IDC ()**

Date: **July 11, 2019**

For Value Received, **TFES 696, LLC**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Hamilton Land and Livestock, LLC, a Utah limited liability company**

whose current address is **1193 Sunset Dunes Way, Draper, UT 84020**

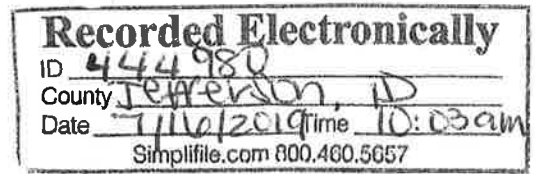
hereinafter called the Grantee, the following described premises, situated in **Jefferson County, Idaho**,
to-wit:

TOWNSHIP 7 NORTH, RANGE 34 E.B.M., JEFFERSON COUNTY, IDAHO
SECTION 18: NW¼

Grantor does hereby covenant with Grantee(s), their heirs, successors and assigns, that Grantor will warrant and defend the said granted premises against the lawful claims and demands of all persons claiming by, through and under Grantor, but against no other claims and no other persons, including predecessors in title.

AFTER RECORDING MAIL TO:

Hamilton Land and Livestock, LLC, a Utah limited liability
company
1193 Sunset Dunes Way
Draper, UT 84020



SPECIAL WARRANTY DEED

File No.: **106118IDC ()**

Date: **July 11, 2019**

For Value Received, **TFES 696, LLC**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Hamilton Land and Livestock, LLC, a Utah limited liability company**

whose current address is **1193 Sunset Dunes Way, Draper, UT 84020**

hereinafter called the Grantee, the following described premises, situated in **Jefferson County, Idaho**, to-wit:

**TOWNSHIP 7 NORTH, RANGE 34 E.B.M., JEFFERSON COUNTY, IDAHO
SECTION 18: NW¼**

Grantor does hereby covenant with Grantee(s), their heirs, successors and assigns, that Grantor will warrant and defend the said granted premises against the lawful claims and demands of all persons claiming by, through and under Grantor, but against no other claims and no other persons, including predecessors in title.

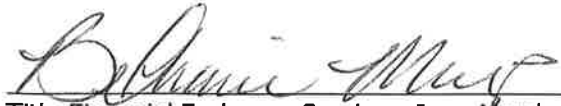
Date: 07/11/2019

Warranty Deed
- continued

File No.: 1061181DC ()

Dated: July 11, 2019

TFES 696, LLC



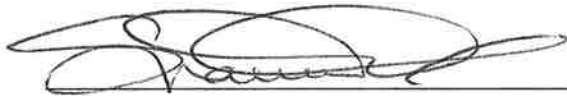
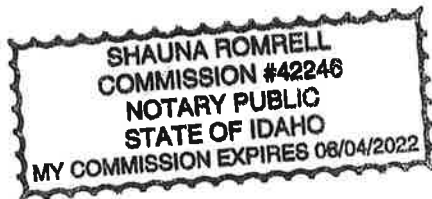
Title Financial Exchange Services, Inc., Member

By: Bethanie Mays

It's: Assistant Secretary

STATE OF IDAHO)
 :SS
COUNTY OF BINGHAM)

On this Eleventh day of July, 2019, before me, a Notary Public in and for said State, personally appeared Bethanie Mays, known or identified to me to be the Assistant Secretary of the corporation, a corporation that executed the instrument on behalf of said corporation which is a member of TFES 696, LLC, and on behalf of the member subscribed said Limited Liability Company name to the foregoing instrument, and acknowledged to me that such corporation executed the same in said Limited Liability Company name.



Notary Public for Idaho
Residing in Blackfoot, ID

Commission Expires: 08/04/2022

Prepared By

Name: Shyla Sauer
Address: PO BOX 177 Terreton
State: ID Zip Code: 83450

After Recording Return To

Name: Hamilton Land & Livestock, LLC
Address: 1193 Sunset Dunes Way
Draper
State: Utah Zip Code: 84020

Instrument # 445511

RIGBY, JEFFERSON, IDAHO
8-8-2019 09:39:19 AM No. of Pages: 4
Recorded for: SHYLA SAUER
COLLEEN C. POOLE
Ex-Officio Recorder Deputy Fee: 15.00
Index to: QUIT CLAIM DEED

Space Above This Line for Recorder's Use

IDAHO QUIT CLAIM DEED

STATE OF IDAHO

Jefferson COUNTY

KNOW ALL MEN BY THESE PRESENTS, That for and in consideration of the sum of
Zero dollars (\$00.00) in hand paid to
Tony and Shyla Sauer, a Sole Proprietor, residing at PO BOX 177
County of Jefferson, City of Terreton, State of Idaho
(hereinafter known as the "Grantor(s)") hereby quitclaims to Hamilton Land & Livestock
a LLC, residing at 1193 Sunset Dunes Way, County of Salt Lake,
City of Draper, State of Utah (hereinafter known as the
"Grantee(s)") all the rights, title, interest, and claim in or to the following described real
estate, situated in Jefferson County, Idaho to-wit:

The purpose of the quit claim deed will be to quit claim any portion of water rights

31-160B, 31-161B, 31-4011C, 31-7131, 31-2299, 31-2415 and 31-7320 appurtenant to

parcels RP07N34E186740 and RP07N34E188690 as identified on the attached map.

[INSERT LEGAL DESCRIPTION HERE OR ATTACH AND INSERT]

To have and to hold, the same together with all and singular the appurtenances
thereunto belonging or in anywise appertaining, and all the estate, right, title, interest,
lien, equity and claim whatsoever for the said first party, either in law or equity, to the
only proper use, benefit and behoof of the said second party forever.



Tony Sauer
Grantor's Signature
Tony Sauer
Grantor's Name
PO BOX 177
Address
Terreton, ID 83450
City, State & Zip

Shyla Sauer
Grantor's Signature
Shyla Sauer
Grantor's Name
PO BOX 177
Address
Terreton, ID 83450
City, State & Zip

STATE OF IDAHO)

COUNTY OF Jefferson

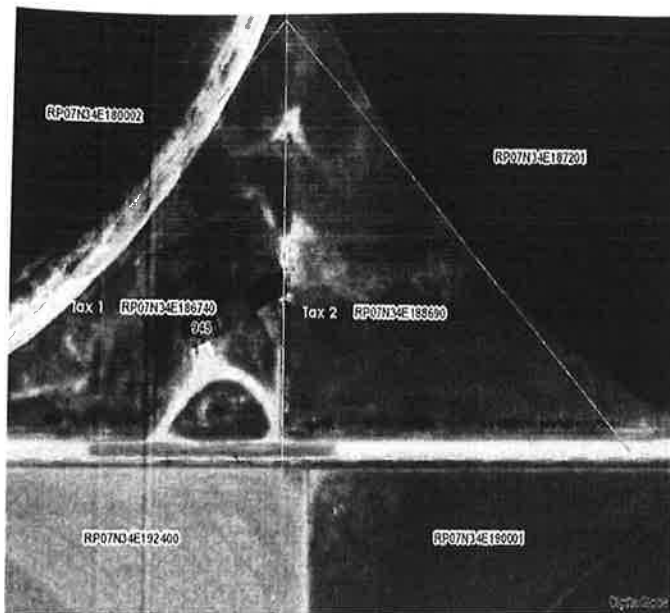
I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Shyla + Tony Sauer whose names are signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, executed the same voluntarily on the day the same bears date.

Given under my hand this 8 day of August, 2019.

Patti Bingham
Notary Public

My Commission Expires: 2-13-2024





RP07N34E180002

RP07N34E187201

Tax 1 RP07N34E186740

945

Tax 2 RP07N34E188690

RP07N34E192400

RP07N34E190001

DigitalGlobe