

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

DEC 19 2018

Department of Water Resources
Eastern Region

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?
1-10463 OK	Yes ☐	Yes ☐	25-10725 OK	Yes ☐	Yes ☐
1-10465 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐
25-234 OK	Yes ☐	Yes ☐	1-10465 Split into	Yes ☐	Yes ☐
25-235 OK	Yes ☐	Yes ☐	1-10465 + 1-10682	Yes ☐	Yes ☐
25-236 OK	Yes ☐	Yes ☐	(FAE) (JDAWS)	Yes ☐	Yes ☐

2. Previous Owner's Name: Justin Skaar; Duwayne Skaar; Kent Skaar
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): FAE Holdings 494935R, LLC
New owner(s) as listed on the conveyance document
- Name connector ☐ and ☐ or ☐ and/or
- Mailing address: 215 S. State Street Suite 380 City: Salt Lake City State: UT ZIP: 84111
- Telephone: 801-578-8851 Email: m.bullack@firstam.com

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: September 13, 2018

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: Matt Bullack Title, if applicable: Counsel + Manager Date: 12-14-18
- Signature of new owner/claimant

Signature: _____ Title, if applicable: _____ Date: _____

Signature of new owner/claimant

For IDWR Office Use Only:

Received by: JB Date: 12/19/2018 Receipt No.: E044598 Receipt Amt.: \$550. -

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: JB Processed by: JB Date: 2/11/19

SUPPORT DATA

INFILE # 1-10465

#125 - for this app.

Tract 4 Aerial Map



map center 43° 43' 42" 112° 4' 14" 28

0m 600m 1710m



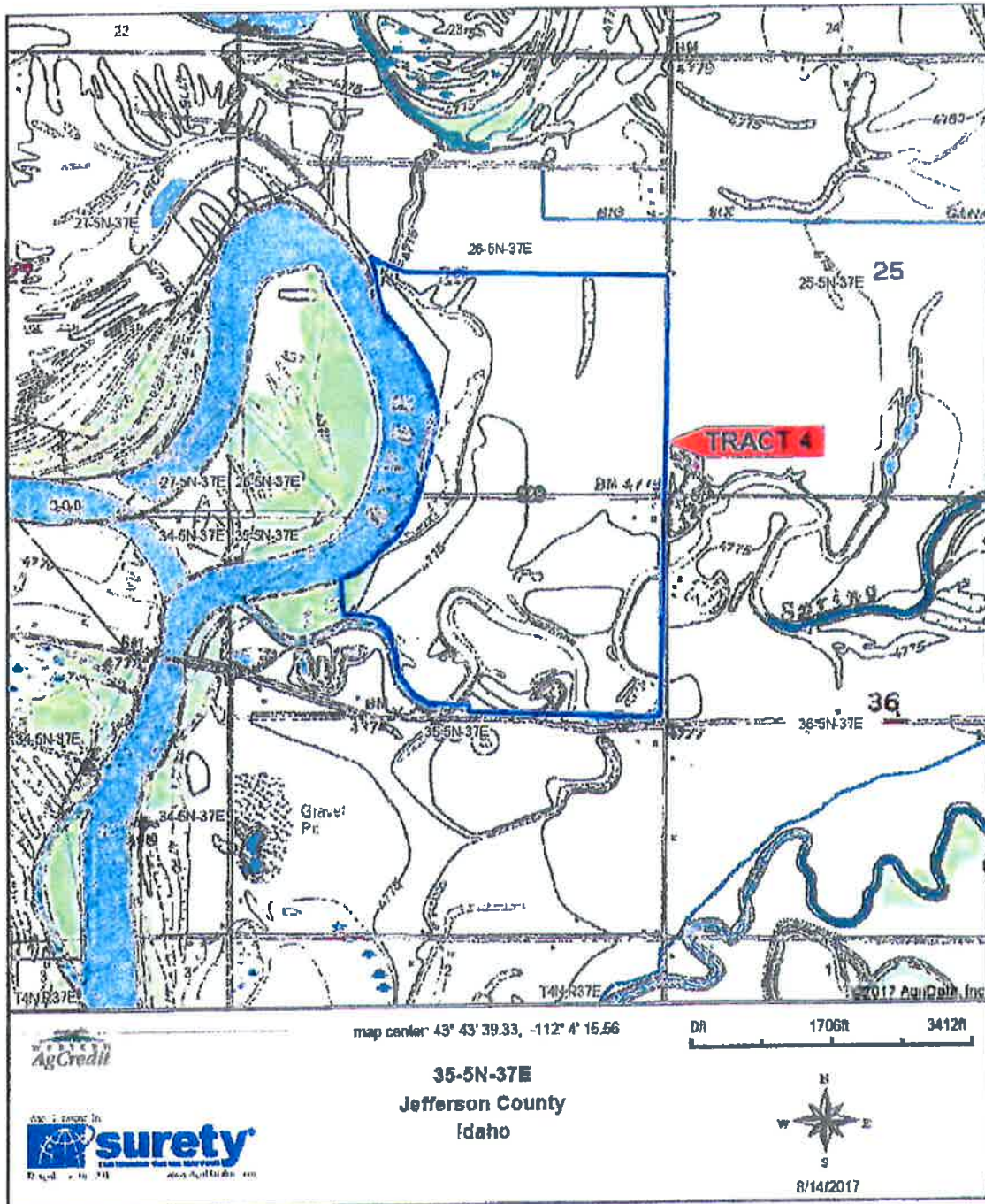
26-5N-37E
Jefferson County
Idaho



8/14/2017

Tract 4 Topography Map

Topography Map



After Recording Mail to:

JDAWS Rentals, LLC

P.O. Box 892

Draper, UT 84020

Instrument # 439576

RIGBY, JEFFERSON, IDAHO

09-21-2018 03:17:19 PM

No. of Pages: 5

Recorded for: FIRST AMERICAN - DELTA

COLLEEN C POOLE

Fee: \$15.00

Ex-Officio Recorder Deputy: LK

Index To: GRANT DEED

Electronically Recorded by Simplifile

GRANT DEED

THIS INDENTURE is made this 13 day of September, 2018, by SKAAR BROTHERS FARMS, LLC, an Idaho limited liability company (the converted entity of Skaar Brothers Farms), the "Grantor", to FAE HOLDINGS 494935R, LLC, a Utah limited liability company, whose mailing address is 215 S. State Street, Suite 380, Salt Lake City, Utah, 84111, the "Grantee".

WITNESSETH, that the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, and by these presents does grant and confirm unto the Grantee, and to Grantee's successors and assigns forever, all of the following described real property in the County of Jefferson, State of Idaho, to-wit:

See Attached Exhibit "A"

SUBJECT TO the matters set forth on Attached Exhibit "B".

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to said property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD, the property and the appurtenances unto the Grantee, and to Grantee's successors and assigns forever.

In construing this deed and where the context so requires, the singular includes the plural.

[Signature Page Follows]

G:\WPDATA\CAH\2195-003\Documents\Closing Documents\Grant Deed_FAE Holdings.docx

GRANTOR

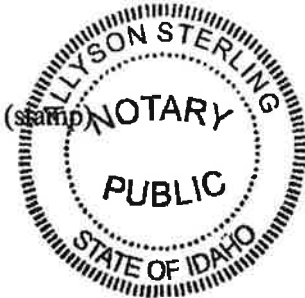
SKAAR BROTHERS FARMS, LLC, an Idaho
limited liability company

By: *DuWayne Skaar*
DuWayne Skaar, Manager

By: *Justin Skaar*
Justin Skaar, Manager

STATE OF IDAHO)
County of Bonneville)ss.

This record was acknowledged before me on the 13 day of September, 2018, by
DuWayne Skaar and Justin Skaar, as Managers of SKAAR BROTHERS FARMS, LLC, an Idaho
limited liability company.



Allyson Sterling
Signature of Notary Public
My Commission Expires: 6-8-2023

EXHIBIT "A"
Legal Descriptions

PARCEL 3:

TOWNSHIP 5 NORTH, RANGE 37 E.B.M., JEFFERSON COUNTY, IDAHO

SECTION 26: LOTS 3, 4, 5 AND 8; E½SE¼

PARCEL 4:

TOWNSHIP 5 NORTH, RANGE 37 E.B.M., JEFFERSON COUNTY, IDAHO

SECTION 35: LOT 1; SE¼NW¼ LYING NORTH OF SPRING CREEK; NE¼, EXCEPT: A STRIP OF LAND 40 FEET WIDE LYING ON THE NORTH SIDE OF THE CENTER LINE OF SAID HIGHWAY AS SURVEYED AND SHOWN ON PLAT OF ROBERTS-RIGBY-RIRIE HIGHWAY SURVEY ON FILE IN THE OFFICE OF THE DEPARTMENT OF PUBLIC WORKS OF THE STATE OF IDAHO AND LYING OVER AND ACROSS THE SE¼NW¼, SW¼NE¼, AND SE¼NE¼ OF SAID SECTION 35, DESCRIBED AS FOLLOWS: BEGINNING AT STATION 137-99.1 OF SAID HIGHWAY SURVEY, WHICH STATION IS APPROXIMATELY 1928 FEET EAST FROM THE W¼ CORNER OF SECTION 35; THENCE N. 0°14' W. 40 FEET; THENCE N. 89°46' E. 2160 FEET TO THE RIVER BANK; THENCE SOUTHEASTERLY 50 FEET ALONG RIVER BANK; THENCE S. 89°45' W. 2180 FEET ALONG CENTER LINE OF SECTION TO POINT OF BEGINNING.

EXHIBIT "B"
Real Property Exceptions

Real Property to be transferred subject to the following:

1. All real property taxes and assessments, all existing patent reservations, easements, rights of way, restrictive covenants and matters of record, all applicable zoning ordinances, building codes, laws and regulations, all encroachments, overlaps, boundary line disputes, claims of easements and other matters that would be disclosed by an accurate survey or inspection of the property.
2. Any claim arising from the difference in the mean high water line of the Snake River and the meander line as shown by the Original Government Survey.
3. Right, title and interest of the State of Idaho within the natural bed of the Snake River below the ordinary high water line, and also excepting any artificial accretions waterward of said ordinary low water line.
4. Any portion of the described land within the natural bed of the Snake River below the natural or ordinary high water mark where it was located prior to any artificial or avulsive changes in the location of the shoreline.
5. Right-of-way or easement of 3300 E., 3200 E., 500 N. and 3700 E.
6. Right-of-way or easement of Scott's Slough Canal, Bear Trap Slough, Irrigation ditches, drain slough, Spring Creek, Dry Bed aka Great Feeder Canal, Missionary Canal, Parks & Lewisville Canal and South Parks & Lewisville Canal.
7. Ditch Right of Way Agreement upon the terms, conditions and provisions contained therein:
Parties: Alfred C. Keller and Roberta Keller, husband and wife and Green Brothers, a co-partnership
Recorded: May 25, 1950, Instrument No. 91548 in Book 131 at Page 553
8. Easement granted to Utah Power & Light Company, over the S2S2 Sec 11-4N-37E, recorded January 18, 1957, in Book 154 of Miscellaneous, page 617.
9. Easement granted to Utah Power & Light Company, over the S2SW4 Sec 11-4N-37E, recorded January 18, 1957, in Book 154 of Miscellaneous, page 618.
10. Easement granted to Utah Power & Light Company, over the S2SE4 Sec 10-4N-37E, recorded June 18, 1957, in Book 154 of Miscellaneous, page 619.
11. Easement granted to Utah Power & Light Company, over the SE4SE4 Sec 10-4N-37E, recorded May 18, 1961, in Book 166 of Miscellaneous, page 162.

12. Easement granted to Utah Power & Light Company, over SE4NE4 Sec 35, recorded November 19, 1970, as Instrument No. 156420.
13. Easement Deed Agreement upon the terms, conditions and provisions contained therein:
Parties: J. Neal Erickson and Veda M. Erickson, husband and wife, and Flood Control District No. 1 of Idaho
Recorded: April 26, 1972, Instrument No. 161635
14. Provisions in deed to Jefferson County Drainage District #1, recorded March 13, 1984, as Instrument No. 225811. (Section 11-4N-37E)
15. The following matters, and any covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason thereof, disclosed by survey recorded July 28, 2004, as Instrument No. 332928.
 - a. Cellar encroachment
16. Easement for electric power transmission, distribution and communication lines granted to PacifiCorp, an Oregon corporation, recorded October 27, 2008, as Instrument No. 372071.
17. Well Agreement upon the terms, conditions and provisions contained therein:
Parties: Delores Skaar, Louis Skaar and Sons, Inc., Matthew Lister and Shalynn Lister
Recorded: September 7, 1999, Instrument No. 299298
18. The following matters, and any covenants, conditions, restrictions, easements and rights, interests or claims which may exist by reason thereof, disclosed by survey recorded July 28, 2004, as Instrument No. 332928
 - a. Cellar encroachment
(Parcel 1)
19. Easement upon the terms, conditions and provisions contained herein:
Parties: Preston J. Skaar and Valley Environmental Protection, Inc.
Recorded: September 1, 2004, Instrument No. 333717
20. Provisions in deed to Preston J. Skaar and Darcy D. Skaar, recorded August 28, 2017, as Instrument No. 432198 (Parcel 1)
21. All matters, and any rights, easements, interests, or claims which may exist by reason thereof, disclosed by survey recorded September 6, 2017, as Instrument No. 432379. (Parcel 1 and 1A)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177

Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

February 12, 2019

FAE Holdings 494935R LLC
215 S State St Ste 380
Salt Lake City UT 84111

RE: Change of Ownership for Water Rights 1-10465 (Split into 1-10465 and 1-10682) and the following water rights not split 1-10463, 25-234, 25-235, 25-236 & 25-10725

Dear Water Right Holder:

The department acknowledges receipt of correspondence changing ownership and splitting the above referenced water right. The department has modified its records to reflect the changes and has enclosed computer-generated reports for your records.

Your portion of the water right has a specified point of diversion, nature of use and place of use. If you plan on changing any of these, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. If you do not plan on changing any items on your water right, then no further action is required at this time.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosures

cc: Justin Skaar
Duwayne Skaar
Water District 01
Water District 120
Bonneville Jefferson Ground Water District