

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 14 2018

Department of Water Resources
Eastern Region

Notice of Change in Water Right Ownership

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?
35-2148 OP	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Junior Funk Farms
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Brock + Tena Driscoll
New owner(s) as listed on the conveyance document

Name connector ☒ and ☐ or ☐ and/or2990 W 2000S

Mailing address

Aberdeen

City

ID

State

83210

ZIP

208-317-8170

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: 8/17/18

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: Tena Driscoll
Signature of new owner/claimant

Title, if applicable

Date

8/17/18

- Signature: Brock Driscoll
Signature of new owner/claimant

Title, if applicable

Date

8/17/18

For IDWR Office Use Only:

Received by JB Date 9/14/18Receipt No. E044372Receipt Amt. \$75 -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 JBProcessed by JBDate 9/18/2018\$25. for this app.

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LEGAL DESCRIPTION

A tract of land in the E $\frac{1}{2}$ SW $\frac{1}{4}$ and Government Lots 3 and 4 in Section 7, Township 6 South, Range 31 East of the Boise Meridian, Bingham County, Idaho, described as follows:

Beginning at the West quarter corner (W $\frac{1}{4}$) of said Section 7, which is marked with a 5/8" rebar and aluminum cap stamped PLS 5074;

Thence, N 89°09'06" E, along the East-West centerline of said Section, 1842.24 feet to the NE corner of the W $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$;

Thence, S 00°18'48" W, leaving said East-West centerline, along the East line of said W $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$, 2662.24 feet to a point on the South line of said Section 7;

Thence, S 88°54'40" W, along said South line, 36.22 feet;

Thence, N 01°05'20" W, leaving said South line, 225.00 feet to a 1/2" rebar and plastic cap stamped PLS 843;

Thence, S 88°54'40" W, 154.00 feet to a 1/2" rebar and plastic cap stamped PLS 843;

Thence, N 01°05'20" W, 175.00 feet;

Thence, S 88°54'40" W, 600.00 feet;

Thence, S 01°05'20" E, 100.04 feet;

Thence, S 88°54'40" W, 271.74 feet;

Thence, N 00°14'42" W, 250.00 feet;

Thence, S 88°54'40" W, 750.00 feet to a point on the West line of said Section 7;

Thence, N 00°14'42" W, along said West line, 2119.46 feet to the TRUE POINT OF BEGINNING, said tract containing 94.28 acres more or less.

Subject to a 30.00 foot easement for Moser Road and Funk Road.

THIS INSTRUMENT FILED FOR RECORD BY
FIRST AMERICAN TITLE COMPANY AS AN
ACCOMMODATION ONLY AND HAS NOT BEEN
EXAMINED AS TO ITS EXECUTION OR AS
TO ITS EFFECT UPON THE TITLE

Legal Exhibit B
QUITCLAIM DEED

For Value Received,

Heritage Farms, LLC

does hereby convey, release, remise and forever quit claim unto

Loraine D. Driscoll and Tamara D. Driscoll, husband and wife,

whose current address is

2370 Dean Sub Rd.
American Falls, ID 83211

all of their rights, title and interest in the following described premises, to-wit:

See Attached Exhibits A, B, and C.

Heritage Farms, LLC

Dated: 8-16-2018

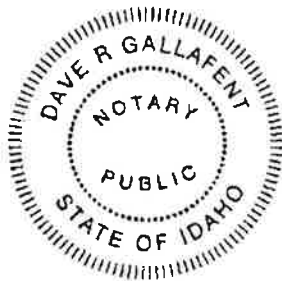
By: Dirk Driscoll
Dirk Driscoll, Authorized Manager

STATE OF IDAHO)
)ss.
COUNTY OF Bannock)

On this 16th day of August, 2018, before me, the undersigned, a Notary Public in and for said County and State, personally appeared **Dirk Driscoll**, known or identified to me to be the manager or member of the limited liability company that executed the within instrument or the person who executed the instrument on behalf of said limited liability company, and acknowledged to me that such limited liability company executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)



Dave R. Gallafent
NOTARY PUBLIC
Residing at: Pocatello, ID
Commission expires: 7/20/2024



PART OF THE NW¼ OF SECTION 30, TOWNSHIP 4 SOUTH, RANGE 32 E.B.M., BINGHAM COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 30 AND RUNNING THENCE S. 00°46'31" E. 208.71 FEET ALONG THE SECTION LINE; THENCE N. 89°34'09" E. 33.00 FEET TO THE EASTERLY RIGHT-OF-WAY OF A COUNTY ROAD, SAID POINT BEING THE TRUE POINT OF BEGINNING, AND RUNNING THENCE N. 89°34'09" E. 175.72 FEET; THENCE S. 87°50'13" E. 205.14 FEET; THENCE S. 89°03'35" E. 318.00 FEET; THENCE N. 00°56'25" E. 225.66 FEET; THENCE N. 09°34'09" E. 780.32 FEET; THENCE SOUTH 549.51 FEET; THENCE EAST 244.54 FEET TO THE APPROXIMATE CENTERLINE OF AN IRRIGATION CANAL; THENCE FOLLOWING THE MEANDERINGS OF SAID CANAL CENTERLINE THE FOLLOWING TEN (10) COURSES: S. 32°30'35" W. 122.87 FEET; THENCE S. 31°31'12" W. 215.76 FEET; THENCE S. 31°30'11" W. 154.65 FEET; THENCE S. 31°46'57" W. 124.92 FEET; THENCE S. 33°26'55" W. 56.62 FEET; THENCE S. 35°40'21" W. 114.10 FEET; THENCE S. 47°02'05" W. 95.98 FEET; THENCE S. 52°14'51" W. 124.94 FEET; THENCE S. 52°54'58" W. 47.43 FEET; THENCE S. 50°23'17" W. 266.23 FEET; THENCE N. 89°49'23" W. 872.44 FEET TO THE EASTERLY RIGHT-OF-WAY OF A COUNTY ROAD; THENCE N. 00°46'31" W. 1331.14 FEET ALONG SAID RIGHT-OF-WAY TO THE POINT OF BEGINNING.

PARCEL 2:

TOGETHER WITH AN EASEMENT FOR INGRESS, EGRESS AND MAINTENANCE OF AN IRRIGATION SYSTEM, 50 FEET IN WIDTH, LYING WESTERLY OF THE FOLLOWING DESCRIBED LINE:

COMMENCING AT THE NORTHWEST CORNER OF SECTION 30, TOWNSHIP 4 SOUTH, RANGE 32 E.B.M., BINGHAM COUNTY, IDAHO, AND RUNNING THENCE N. 89°34'09" E. 1938.72 FEET ALONG THE SECTION LINE TO THE APPROXIMATE CENTERLINE OF AN IRRIGATION CANAL, SAID POINT BEING THE TRUE POINT OF BEGINNING, AND RUNNING THENCE ALONG SAID CANAL CENTERLINE THE FOLLOWING SIX (6) COURSES: S. 17°00'25" W. 78.62 FEET; THENCE S. 15°26'37" W. 84.48 FEET; THENCE S. 15°22'07" W. 97.90 FEET; THENCE S. 20°42'11" W. 131.81 FEET; THENCE S. 30°56'40" W. 95.05 FEET; THENCE S. 32°30'35" W. 13.58 FEET.

together with all appurtenances, including but not limited the water rights provided by 46.49 shares of stock in the Aberdeen Springfield Canal Company ("Canal Co.") and associated rights in American Falls Reservoir District.



LEGAL DESCRIPTION

A tract of land in the E $\frac{1}{4}$ SW $\frac{1}{4}$ and Government Lots 3 and 4 in Section 7, Township 6 South, Range 31 East of the Boise Meridian, Bingham County, Idaho, described as follows:

Beginning at the West quarter corner (W $\frac{1}{4}$) of said Section 7, which is marked with a 5/8" rebar and aluminum cap stamped PLS 5074;

Thence, N 89°09'06" E, along the East-West centerline of said Section, 1842.24 feet to the NE corner of the W $\frac{1}{2}$ E $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence, S 00°18'48" W, leaving said East-West centerline, along the East line of said W $\frac{1}{2}$ E $\frac{1}{4}$ SW $\frac{1}{4}$, 2662.24 feet to a point on the South line of said Section 7;

Thence, S 88°54'40" W, along said South line, 36.22 feet;

Thence, N 01°05'20" W, leaving said South line, 225.00 feet to a 1/4" rebar and plastic cap stamped PLS 843;

Thence, S 88°54'40" W, 154.00 feet to a 1/4" rebar and plastic cap stamped PLS 843;

Thence, N 01°05'20" W, 175.00 feet;

Thence, S 88°54'40" W, 600.00 feet;

Thence, S 01°05'20" E, 100.04 feet;

Thence, S 88°54'40" W, 271.74 feet;

Thence, N 00°14'42" W, 250.00 feet;

Thence, S 88°54'40" W, 750.00 feet to a point on the West line of said Section 7;

Thence, N 00°14'42" W, along said West line, 2119.46 feet to the TRUE POINT OF BEGINNING, said tract containing 94.28 acres more or less.

Subject to a 30.00 foot easement for Moser Road and Funk Road.

together with all appurtenances including but not limited to. Idaho Department of Water Resources Water Right No. 35-02148.



Real property in the County of Bingham, State of Idaho, described as follows:

Parcel 2:

Part of the NW¼, Section 30, Township 6 South, Range 31 East, B.M. Bingham County, Idaho, described as:

Beginning at the Northwest corner of said Section 30;

Thence, S 89°04'32" E 773.32 feet along the North line of said section to the West line of a parcel and its extension as described in Deed Instrument No. 559703;

Thence, S 00°47'11" W 449.64 feet to the South line of said parcel;

Thence, S 88°02'51" E 117.00 feet along the South line of said parcel;

Thence, N 00°46'44" E 451.74 feet along the East line of said parcel and its extension to the North line of said Section 30;

Thence, S 89°04'32" E 564.85 feet along said North line;

Thence, S 00°32'10" W 677.94 feet to the Westerly line of the Aberdeen-Springfield High Line Canal;

Thence along said Canal for the following Twenty-seven (27) courses:

(1) N 71°32'07" W 81.60 feet; (2) Thence, N 83°12'54" W 107.46 feet;
(3) Thence, S 80°15'28" W 80.42 feet; (4) Thence, S 73°03'41" W 62.05 feet;
(5) Thence, S 67°32'26" W 79.32 feet; (6) Thence, S 61°31'13" W 79.32 feet;
(7) Thence, S 48°46'30" W 79.73 feet; (8) Thence, S 35°33'49" W 83.32 feet;
(9) Thence, S 29°40'04" W 77.19 feet; (10) Thence, S 24°56'54" W 93.84 feet;
(11) Thence, S 20°02'42" W 86.03 feet; (12) Thence, S 13°17'51" W 80.01 feet;
(13) Thence, S 11°27'19" W 69.67 feet; (14) Thence, S 13°35'57" W 101.36 feet;
(15) Thence, S 23°26'53" W 448.02 feet; (16) Thence, S 24°10'22" W 361.46 feet;
(17) Thence, S 22°54'53" W 72.23 feet; (18) Thence, S 16°30'11" W 51.08 feet;
(19) Thence, S 13°37'33" W 65.83 feet; (20) Thence, S 12°42'40" W 91.87 feet;
(21) Thence, S 22°05'26" W 28.55 feet; (22) Thence, S 27°25'11" W 30.71 feet;
(23) Thence, S 32°11'49" W 29.32 feet; (24) Thence, S 42°29'23" W 31.61 feet;
(25) Thence, S 52°10'42" W 28.31 feet; (26) Thence, S 54°08'31" W 34.13 feet;
(27) Thence, S 55°37'42" W 298.67 feet to the East-West ¼ line of said Section 30;
Thence, N 88°44'52" W 18.85 feet along East-West ¼ line to the West ¼ corner of said Section;
Thence N 01°30'56" E 2678.83 feet along the West line of said Section to the Point of Beginning.

Parcel 3:

Part of the NW¼ and NE¼, Section 30, Township 6 South, Range 31 East, B.M. Bingham County, Idaho, described as:

Commencing at the Northwest corner of said section 30;

Thence, S 89°04'32" E 2489.70 feet along the North line of said section to the Point of Beginning.

Thence, S 89°04'32" E 1255.83 feet to the North 1/16th corner of said Section;

Thence, S 00°45'57" W 2700.36 feet to the East-West ¼ line of said Section;

Thence, N 88°44'52" W 3698.99 feet along said East-West ¼ line to the Easterly line of the Aberdeen- Springfield High Line Canal;

Thence, along said canal for the following forty (40) courses:

(1) N 55°15'05" E 248.13 feet; (2) Thence, N 54°08'31" E 35.07 feet;
(3) Thence, N 52°10'42" E 31.87 feet; (4) Thence, N 42°29'23" E 37.73 feet;
(5) Thence, N 32°11'49" E 33.94 feet; (6) Thence, N 27°25'11" E 33.80 feet;
(7) Thence, N 22°05'26" E 33.05 feet; (8) Thence, N 12°42'40" E 94.46 feet;
(9) Thence, N 13°37'33" E 64.67 feet; (10) Thence, N 16°30'11" E 48.24 feet;
(11) Thence, N 22°54'53" E 69.89 feet; (12) Thence, N 24°10'22" E 361.30 feet;
(13) Thence, N 23°26'53" E 451.25 feet; (14) Thence, N 13°35'57" E 105.03 feet;
(15) Thence, N 11°27'19" E 69.77 feet; (16) Thence, N 13°17'51" E 77.38 feet;
(17) Thence, N 20°02'42" E 82.47 feet; (18) Thence, N 24°56'54" E 90.90 feet;
(19) Thence, N 29°40'04" E 73.95 feet; (20) Thence, N 35°33'49" E 77.47 feet;
(21) Thence, N 48°46'30" E 75.68 feet; (22) Thence, N 62°12'45" E 69.55 feet;

(23) Thence, N 67°32'26" E 76.00 feet; (24) Thence, N 73°03'41" E 58.16 feet;
(25) Thence, N 80°15'28" E 73.13 feet; (26) Thence, S 83°12'54" E 99.34 feet;
(27) Thence, S 73°17'40" E 139.68 feet; (28) Thence, S 82°04'41" E 27.40 feet;
(29) Thence, N 84°33'05" E 28.52 feet; (30) Thence, N 68°03'57" E 24.95 feet;
(31) Thence, N 50°05'37" E 23.98 feet; (32) Thence, N 38°27'01" E 68.80 feet;
(33) Thence, N 26°48'21" E 196.81 feet; (34) Thence, N 19°26'58" E 178.75 feet;
(35) Thence, N 20°57'00" E 57.03 feet; (36) Thence, N 32°25'31" E 56.68 feet;
(37) Thence, N 34°28'37" E 52.77 feet; (38) Thence, N 41°23'25" E 44.36 feet;
(39) Thence, N 50°31'35" E 71.94 feet; (40) Thence N 58°41'43" E 137.36 feet to the North
line of said Section 30;
Thence along said North line S 89°04'32" E 420.64 feet to the Point of Beginning.

The water rights appurtenant to parcels 2 and 3 above are limited to 191 shares of stock in the Aberdeen-Springfield Canal Co. and associated rights in American Falls Reservoir District. (collectively, "Water Shares"). Transferor retains all other water rights appurtenant to the property including, but not limited to, Water Right Nos. 35-2112 and 35-8084, as well as any shares of stock in the Aberdeen-Springfield Canal Co. over and above the 191 Water Shares that remain appurtenant to the property.

Legal- Tract K

Instrument # 650704
BINGHAM COUNTY
7-1-2013 04:04:44 No. of Pages: 5
Recorded for : 21342 MERRILL & MERRILL CHARTER
SARA J. STAUB Fee: 22.06
Ex-Officio Recorder Deputy Omick

QUITCLAIM DEED

For Value Received,

Driscoll Brothers Partnership, an Idaho partnership ("Transferor"),

does hereby convey, release, remise and forever quit claim unto

Heritage Farms, LLC ("Transferee"),

all of the undersigned's rights, title and interest in those parcels of land located in Bingham County as described in the attached Exhibit A.

Transferee's current address is as follows:

Heritage Farms, LLC
P. O. Box 10
American Falls, ID 83211

Driscoll Brothers Partnership

Dated: 6-28-13

By: Loraine Driscoll

STATE OF IDAHO)
COUNTY OF Bannock :ss

On this 28th day of June, 2013, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Loraine Driscoll, known or identified to me to be one of the Partners in the partnership of **Driscoll Brothers Partnership**, and the partner who subscribed said partnership name to the foregoing instrument and acknowledged to me that such partnership executed the same in said partnership name.



IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Doreen Halliday
NOTARY PUBLIC STATE OF IDAHO
Residing at: Pocatello
Commission expires: 7/20/15



Real property in the County of Bingham, State of Idaho, described as follows:

TRACT A:

**TOWNSHIP 4 SOUTH, RANGE 31 E.B.M., BINGHAM COUNTY, IDAHO
SECTION 27: SW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPTING THEREFROM: BEGINNING AT THE SE CORNER OF SAID
SW $\frac{1}{4}$ SE $\frac{1}{4}$, AND RUNNING THENCE NORTH 580 FEET, THENCE WEST 320 FEET, THENCE
SOUTH 580 FEET, THENCE EAST 320 FEET TO THE POINT OF BEGINNING.**

**ALSO: SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, EXCEPTING THEREFROM: BEGINNING AT THE
S $\frac{1}{4}$ CORNER OF SAID SECTION 27, AND RUNNING THENCE NORTH 660 FEET, THENCE WEST
300 FEET, THENCE SOUTH 660 FEET, THENCE EAST 300 FEET TO THE POINT OF BEGINNING.**

TRACT B:

**TOWNSHIP 6 SOUTH, RANGE 30 E.B.M., BINGHAM COUNTY, IDAHO
SECTION 28: S $\frac{1}{2}$ SW $\frac{1}{4}$, EXCEPT: ROAD RIGHT-OF-WAY ON THE SOUTH AND WEST SIDES
THEREOF.**

TRACT C:

**TOWNSHIP 6 SOUTH, RANGE 30 E.B.M., BINGHAM COUNTY, IDAHO
SECTION 28: N $\frac{1}{2}$**

TRACT D:

**TOWNSHIP 5 SOUTH, RANGE 31 E.B.M., BINGHAM COUNTY, IDAHO
SECTION 2: NE $\frac{1}{4}$**

TRACT E:

**TOWNSHIP 6 SOUTH, RANGE 30 E.B.M., BINGHAM COUNTY, IDAHO
SECTION 25: LOTS 1, 2, 3, AND 4; W $\frac{1}{2}$ E $\frac{1}{2}$; NW $\frac{1}{4}$, EXCEPT BEGINNING AT THE SW CORNER
OF THE SE $\frac{1}{4}$, THENCE NORTH 350 FEET; THENCE EAST 255 FEET; THENCE SOUTH 350 FEET;
THENCE WEST 255 FEET TO THE POINT OF BEGINNING, ALSO EXCEPT BEGINNING AT THE
SE CORNER OF SAID SECTION 25, THENCE N. 1°34'15" E. 68.73 FEET TO THE SW CORNER OF
SECTION 30, TOWNSHIP 6 SOUTH, RANGE 31; THENCE N. 0°59' E. ALONG THE EAST LINE OF
SAID SECTION 25 A DISTANCE OF 525.00 FEET; THENCE N. 89°01' W. 213.45 FEET; THENCE
S. 29°59' W. 187.63 FEET; THENCE S. 34°18'56" W. 529.78 FEET TO THE SOUTH LINE OF
SAID SECTION 25; THENCE N. 89°43'44" E. ALONG SAID SOUTH LINE 594.84 FEET TO THE
POINT OF BEGINNING. ALSO EXCEPT: COMMENCING AT THE SOUTHEAST CORNER OF SAID
SECTION 25, POINT BEING MARKED WITH A 5/8" REBAR WITH ALUMINUM CAP STAMPED
PLS 843; THENCE, N01°01'35"E, ALONG THE EAST LINE OF SAID SECTION, 450.87 FEET TO
THE TRUE POINT OF BEGINNING; THENCE, S89°45'30"W, LEAVING SAID EAST LINE, 235.83
FEET TO A 1/2" REBAR WITH PLASTIC CAP STAMPED PLS 843; THENCE, N34°09'24"W, 49.25
FEET TO THE NORTHEAST CORNER OF A PARCEL OF LAND SHOWN ON RECORD OF SURVEY
INSTRUMENT NO. 630018, SAID POINT BEING MARKED WITH A 1/2" REBAR WITH PLASTIC
CAP STAMPED PLS 843; THENCE, S89°45'38"W, ALONG THE NORTH LINE OF SAID PARCEL,
53.20 FEET TO A 1/2" REBAR WITH PLASTIC CAP STAMPED PLS 843; THENCE, N01°01'35"E,
LEAVING SAID NORTH LINE, 480.64 FEET TO A 1/2" REBAR WITH PLASTIC CAP STAMPED PLS
843; THENCE, N89°45'30"E, 317.41 FEET TO A POINT ON THE EAST LINE OF SAID SECTION
25; THENCE, S01°01'35"W, ALONG THE EAST LINE OF SAID SECTION, 521.53 FEET TO THE
TRUE POINT OF BEGINNING.**

TRACT F:

**A TRACT OF LAND IN THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 25, TOWNSHIP 6 SOUTH, RANGE 30 E.B.M.,
BINGHAM COUNTY, IDAHO, DESCRIBED AS FOLLOWS:
BEGINNING AT THE SE CORNER OF SAID SECTION 25; THENCE N. 1°34'15" E. 68.73 FEET TO
THE SW CORNER OF SECTION 30, TOWNSHIP 6 SOUTH, RANGE 31 E.B.M., BINGHAM
COUNTY, IDAHO; THENCE N. 0°59' E. ALONG THE E. LINE OF SAID SECTION 25, A DISTANCE
OF 525.00 FEET; THENCE N. 89°01' W. 213.45 FEET; THENCE S. 29°59' W. 187.63 FEET;
THENCE S. 34°18'56" W. 529.78 FEET TO THE SOUTH LINE OF SAID SECTION 25; THENCE N.**

89°43'44" E. ALONG SAID SOUTH LINE 594.84 FEET TO THE POINT OF BEGINNING.

EXCEPT: BEGINNING AT THE SE CORNER OF SAID SECTION 25; THENCE N. 1°38'06" E. ALONG THE EAST LINE OF SAID SECTION 25 A DISTANCE OF 68.67 FEET TO THE CORNER COMMON TO SECTIONS 30 AND 31 OF TOWNSHIP 6 SOUTH, RANGE 31 E.B.M.; THENCE N. 1°00'47" E. CONTINUING ALONG SAID EAST SECTION LINE 140.80 FEET; THENCE N. 87°05'45" W. 70.00 FEET; THENCE N. 1°05'15" E. 5.00 FEET; THENCE N. 87°05'45" W. 214.70 FEET; THENCE S. 4°12'48" W. 230.72 FEET; THENCE N. 89°45'30" E. ALONG THE SOUTH LINE OF SAID SECTION 25 A DISTANCE OF 296.69 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING: COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 25, POINT BEING MARKED WITH A 5/8" REBAR WITH ALUMINUM CAP STAMPED PLS 843; THENCE, N. 01°01'35" E. ALONG THE EAST LINE OF SAID SECTION, 450.87 FEET TO THE TRUE POINT OF BEGINNING; THENCE, S. 89°45'30" W., LEAVING SAID EAST LINE, 235.75 FEET TO A 1/2" REBAR WITH PLASTIC CAP STAMPED PLS 843; THENCE, N. 34°09'24" W., 49.32 FEET TO THE NORTHEAST CORNER OF A PARCEL OF LAND SHOWN ON RECORD OF SURVEY INSTRUMENT NO. 630018, SAID POINT BEING MARKED WITH A 1/2" REBAR WITH PLASTIC CAP STAMPED PLS 843; THENCE, S. 89°45'38" W., ALONG THE NORTH LINE OF SAID PARCEL, 53.24 FEET TO A 1/2" REBAR WITH PLASTIC CAP STAMPED PLS 843; THENCE, N. 01°01'35" E., LEAVING SAID NORTH LINE, 480.58 FEET TO A 1/2" REBAR WITH PLASTIC CAP STAMPED PLS 843; THENCE, N. 89°45'30" E., 317.41 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 25; THENCE, S. 01°01'35" W., ALONG THE EAST LINE OF SAID SECTION, 521.53 FEET TO THE TRUE POINT OF BEGINNING.

TRACT G:

TOWNSHIP 6 SOUTH, RANGE 31 E.B.M., BINGHAM COUNTY, IDAHO
SECTION 30: W 1/4 NE 1/4; E 1/2 NW 1/4; AND THAT PORTION OF LOTS 1 AND 2 LYING NORTH AND WEST OF THE ABERDEEN-SPRINGFIELD HIGH LINE CANAL, AND THAT PORTION OF LOTS 1 AND 2 LYING SOUTH AND EAST OF THE ABERDEEN-SPRINGFIELD HIGH LINE CANAL.
EXCEPTING: A PARCEL OF LAND IN THE NW 1/4 NW 1/4 OF SECTION 30, TOWNSHIP 6 SOUTH, RANGE 31 E.B.M., BINGHAM COUNTY IDAHO DESCRIBED AS FOLLOWS: COMMENCING AT THE NW CORNER OF SECTION 30; THENCE S. 89°33'15" E. ALONG THE NORTH LINE OF SAID SECTION 30, A DISTANCE OF 773.32 FEET; THENCE S. 00°26'45" W., LEAVING SAID NORTH LINE 23.48 FEET TO THE TRUE POINT OF BEGINNING, SAID POINT BEING A POINT ON THE APPARENT CENTERLINE OF GAMBLE ROAD; THENCE S. 88°31'34" E. ALONG SAID CENTERLINE 117.00 FEET; THENCE S. 00°18'01" W. LEAVING SAID CENTERLINE 426.16 FEET; THENCE N. 88°31'34" W. 117.00 FEET; THENCE N. 00°18'01" E. 426.16 FEET TO THE TRUE POINT OF BEGINNING. SUBJECT TO AN EASEMENT FOR ROAD RIGHT-OF-WAY 25.00 FEET IN WIDTH, DESCRIBED AS THE NORTH 25 FEET OF THE ABOVE DESCRIBED PARCEL OF LAND.

TRACT H:

A PORTION OF THE SW 1/4 SE 1/4 OF SECTION 28, TOWNSHIP 5 SOUTH, RANGE 31 E.B.M., BINGHAM COUNTY, IDAHO, DESCRIBED AS: BEGINNING AT THE S 1/4 CORNER OF SAID SECTION 28; AND RUNNING THENCE ON A MEANDER LINE S. 89°52' E. 271 FEET; THENCE N. 0°32' W. 486 FEET; THENCE N. 19°24' E. 242.5 FEET; THENCE W. 346.7 FEET; THENCE S. 0°24' W. 714.1 FEET, MORE OR LESS, TO THE POINT OF BEGINNING; EXCEPTING THEREFROM THE W. 25 FEET FOR ROAD.

TRACT I:

TOWNSHIP 6 SOUTH, RANGE 30 EAST BOISE MERIDIAN, BINGHAM COUNTY, IDAHO;
SECTION 14: NORTHEAST 1/4
SECTION 13: NORTH 1/2
EXCEPTING THEREFROM;
A TRACT OF LAND IN THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 OF SECTION 13, TOWNSHIP 6 SOUTH, RANGE 30 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS FOLLOWS;
COMMENCING AT THE NORTHWEST CORNER OF SAID NORTHWEST 1/4 OF THE NORTHEAST 1/4 (NORTH 1/4 CORNER), WHICH IS MARKED WITH A 5/8" REBAR AND ALUMINUM CAP STAMPED PLS 806; THENCE NORTH 89°34'46" EAST ALONG THE NORTH LINE OF SAID SECTION, 230.00 FEET TO THE TRUE POINT OF BEGINNING.

THENCE NORTH 89°34'46" EAST CONTINUING ALONG SAID NORTH LINE, 407.00 FEET;
THENCE SOUTH 00°02'07" EAST LEAVING SAID NORTH LINE, 367.00 FEET TO A ½" REBAR
AND PLASTIC CAP STAMPED PLS 843;
THENCE SOUTH 89°34'46" WEST 407.00 FEET TO A ½" REBAR AND PLASTIC CAP STAMPED
PLS 843; THENCE NORTH 00°02'07" WEST, 367.00 FEET TO THE TRUE POINT OF
BEGINNING.
SUBJECT TO A 30.00 FOOT EASEMENT FOR THE SOUTH SIDE OF FUNK ROAD (A COUNTY
ROAD) AND DESCRIBED AS THE NORTHERLY 30.00 FEET OF THE ABOVE DESCRIBED TRACT.

TRACT J:

A TRACT OF LAND IN THE SW¼ OF SECTION 7, TOWNSHIP 6 SOUTH, RANGE 31 E.B.M.,
BINGHAM COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE S. LINE OF SAID SECTION 7, FROM WHICH THE S¼
CORNER OF SAID SECTION BEARS N. 89°15'19" E. 814.00 FEET; THENCE N. 0°44'41" W.
400.00 FEET; THENCE S. 89°15'19" W. 600.00 FEET; THENCE S. 0°44'41" E. 400.00 FEET, TO
THE SOUTH LINE OF SAID SECTION; THENCE N. 89°15'19" E. ALONG SAID SOUTH LINE
600.00 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM: TOWNSHIP 6 SOUTH, RANGE 31 E.B.M., BINGHAM COUNTY,
IDAHO, SECTION 7: A TRACT OF LAND IN THE S½SW¼, MORE PARTICULARLY DESCRIBED
AS FOLLOWS: BEGINNING AT A POINT ON THE SOUTH LINE OF SAID S½SW¼, FROM
WHICH THE S¼ CORNER OF SAID SECTION BEARS N. 89°15'19" E. 814.00 FEET; THENCE N.
0°44'41" W. 165.00 FEET; THENCE N. 89°15'19" E. 154.00 FEET; THENCE N. 0°44'41" W.
60.00 FEET; THENCE S. 89°15'19" W. 250.00 FEET; THENCE S. 48°28'53" W. 145.46 FEET;
THENCE S. 00°44'41" E. 130.00 FEET TO THE SOUTH LINE OF SAID S½SW¼; THENCE N.
89°15'19" E. 206.16 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM THAT PORTION OF THE FOLLOWING DESCRIBED PARCEL
LYING WITHIN THE BOUNDARIES OF SUBJECT PROPERTY: A PARCEL OF LAND LOCATED IN
THE SW¼ OF SECTION 7, TOWNSHIP 6 SOUTH, RANGE 31 E.B.M., BINGHAM COUNTY,
IDAHO, DESCRIBED AS FOLLOWS: COMMENCING AT A POINT ON THE SOUTH BOUNDARY
LINE OF SAID SECTION 7, WHICH SAID POINT IS 750 FEET EAST OF THE SW CORNER OF
SAID SECTION, THE TRUE POINT OF BEGINNING; THENCE E. ALONG THE SOUTH BOUNDARY
OF SAID SECTION A DISTANCE OF 300 FEET; THENCE N. A DISTANCE OF 300 FEET; THENCE
W. A DISTANCE OF 300 FEET; THENCE S. A DISTANCE OF 300 FEET TO THE POINT OF
BEGINNING.

TRACT K:

A TRACT OF LAND IN THE E½SW¼ AND GOVERNMENT LOTS 3 AND 4 IN SECTION 7,
TOWNSHIP 6 SOUTH, RANGE 31 E.B.M., BINGHAM COUNTY, IDAHO, DESCRIBED AS
FOLLOWS:

BEGINNING AT THE W¼ CORNER OF SAID SECTION 7, WHICH IS MARKED WITH A 5/8"
REBAR AND ALUMINUM CAP STAMPED PLS 5074; THENCE N. 89°09'06" E. ALONG THE EAST-
WEST CENTERLINE OF SAID SECTION, 1,842.24 FEET TO THE NORTHEAST CORNER OF THE
W½E½SW¼; THENCE S. 00°18'48" W. LEAVING SAID EAST-WEST CENTERLINE, ALONG THE
EAST LINE OF SAID W½E½SW¼, 2,662.24 FEET TO A POINT ON THE SOUTH LINE OF SAID
SECTION 7; THENCE S. 88°54'40" W. ALONG SAID SOUTH LINE, 36.22 FEET; THENCE N.
01°05'20" W., LEAVING SAID SOUTH LINE, 225.00 FEET TO A ½" REBAR AND PLASTIC CAP
STAMPED PLS 843; THENCE S. 88°54'40" W. 154.00 FEET TO A ½" REBAR AND PLASTIC CAP
STAMPED PLS 843; THENCE N. 01°05'20" W. 175.00 FEET; THENCE S. 88°54'40" W. 600.00
FEET; THENCE S. 01°05'20" E. 100.04 FEET; THENCE S. 88°54'40" W. 271.74 FEET; THENCE
N. 00°14'42" W. 250.00 FEET; THENCE S. 88°54'40" W. 750.00 FEET TO A POINT ON THE
WEST LINE OF SAID SECTION 7; THENCE N. 00°14'42" W. ALONG SAID WEST LINE, 2,119.46
FEET TO THE TRUE POINT OF BEGINNING.

TRACT L:

TOWNSHIP 6 SOUTH, RANGE 31 E.B.M., BINGHAM COUNTY, IDAHO
SECTION 20: E½SE¼, EXCEPT STATE HIGHWAY 39.

TRACT M:

PARCEL 1:

PART OF THE NW¼ OF SECTION 30, TOWNSHIP 4 SOUTH, RANGE 32 E.B.M., BINGHAM
COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 30 AND RUNNING THENCE S. 00°46'31" E. 208.71 FEET ALONG THE SECTION LINE; THENCE N. 89°34'09" E. 33.00 FEET TO THE EASTERLY RIGHT-OF-WAY OF A COUNTY ROAD, SAID POINT BEING THE TRUE POINT OF BEGINNING, AND RUNNING THENCE N. 89°34'09" E. 175.72 FEET; THENCE S. 87°50'13" E. 205.14 FEET; THENCE S. 89°03'35" E. 318.00 FEET; THENCE N. 00°56'25" E. 225.66 FEET; THENCE N. 89°34'09" E. 780.32 FEET; THENCE SOUTH 549.51 FEET; THENCE EAST 244.54 FEET TO THE APPROXIMATE CENTERLINE OF AN IRRIGATION CANAL; THENCE FOLLOWING THE MEANDERINGS OF SAID CANAL CENTERLINE THE FOLLOWING TEN (10) COURSES: S. 32°30'35" W. 122.87 FEET; THENCE S. 31°31'12" W. 215.76 FEET; THENCE S. 31°30'11" W. 154.65 FEET; THENCE S. 31°46'57" W. 124.92 FEET; THENCE S. 33°26'55" W. 56.62 FEET; THENCE S. 36°40'21" W. 114.10 FEET; THENCE S. 47°02'05" W. 95.98 FEET; THENCE S. 52°14'51" W. 124.94 FEET; THENCE S. 52°54'58" W. 47.43 FEET; THENCE S. 50°23'17" W. 266.23 FEET; THENCE N. 89°49'23" W. 872.44 FEET TO THE EASTERLY RIGHT-OF-WAY OF A COUNTY ROAD; THENCE N. 00°46'31" W. 1331.14 FEET ALONG SAID RIGHT-OF-WAY TO THE POINT OF BEGINNING.

PARCEL 2:

TOGETHER WITH AN EASEMENT FOR INGRESS, EGRESS AND MAINTENANCE OF AN IRRIGATION SYSTEM, 50 FEET IN WIDTH, LYING WESTERLY OF THE FOLLOWING DESCRIBED LINE:

COMMENCING AT THE NORTHWEST CORNER OF SECTION 30, TOWNSHIP 4 SOUTH, RANGE 32 E.B.M., BINGHAM COUNTY, IDAHO, AND RUNNING THENCE N. 89°34'09" E. 1988.72 FEET ALONG THE SECTION LINE TO THE APPROXIMATE CENTERLINE OF AN IRRIGATION CANAL, SAID POINT BEING THE TRUE POINT OF BEGINNING, AND RUNNING THENCE ALONG SAID CANAL CENTERLINE THE FOLLOWING SIX (6) COURSES: S. 17°00'25" W. 78.62 FEET; THENCE S. 15°26'37" W. 84.48 FEET; THENCE S. 15°22'07" W. 97.90 FEET; THENCE S. 20°42'11" W. 131.81 FEET; THENCE S. 30°56'40" W. 95.05 FEET; THENCE S. 32°30'35" W. 13.58 FEET.

650704

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific/P.O. Box 868
Blackfoot, ID 83221



Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **316433-B (vb)**

Date: **November 10, 2010**

For Value Received, **Jr. Funk Farms Partnership and Driscoll Brothers Partnership, as their interests appear of record**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Driscoll Brothers Partnership, an Idaho general partnership**, hereinafter called the Grantee, whose current address is **2250 S 3200 W, Aberdeen, ID 83210**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

A TRACT OF LAND IN THE E $\frac{1}{2}$ SW $\frac{1}{4}$ AND GOVERNMENT LOTS 3 AND 4 IN SECTION 7, TOWNSHIP 6 SOUTH, RANGE 31 E.B.M., BINGHAM COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

**BEGINNING AT THE W $\frac{1}{4}$ CORNER OF SAID SECTION 7, WHICH IS MARKED WITH A 5/8" REBAR AND ALUMINUM CAP STAMPED PLS 5074;
THENCE N. 89°09'06" E. ALONG THE EAST-WEST CENTERLINE OF SAID SECTION, 1,842.24 FEET TO THE NORTHEAST CORNER OF THE W $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$;
THENCE S. 00°18'48" W. LEAVING SAID EAST-WEST CENTERLINE, ALONG THE EAST LINE OF SAID W $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$, 2,662.24 FEET TO A POINT ON THE SOUTH LINE OF SAID SECTION 7;
THENCE S. 88°54'40" W. ALONG SAID SOUTH LINE, 36.22 FEET;
THENCE N. 01°05'20" W., LEAVING SAID SOUTH LINE, 225.00 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843;
THENCE S. 88°54'40" W. 154.00 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843;
THENCE N. 01°05'20" W. 175.00 FEET;
THENCE S. 88°54'40" W. 600.00 FEET;
THENCE S. 01°05'20" E. 100.04 FEET;
THENCE S. 88°54'40" W. 271.74 FEET;
THENCE N. 00°14'42" W. 250.00 FEET;
THENCE S. 88°54'40" W. 750.00 FEET TO A POINT ON THE WEST LINE OF SAID SECTION 7;
THENCE N. 00°14'42" W. ALONG SAID WEST LINE, 2,119.46 FEET TO THE TRUE POINT OF BEGINNING.**

SUBJECT TO A 30 FOOT EASEMENT FOR MOSER ROAD AND FUNK ROAD.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

625053

Date: 11/10/2010

Warranty Deed
- continued

File No.: 316433-B (vb)

Jr. Funk Farms Partnership

By: [Signature]
Elmer A. Funk, Jr., Partner

By: [Signature]
Gary Funk, Partner

By: [Signature]
Mike Funk, Partner

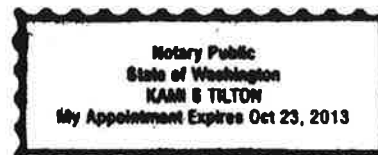
Driscoll Brothers Partnership

By: [Signature]
W. Brock Driscoll, Partner

STATE OF Washington)
SS.)
COUNTY OF Clark)

On this **November 29**, 2010, before me, a Notary Public in and for said State, personally appeared **Elmer A. Funk, Jr.**, known or identified to me to be one of the partners in the partnership of **Jr. Funk Farms Partnership**, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

[Signature]
Notary Public of Washington
Residing at: Vancouver
Commission Expires: Oct. 23, 2013



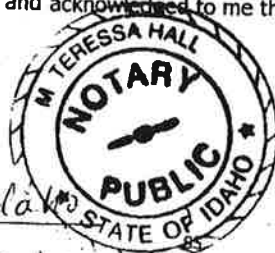
Date: 11/10/2010

Warranty Deed
- continued

File No.: 316433-B (vb)

STATE OF Idaho)
COUNTY OF Bingham)
SS.)

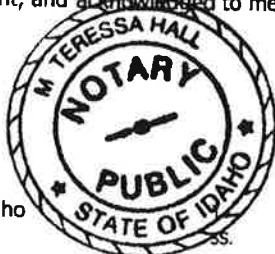
On this November 31st, 2010, before me, a Notary Public in and for said State, personally appeared **Gary Funk**, known or identified to me to be one of the partners in the partnership of **Jr. Funk Farms Partnership**, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.



M. Teresa Hall
Notary Public of Idaho
Residing at: Blackfoot ID
Commission Expires: 8/24/13

STATE OF Idaho)
COUNTY OF Bingham)
SS.)

On this November 31, 2010, before me, a Notary Public in and for said State, personally appeared **Mike Funk**, known or identified to me to be one of the partners in the partnership of **Jr. Funk Farms Partnership**, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.



M. Teresa Hall
Notary Public of Idaho
Residing at: Blackfoot ID
Commission Expires: 8/24/13

STATE OF Idaho)
COUNTY OF Bingham)
SS.)

On this November 12th, 2010, before me, a Notary Public in and for said State, personally appeared **W. Brock Driscoll**, known or identified to me to be one of the partners in the partnership of **Driscoll Brothers Partnership**, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.



L. Michelle Prang
Notary Public of Idaho
Residing at: Blackfoot, ID
Commission Expires: 08/28/2012

Aerial Map



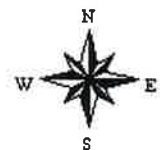
map center: 42° 54' 37.86, -112° 53' 6.74

0ft 561ft 1122ft

white border is place of use
7-6S-31E

Bingham County
Idaho

Maps Provided By:
surety
CUSTOMIZED ONLINE MAPPING
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7/31/2018



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

September 21, 2018

BROCK DRISCOLL
TENA DRISCOLL
2990 W 2000 S
ABERDEEN ID 83210-1841

Re: Change in Ownership for Water Right No(s): 35-2148

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned 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 Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 525-7161.

Sincerely,

Jonie Barg
Technical Records Spec I

Enclosure(s)

cc: WATER DISTRICT 120
ABERDEEN AMERICAN FALLS GROUND WATER DISTRICT
IDAHO AG CREDIT FLCA