

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 81915**RECEIVED**

AUG 02 2017

Department of Water Resources
Eastern Region

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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 www.idwr.idaho.gov.

Name of Applicant(s) 2W Lands, 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 www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ ☐ #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 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: _____

AMENDEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1****RECEIVED
DEC 01 2017**Department of Water Resources
Eastern Region

Name of Applicant(s) 2W Lands, LLC Phone 208-540-1711

Mailing address 1796 W Tabor Rd Blackfoot, ID 83221 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.

Byron Wood _____ 12-1-17
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 ownership change
- 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.2**.

Water right put on state lease land in error, and the State of Idaho does not want the water. The water rights went through an ownership change and split in 2013, and this transfer will reverse the split, and move the 3-acres on state land to Applicant's property.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

AMENDED

RECEIVED

DEC 01 2017

Department of Water Resources
Eastern Region

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 ☐ ☐	35-2420	5.45	IRRIGATION	04/01 to 11/01	GROUNDWATER
☐ ☐	35-7768	1.63	IRRIGATION	04/01 to 10/31	GROUNDWATER
☐ ☐	35-8926	5.19	IRRIGATION	04/01 to 10/31	GROUNDWATER
☐ ☐	35-11213	0.3	IRRIGATION	04/01 to 10/31	GROUNDWATER
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 7.15 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed .04 cubic feet per second and/or 1.2 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	
01S	33E	19												23			18		41
01S	33E	30			27	13	26	25	26	40	40	26	13	37	38	40	40	35	426
01S	33E	31	40	37	4	28	12												121
Total Acres (for irrigation use)																			588

Byron Wood

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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AUG 02 2017

Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) 2W Lands LLC Phone 208-540-1711

Mailing address 1796 W Tabor Rd Blackfoot, Id 83221 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.

2W Lands LLC
Byron Wood
Signature of Applicant or Authorized Representative

Byron Wood (Mg)
Print Name and Title if applicable
8-2-17
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other ownership change
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.2**.

Water right put on State lease in error - State
didn't want it on State ground so we changed
ownership & place of use

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 ☒ ☐	35-2420	.03	IRRIGATION	04/01 to 11/01	GROUND WATER
☒ ☐	35-7768	.01	IRRIGATION	04/01 to 10/31	GROUND WATER
☒ ☐	35-8926	.03	IRRIGATION	04/01 to 10/31	GROUND WATER
☒ ☐	35-11213	.01	IRRIGATION	04/01 to 10/31	GROUND WATER
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights .04 cfs and/or 12.0 acre-feet.

2. Total amount of water proposed to be transferred or changed _____ cubic feet per second and/or _____ 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	
01S	33E	30			3.0														3.0
Total Acres (for irrigation use)																			3.0

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:

N/A

- 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: NO

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:

- 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:

- 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
Proof Report

8/2/2017

Water Right 35-2420

Owner Type **Name and Address**
Current Owner EASTERN IDAHO PRODUCTION CREDIT ASSN
188 W JUDICIAL
PO BOX 985
BLACKFOOT, ID 83221
(208) 785-1510

Priority Date: 4/22/1955

Basis: Decreed

Status: Active

Source
GROUND WATER
3.0

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.030 CFS	
	<u>Total Diversion</u>		0.030 CFS	

Source and Point(s) of Diversion

GROUND WATER SENW Sec. 30, Twp 01S, Rge 33E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	33E	19											3.0 L4						3.0

Right Acre Limit: 1.7

POU Total Acres: 3.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF .04 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 12.0 AF. COMBINED RIGHT NOS.: 35-07768, 35-11213
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1.7 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 3.0 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-07768, 35-11213
4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/2/2017

5. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-07768, 35-11213 RIGHT NO. 35-11213 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.

Comments:

1. AJU10-DS 7/16/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C12 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
2. kpickett 10/5/2005 POD
Correlated PODID 227735 from SpatialDataID 226115 to SpatialDataID 226139
3. Ownership Change 1/31/2013 Split
Water right 35-2420 was split into 35-2420 and 35-14321
4. bjordan 1/31/2013 POU
Updated Shape

Dates and Other Information

Decreed Date: 1/31/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 120
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.040	12.0	3.0
35-11213 ,35-7768 ,35-2420		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.040	12.0	3.0
35-8926 ,35-7768 ,35-2420		

SubCase:

SubCaseNumber: 35-2420
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date: 11/13/2001
Attorney Assigned: SARA C DENISTON
Adjudication Agent:
Basis of Claim:
Date Filed: 11/20/1998
Objection Status: Active

Water Supply Bank:

N/A

8/2/2017

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EASTERN IDAHO PRODUCTION CREDIT ASSN 188 W JUDICIAL PO BOX 985 BLACKFOOT, ID 83221 (208) 785-1510

Status: Active

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.010 CFS	
	Total Diversion		0.010 CFS	

GROUND WATER SENW Sec. 30, Twp 01S, Rge 33E, BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	33E	19											3.0						
													L4						

POU Total Acres: 3.0

1.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2.		USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF .04 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 12.0 AF. COMBINED RIGHT NOS.: 35-02420, 35-11213
3.		THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1.9 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 3.0 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02420, 35-11213
4.	C05	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425. IDAHO CODE.

IDAHO DEPARTMENT OF WATER RESOURCES

8/2/2017

Proof Report

5. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-02420, 35-11213 RIGHT NO. 35-11213 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.

Comments:

1. AJU10-DS 7/16/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C12 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
2. kpickett 10/5/2005 POD
Correlated PODID 247238 from SpatialDataID 226115 to SpatialDataID 226139
3. Ownership Change 1/31/2013 Split
Water right 35-7768 was split into 35-7768 and 35-14322
4. bjordan 1/31/2013 POU
Updated Shape

Dates and Other Information

Decreed Date: 1/31/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 120
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.040	12.0	3.0
35-11213 ,35-7768 ,35-2420		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.040	12.0	3.0
35-8926 ,35-7768 ,35-2420		

SubCase:

SubCaseNumber: 35-7768
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date: 11/13/2001
Attorney Assigned: SARA C DENISTON
Adjudication Agent:
Basis of Claim:
Date Filed: 11/20/1998
Objection Status: Active

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/2/2017

Water Right 35-8926

Owner Type **Name and Address**
Current Owner FORREST W WOOD
1796 TABER
BLACKFOOT, ID 83221
(208) 684-3856

Priority Date: 12/17/1990

Basis: License

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.030 CFS	
	<u>Total Diversion</u>		0.030 CFS	

Source and Point(s) of Diversion

GROUND WATER SENW Sec. 30, Twp 01S, Rge 33E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	33E	19											3.0						3.0
													L4						

Right Acre Limit: 1.4

POU Total Acres: 3.0

Conditions of Approval:

1. R56 Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
2. R31 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
3. Rights 35-02420, 35-07768, and 35-08926 when combined shall not exceed a total diversion rate of .04 cfs, and the irrigation of a total of 3.0 acres.
This right is limited to the irrigation of 1.4 acres within the place of use described above in a single irrigation season. Rights 35-02420 and 35-07768 are also diverted through the point(s) of diversion described above.
4. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

Comments:

1. JJOHNSON 4/25/1996 Proof of Benefical Use
Preliminary Order issued on March 1, 1996 reinstated this right and allowed the right holder to

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/2/2017

file proof of beneficial use prior to May 1, 1996 without advancing the priority.

2. kpickett 10/5/2005 POD
Correlated PODID 15061 from SpatialDataID 226115 to SpatialDataID 226139

3. Ownership Change 1/31/2013 Renumber WR 35-8926
Water right 35-8926 was split into 35-8926 and 35-14323.

4. bjordan 1/31/2013 POU
Updated Shape

5. mciscell 6/10/2013 POD
Bulk Generate Shape From PLS

Dates and Other Information

Licensed Date: 5/20/1997

Water District Number: 120

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.040	12.0	3.0
35-8926 ,35-7768 ,35-2420		

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/2/2017

Water Right 35-11213

Owner Type **Name and Address**
Current Owner EASTERN IDAHO PRODUCTION CREDIT ASSN
188 W JUDICIAL
PO BOX 985
BLACKFOOT, ID 83221
(208) 785-1510

Priority Date: 6/1/1980

Basis: Decreed

Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.010 CFS	
	Total Diversion		0.010 CFS	

Source and Point(s) of Diversion

GROUND WATER NWSENW Sec. 30, Twp 01S, Rge 33E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	33E	19											3.0 L4						3.0

Right Acre Limit: 0.1

POU Total Acres: 3.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF .04 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 12.0 AF. COMBINED RIGHT NOS.: 35-02420, 35-07768
3. C11 THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
4. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/2/2017

- IRRIGATION OF A COMBINED TOTAL OF 3.0 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02420, 35-07768
5. THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS. 35-02420, 35-07768 PURSUANT TO SECTION 42-1426, IDAHO CODE.
6. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-02420, 35-07768 THIS RIGHT IS FOR AN ENLARGEMENT OF 0.10 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.

Comments:

1. DCARLSON 10/26/1993 COPIED FROM REMARKS
THIS CLAIM IS FOR AN EXPANSION OF LICENSE 35-2420.
2. MCCARTHY 1/21/1994 REASON FOR DISALLOWAL
THE EXPANSION CLAIMED UNDER LICENSE 35-02420 ACTUALLY OCCURRED UNDER PERMIT 35-07768. THE PERMIT, WITH A PRIORITY DATE OF 1978, DOCUMENTS THE DEVELOPMENT OF MORE WATER AND THEREFORE EXPANSION UNDER 42-1416 IS PRECLUDED BY IDWR POLICY. THE ADDITIONAL LANDS IRRIGATED ARE COVERED BY EITHER 35-07768 OR PERMIT 35-08926.
3. AJU10-DS 7/16/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C12 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
4. kpickett 10/5/2005 POD
Correlated PODID 344936 from SpatialDataID 226115 to SpatialDataID 226139
5. Ownership Change 1/31/2013 Split
Water right 35-8926 was split into 35-8926 and 35-14323.
6. bjordan 1/31/2013 POU
Updated Shape

Dates and Other Information

Decreed Date: 1/31/2002
Enlargement Statute Priority Date: 4/12/1994
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 120
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.040	12.0	3.0
35-11213 ,35-7768 ,35-2420		

SubCase:

SubCaseNumber: 35-11213
Class: 1

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/2/2017

SF5 Filed Date:
Special Master Recom Signed Date: 11/13/2001
Attorney Assigned: SARA C DENISTON
Adjudication Agent:
Basis of Claim:
Date Filed: 11/20/1998
Objection Status: Active

Water Supply Bank:

N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

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

- ☐ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☐ 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. Label it **Attachment #7b**.

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 right(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 are approximately 20 lines visible. The paper appears to be a standard notebook page.

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

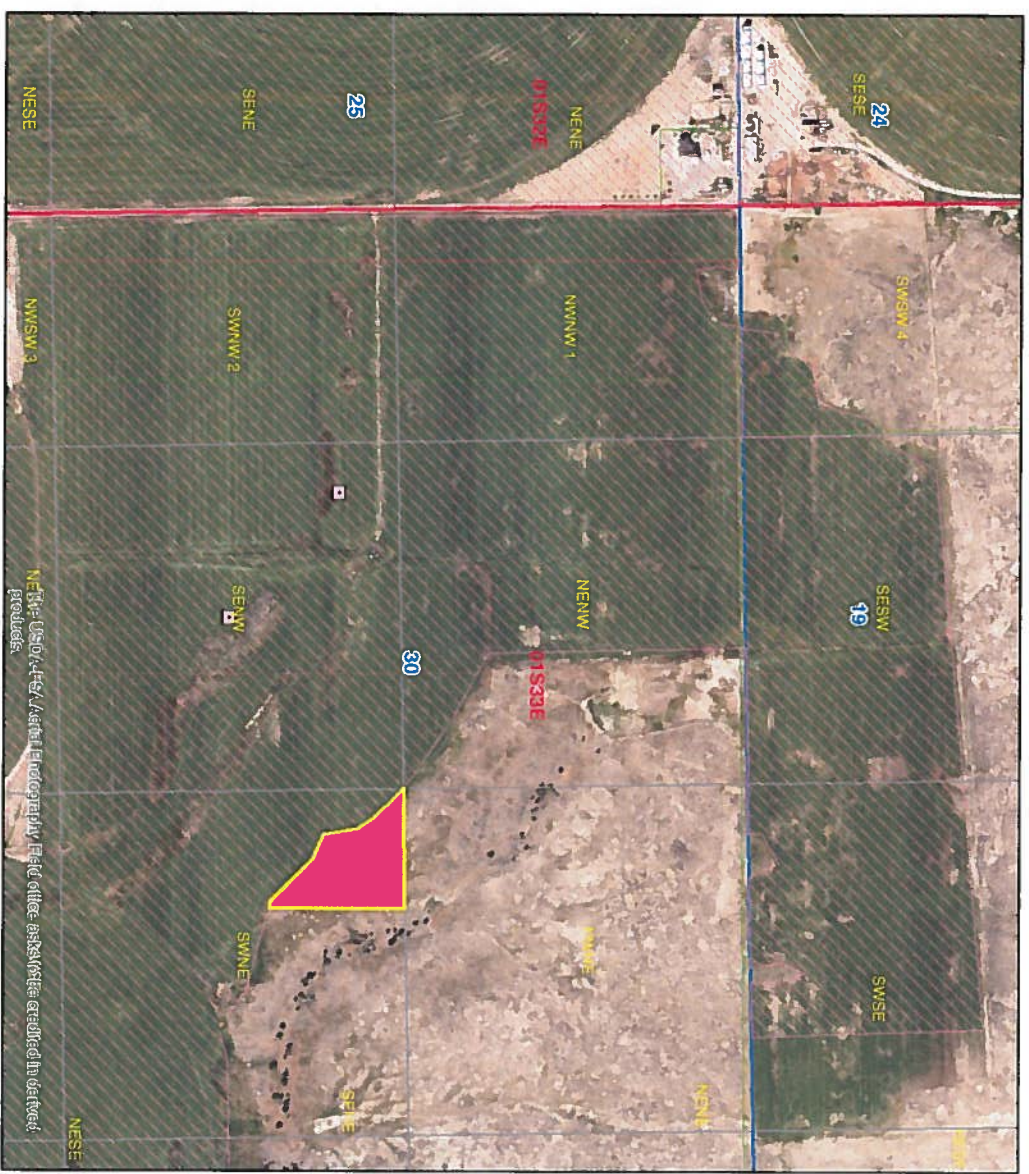
Received by W Date 8-2-2017 Preliminary check by _____ Date _____

Fee paid ① \$ 200 Date 8/2/17 Received by LM Receipt # E043251

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

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

Transfer Map for 2W LANDS, LLC for WR 35-2420, 35-7768, 35-8926, 35-11213



Legend

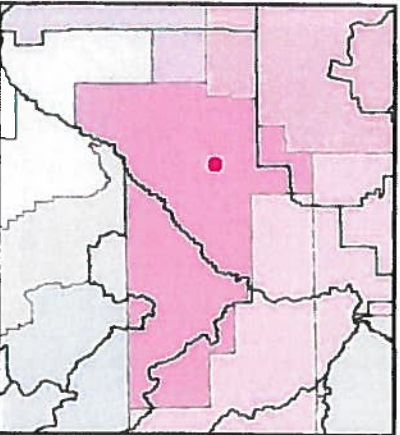
- New_POU
- Water Right POD
- Township/Range
- Sections
- QQ

Idaho Department of Water Resources



Water Right
 35-2420, 35-7768,
 35-8926, 35-11213
 (IRRIGATION)

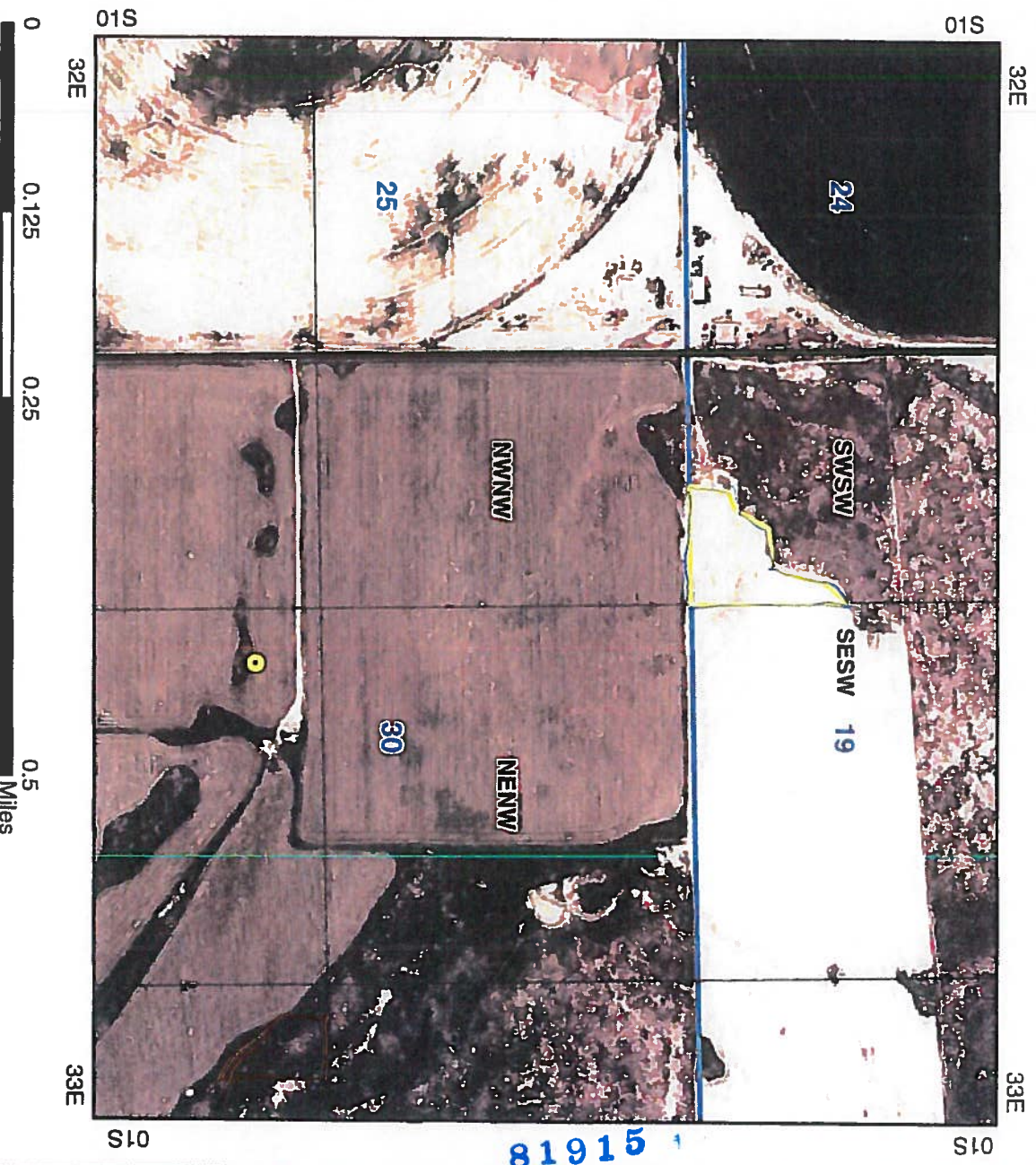
-  Point of Diversion
-  Place of Use
-  State Outline
-  Townships
-  PLS Sections
-  Quarter Quarters



Bingham County
 IDWR Basin 35

Prepared by Jordan, Blake

2009 Aerial Photography



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
35-2420	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-7768	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-11213	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Eastern Idaho Production Credit Assn.
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): 2 W Lands, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1796 W Taber Rd Blackfoot ID 83221
Mailing address City State ZIP
- 208-540-1711 _____
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 legal document.
- ☐ The water rights or claims were divided proportionately based on the portion of the water right or claim.

5. Date you acquired the water rights and/or claims listed above: 12/11/2012

6. If the water right is leased to the Water Supply Bank changing ownership of a water right or claim requires the Water Supply Bank leases associated with the water right. Payment of revenue generated from completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right with multiple owners must specify a designated lessor, using a completed Lessor Designation form following an acknowledged change in water right ownership, compensation for any

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, or other legal document must include a legal description of the property or description of the water right or claim listed above (if necessary to clarify division of water rights or complete the filing fee (see instructions for further explanation):
- ☒ 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: [Signature] member 10/28/2016
Signature of new owner/claimant Title, if applicable Date

- Signature: _____ _____ _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JJ Date 8/2/17 Receipt No. E043251 Receipt 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 _____ Processed by _____ Date _____

81915

*State of Idaho
property owner
if they have no
interest in the
WR. Sign it over
to you.*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
AUG 02 2017
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?
35-8926	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: | | Forrest Wood | |
| | | Name of current water right holder/claimant | |
| 3. New Owner(s)/Claimant(s): | | 2 W Lands, LLC | |
| | | New owner(s) as listed on the conveyance document | Name connector ☐ and ☐ or ☐ and/or |
| 1796 W Taber Rd | | Blackfoot | ID 83221 |
| Mailing address | | City | State ZIP |
| 208-540-1711 | | | |
| 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: 12/11/2012

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:  member 10/28/2016
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JA Date 8-2-2017 Receipt No. E043251 Receipt Amt. \$100.00
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 _____

81915

Instrument # 644588
BINGHAM COUNTY, IDAHO
2012-12-11 11:40:48 AM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BLACKFO
SARA J. STAUB Fee: \$13.00
Ex-Officio Recorder Deputy CMiles
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

SPECIAL WARRANTY DEED

Byron F. Wood, as personal representative of the estate of Forrest W. Wood, and as personal representative of the estate of Helen M. Wood, for and in consideration of \$10.00 and other good and valuable consideration, hereby conveys and warrants unto 2-W Lands LLC, an Idaho limited liability company, c/o Byron F. Wood, of 182 N. 4032 E., Rigby, ID 83442 (Grantee), the following described real property located in the County of Bingham, State of Idaho, to wit:

Township 1 South, Range 33 E.B.M., Bingham County, Idaho

Section 19: N $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 30: All lying north and east of the northeasterly line of the right-of-way of the Union Pacific Railroad Company

EXCEPTING: Commencing at the Southwest corner of Section 30 being marked by a 5/8 inch iron rod; thence North (assumed), along the west line of Section 30, a distance of 669.00 feet to a 1/2 inch iron rebar and the true point of beginning; thence continuing North, along the west line of Section 30, a distance of 234.00 feet to a 1/2 inch iron rebar; thence east a distance of 186.00 feet to a 1/2 inch iron rebar; thence south, parallel and 186 feet from the west line of Section 30, a distance of 234.00 feet to a 1/2 inch iron rebar; thence West a distance of 186.00 feet to the true point of beginning.

Section 31: All that part of the N $\frac{1}{4}$ lying north and east of the northeasterly line of the right-of-way of the Union Pacific Railroad Company.

Together with: All appurtenances, improvements, rents, issues, hereditaments, and profits pertaining thereto, including appurtenant water rights.

Subject to: All covenants, restrictions, reservations, applicable building and zoning ordinances, use regulations and restrictions, and easements of right or record, and payment of present year taxes accruing after the date this instrument is executed.

Grantor, for itself, its heirs, successors and assigns, covenants with Grantee, its heirs, successors and assigns as follows:

Grantor is currently the personal representative of the estate of Forrest Willard Wood, deceased.

Grantor has good right to convey the property described in this deed to Grantee.

The property described in this deed is free from all encumbrances, except as otherwise shown in this deed or of record.

Grantor and its heirs and successors will forever warrant and defend the quiet and peaceful possession of the property granted by this deed to Grantee, its heirs, successors and assigns against the lawful claims of all persons having arisen during the time period in which Grantor has acted a personal representative of the estate of Forrest W. Wood, deceased.

December

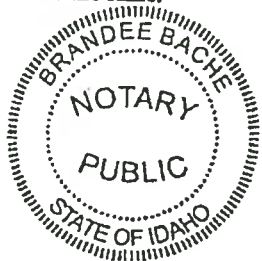
DATE: *November 10*, 2012

Byron F. Wood
Byron F. Wood

Acknowledgment

STATE OF IDAHO,)
COUNTY OF *Bonneville* ss)

On this *10th* day of *December*, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared Byron F. Wood, *personal representative of the estates of Forrest Willard Wood and Helen M. Wood*, known to me to be the person whose name is subscribed to the above Special Warranty Deed, and acknowledged to me that he executed the same.



Brandee Bache
Notary Public for Idaho
Residing at: *Idaho Falls*
My Commission Expires: *8-17-17*

(SEAL)

Warranty Deed

Instrument # 644186
BINGHAM COUNTY, IDAHO
2012-11-28 09:07:30 AM No. of Pages 2
Recorded for FIRST AMERICAN TITLE - BLACKFOOT
SARA J. STAUB Fee \$13.00
Ex-Officio Recorder Deputy C Robinson
Index To WARRANTY DEED
Electronically Recorded by Simplifile

FOR VALUE RECEIVED, IDAHO AGCREDIT, FLCA, a wholly owned subsidiary of Idaho Agricultural Credit Association, formerly known as EASTERN IDAHO PRODUCTION CREDIT ASSOCIATION, a Federally Chartered corporation duly organized and existing under the Farm Credit Act of 1933, as amended, whose address is 188 West Judicial, P.O. Box 985, Blackfoot, Idaho 83221 (hereinafter "Grantors"), do hereby grant, bargain, sell and convey unto FORREST W. WOOD and HELEN M. WOOD, husband and wife, whose address is 1796 West Taber Road, Blackfoot, Idaho 83221 (hereinafter "Grantee"), the following real property located in Bingham County, to-wit:

SEE EXHIBIT A ATTACHED

TO HAVE AND TO HOLD the said premises together with their appurtenances, including all water rights unto said Grantees, their heirs and assigns forever. That said Grantors do hereby covenant to and with said Grantees that it is the owner in fee simple of said premises; that they are free and clear from all encumbrances, excepting easements of record as approved by Grantees, conflict in boundary lines, shortage in area, and any facts which a correct survey and inspection of the premises would disclose and which are not shown by the public records, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 20th day of November, 2012

IDAHO AGCREDIT, FLCA, a wholly owned subsidiary of
Idaho Agricultural Credit Association

By: Dan Allred

President

Attest: Jim Chase

Secretary

STATE OF IDAHO)
)ss.
County of Bingham)

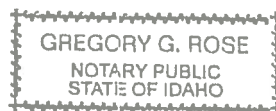
On this 20th day of November, 2012, before me, the undersigned, a Notary Public in and for the above-named County and State, personally appeared Dan Allred and Jim Chase, known to me to be the President and Secretary, respectively, of the corporation that executed the instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.

Gregory G. Rose
Notary Public for the State of Idaho

Residing at Blackfoot, ID

My Commission Expires 5-28-2014



(#
INT

EXHIBIT A

Real Estate Description

PARCEL 2:

Township 1 South, Range 33 E B M., Bingham County, Idaho

Section 19: N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 30: All lying North and East of the Northeasterly line of the right-of-way of the Union Pacific Railroad Company EXCEPTING: Commencing at the Southwest corner of Section 30 being marked by a 5/8 inch iron rod, thence North (assumed), along the West line of Section 30, a distance of 669.00 feet to a 1/2 inch iron rebar and the True Point of Beginning, thence continuing North, along the West line of Section 30, a distance of 234.00 feet to a 1/2 inch iron rebar, thence East a distance of 186.00 feet to a 1/2 inch iron rebar, thence South, parallel and 186 feet from the West line of Section 30, a distance of 234.00 feet to a 1/2 inch iron rebar, thence West a distance of 186.00 feet to the True Point of Beginning.

Section 31: All that part of the N $\frac{1}{2}$ lying North and East of the Northeasterly line of the right-of-way of the Union Pacific Railroad Company.



CERTIFICATE OF ORGANIZATION LIMITED LIABILITY COMPANY

FILED EFFECTIVE

(Instructions on back of application)

2012 OCT 25 PM 2:15

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited liability company is:

2-W Lands LLC

2. The complete street and mailing addresses of the initial designated office:

182 N. 4032 E., Rigby, ID 83442

(Street Address)

(Mailing Address, if different than street address)

3. The name and complete street address of the registered agent:

Byron F. Wood

182 N. 4032 E., Rigby, ID 83442

(Name)

(Street Address)

4. The name and address of at least one member or manager of the limited liability company:

Byron F. Wood

Name

182 N. 4032 E., Rigby, ID 83442

Address

5. Mailing address for future correspondence (annual report notices):

182 N. 4032 E., Rigby, ID 83442

6. Future effective date of filing (optional):

Signature of a manager, member or authorized person.

Signature

Michael W. Brown

Typed Name:

Michael W. Brown, Esq.

Signature

Typed Name:

Secretary of State use only

IDAHO SECRETARY OF STATE
10/25/2012 05:00
CK: 1175792 CT: 172099 BH: 1345144
1 @ 100.00 = 100.00 ORGAN LLC # 2
1 @ 20.00 = 20.00 EXPEDITE C # 3

W118454

EASTERN SUPERVISORY AREA
Idaho Falls Office
3563 Ririe Highway
Idaho Falls, ID 83401
Phone (208) 525-7167
Fax (208) 525-7011
rwoodland@idl.idaho.gov



STATE BOARD OF LAND COMMISSIONERS
C. L. "Butch" Otter, Governor
Lawrence E. Denney, Secretary of State
Lawrence G. Wasden, Attorney General
Brandon Woolf, State Controller
Sherri Ybarra, Sup't of Public Instruction

February 8, 2017

2-W Lands LLC
c/o Byron Wood
1796 W. Taber Rd.
Blackfoot, ID 83221

Dear Byron:

Enclosed is a letter from IDL stating the department has no interest in the water rights associated with the lands attached to the water rights we discussed (T01S R33E SWSW Sec. 19). Don't hesitate to get a hold of me if you have any questions.

Sincerely,

Ryan Woodland
Senior Resource Specialist-Range

Cc: File

EASTERN SUPERVISORY AREA
Idaho Falls Office
3563 Ririe Highway
Idaho Falls, ID 83401
Phone (208) 525-7167
Fax (208) 525-7011
rwoodland@idl.idaho.gov



STATE BOARD OF LAND COMMISSIONERS
C. L. "Butch" Otter, Governor
Lawrence E. Denney, Secretary of State
Lawrence G. Wasden, Attorney General
Brandon Woolf, State Controller
Sherri Ybarra, Sup't of Public Instruction

February 8, 2017

Jonie Barg
Office Specialist II
Idaho Dept. of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

Dear Jonie:

I am writing this letter as requested by one of our lessees, Byron Wood (2-W Lands LLC). Mr. Wood holds a grazing lease (G800037) with the State of Idaho. Mr. Wood is planning on moving water rights from portions of his state lease for other purposes. There has been some historical irrigation on the lands associated with the portions of Mr. Wood's (T01S R33E SWSW Sec. 19). The Idaho Department of Lands has no interest in the water rights associated with these lands. Please don't hesitate to give me a call if you have any questions or need to discuss this further.

Sincerely,

Ryan Woodland
Senior Resource Specialist-Range

Cc: File