

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 81453

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

RECEIVED
FEB 08 2017

Department of Water Resources

An application for transfer must be prepared in accordance with the minimum requirements listed below to be accepted 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) WILL AND ANGELA RICKS

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: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) WILL AND ANGELA RICKS Phone 208-390-5012

Mailing address 64 RICKS RD. MONTEVIEW, ID. 83435 Email w.ricks@yahoo.com

- ☐ 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.

Will Ricks
Signature of Applicant or Authorized Representative

Will Ricks
Print Name and Title if applicable

2/8/17
Date

Angela Ricks
Signature of Applicant or Authorized Representative

Angela Ricks
Print Name and Title if applicable

2/14/17
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 _____

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.

Transfer the place of use to cover acres that are being irrigated, that are not currently under a water right. Only one point of diversion delivers water to the proposed place of use. This transfer seeks to remove 3 of the 4 authorized points of diversion described under water rights 32-13282 and 32-13284.

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DEPARTMENT OF WATER RESOURCES

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Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) WILL AND ANGELA RICKS Phone 208-390-5012

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Mailing address _____ Email _____

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OR
- ☐ Send original correspondence to the applicant and copies to the representative.
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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.

Will Ricks
Signature of Applicant or Authorized Representative

Will Ricks
Print Name and Title if applicable

2/8/17
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 _____
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.
 Transfer the place of use to cover acres that are being irrigated, that are not currently under a water right. Only one point of diversion delivers water to the proposed place of use. This transfer seeks to remove 3 of the 4 authorized points of diversion described under water rights 32-13282 and 32-13284.

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 ☒ ☐	32-13282	0.36 / 63	IRRIGATION	4/15 to 10/15	GROUND WATER
☒ ☐	32-13284	1.33 / 381.5	IRRIGATION	4/01 to 11/01	GROUND WATER
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 1.69 cfs and/or 444.5 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.20 cubic feet per second and/or 52.5 acre-feet per year.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
		SW	NE	NW	22	09N	33E	CLARK	GROUND WATER	

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	
09N	33E	21	25	36	36	24	3			3									127
Total Acres (for irrigation use)																			127

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:

ONE DIVERSION POINT IS USED FOR TWO PIVOTS UNDER WR'S 32-13284, 32-13282, 32-2113A.

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

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

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____

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

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

If yes, ☐ complete Attachment WSB.

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

ACRES WILL BE DRIED UP

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

WATER RIGHTS: 32-13284, 32-13282, 32-2113A ARE DIVERTED OUT OF THE SAME POD.

- 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:

Map Created By: Cass Jones
February 6, 2017
2016 Google Earth Imagery

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

1/27/2017

WATER RIGHT NO. 32-13282

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	R REED RICKS 8432 E MANGUN RD MESA, AZ 85207-1349 (208) 657-2502
Original Owner	ELMER J PARK MONTEVIEW, ID 83435

Priority Date: 10/24/1968

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	0.36 CFS	63 AFA
Total Diversion			0.36 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWSESW	Sec. 14	Township 09N	Range 33E	CLARK County
GROUND WATER	NWSESE	Sec. 15	Township 09N	Range 33E	CLARK County
GROUND WATER	SWNENW	Sec. 22	Township 09N	Range 33E	CLARK County
GROUND WATER	NWSENE	Sec. 23	Township 09N	Range 33E	CLARK County

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IRRIGATION Use:

Acre Limit: 18

Place(s) of use:

Place of Use Legal Description: IRRIGATION CLARK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
09N	33E	21		NENE	32		NWNE	31		SWNE	32		SENE	32

Total Acres: 127

Conditions of Approval:

1. X27 This right is limited to the irrigation of 18 acres within the place of use described above in a single irrigation season.
2. X35 Rights 32-13282 and 32-13284 when combined shall not exceed a total diversion rate of 1.69 cfs, a total annual maximum diversion volume of 444.5 af at the field headgate, and the irrigation of 127 acres.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 110.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. 214 Prior to the diversion and use of water under Transfer approval 75146, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/27/2000.
9. F06 The following rights are diverted through point(s) of diversion described above: 32-13282, 32-13284
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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11. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
12. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 10/27/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: Or

Water District Number: 110

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 127

Combined Volume Limit: 444.5

Combined Rate Limit: 1.69

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

1/27/2017

WATER RIGHT NO. 32-13284

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	R REED RICKS 8432 E MANGUN RD MESA, AZ 85207-1349 (208) 657-2502
Original Owner	ELMER J PARK 4276 E 265 N RIGBY, ID 83442 (208) 745-8604
Original Owner	MARIE C PARK RT 2 BOX 77P RIGBY, ID 83442

Priority Date: 11/15/1973

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	1.33 CFS	381.5 AFA
Total Diversion			1.33 CFS	

Location of Point(s) of Diversion:

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GROUND WATER|NWSESW|Sec. 14|Township 09N|Range 33E|CLARK County
 GROUND WATER|NWSESE|Sec. 15|Township 09N|Range 33E|CLARK County
 GROUND WATER|SWNENW|Sec. 22|Township 09N|Range 33E|CLARK County
 GROUND WATER|NWSSENW|Sec. 23|Township 09N|Range 33E|CLARK County

IRRIGATION Use:

Acre Limit: 109

Place(s) of use:

Place of Use Legal Description: IRRIGATION CLARK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
09N	33E	21		NENE	32		NWNE	31		SWNE	32		SENE	32

Total Acres: 127

Conditions of Approval:

1. X27 This right is limited to the irrigation of 109 acres within the place of use described above in a single irrigation season.
2. X35 Rights 32-13282 and 32-13284 when combined shall not exceed a total diversion rate of 1.69 cfs, a total annual maximum diversion volume of 444.5 af at the field headgate, and the irrigation of 127 acres.
3. 205 The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
4. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 110.
5. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. 214 Prior to the diversion and use of water under Transfer approval 75146, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. F06 The following rights are diverted through point(s) of diversion described above: 32-13282, 32-13284
9. R63

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

Dates:

Licensed Date:

Decreed Date: 10/27/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: Or

Water District Number: 110

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 127

Combined Volume Limit: 444.5

Combined Rate Limit: 1.69

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

81453

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:

[illegible]

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Preliminary check by _____ Date _____

Fee paid \$200. Date 2-8-2017 Received by u Receipt # E042739

Add'l fee paid _____ Date _____ Received by [Signature] Receipt # _____

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

RECORDING REQUESTED BY
First American Title Company

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

Microfile No. 56396
17 Day Oct 16
At 02 O'Clock 52 M
Clark Co. Recorder Kerri Ellis
Fee \$19.00
AC Deputy
Recorded at Request of
First American Title - Rigby

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 604293-RI (ss)

Date: October 11, 2016

For Value Received, **Ron Walker, Trustee of The Nadine Ricks Testamentary Shelter Trust and The Nadine Ricks Testamentary Marital Deduction Trust AND R. Reed Ricks Family, LLC, an Idaho limited liability company**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Will Ricks and Angela Ricks, husband and wife**, hereinafter called the Grantee, whose current address is **64 Ricks Road, Montevieu, ID 83435**, the following described premises, situated in **Clark County, Idaho**, to-wit:

Parcel 1:

Township 9 North, Range 33 E.B.M., Clark County, Idaho
Section 14: W $\frac{1}{2}$; W $\frac{1}{2}$ SE $\frac{1}{4}$
Section 15: E $\frac{1}{2}$

Parcel 2: Together with and subject to: A perpetual 60 foot right of way easement for Ingress and egress described as follows:

Township 9 North, Range 33 E.B.M., Clark County, Idaho.

Section 15: Beginning at the Southeast corner of the Southwest Quarter of said Section 15 and running thence West 60 feet; thence North 60 feet; thence East 60 feet; thence South 60 feet to the point of beginning.

Parcel 3:

Section 21: Beginning at the Northeast corner of said section 21 and running thence West 3000 feet; thence South 2640 feet; thence East 3000 feet; thence North 2640 feet to the point of beginning.

Parcel 4: Together with and subject to: A perpetual 60 foot right of way easement for ingress and egress described as follows:

Township 9 North, Range 33 E.B.M., Clark County, Idaho.

Section 21: Beginning at the Northeast corner of Section 21 and running thence South 30 feet; thence West to Highway 22; thence North 30 feet; thence East 30 feet along the section line to the point of beginning.

Parcel 5:

Section 22: NW $\frac{1}{4}$
Section 23: NW $\frac{1}{4}$

Together with 7 Valley Pivots, 1 Reinke pivot, 5 Square D pump panels, 1 Ampco pump panel, 5 GE pump motors and 1 Priest motor

Together with all other Irrigation systems located thereon or associated therewith, all other improvements and appurtenances thereunto pertaining, subject to any unpaid taxes and assessments applicable thereto.

WR

AR

RW

Date: 10/11/2016

Warranty Deed
- continued

File No.: 604293-RI (ss)

Together with the following water rights:

Idaho Department of Water Resources Water Right Nos. 32-13281, 32-13283, 32-7001 and 32-7004

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.

Date: 10/11/2016

Warranty Deed
- continued

File No.: 604293-RI (ss)

R. Reed Ricks Family, LLC, an Idaho limited liability company, an Idaho limited liability company

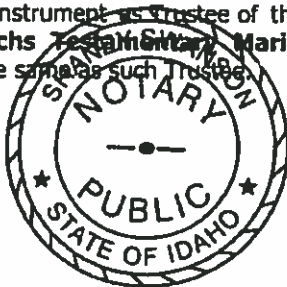
Ron Walker, Trustee of The Nadine Ricks Testamentary Shelter Trust and The Nadine Ricks Testamentary Marital Deduction Trust

By: _____
Name: R. Reed Ricks
Title: Manager


Ron Walker, Trustee

STATE OF Idaho)
SS.
COUNTY OF Jefferson)

On this **Eleventh day of October, 2016**, before me, a Notary Public in and for said State, personally appeared **Ron Walker**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Trustee of the **The Nadine Ricks Testamentary Shelter Trust and the Nadine Ricks Testamentary Marital Deduction Trust**, and acknowledged to me that he executed the same as such Trustee.




Notary Public of Idaho
Residing at: Idaho Falls, ID
Commission Expires: 1-3-21

STATE OF Arizona)
SS.
COUNTY OF _____)

On this _____ day of **October, 2016**, before me, a Notary Public in and for said State, personally appeared **R. Reed Ricks**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **R. Reed Ricks Family LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.

Notary Public of Arizona
Residing at: _____
Commission Expires: _____

Date: 10/11/2016

Warranty Deed
- continued

File No.: 604293-RI (ss)

R. Reed Ricks Family, LLC, an Idaho limited liability company, an Idaho limited liability company

Ron Walker, Trustee of The Nadine Ricks Testamentary Shelter Trust and The Nadine Ricks Testamentary Marital Deduction Trust

By: R. Reed Ricks
Name: R. Reed Ricks
Title: Manager

Ron Walker, Trustee

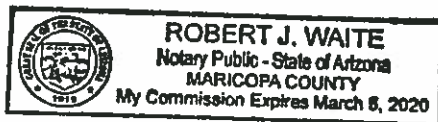
STATE OF Idaho)
SS.
COUNTY OF Jefferson)

On this Eleventh day of October, 2016, before me, a Notary Public in and for said State, personally appeared Ron Walker, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Trustee of the The Nadine Ricks Testamentary Shelter Trust and the Nadine Ricks Testamentary Marital Deduction Trust Trust, and acknowledged to me that he executed the same as such Trustee.

Notary Public of Idaho
Residing at: Idaho Falls, ID
Commission Expires: 1-3-21

STATE OF Arizona)
SS.
COUNTY OF MARICOPA)

On this 14th day of October, 2016, before me, a Notary Public in and for said State, personally appeared R. Reed Ricks, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the R. Reed Ricks Family LLC, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.



Robert J. Waite
Notary Public of Arizona
Residing at: CHANDLER AZ
Commission Expires: 3/5/2020