

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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FEB 15 2012

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
22-14025 OK	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

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2. Previous Owner's Name Kent Merrill

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s) Walters Ready Mix

Name of each new owner as listed in the conveyance document

APR 30 2012

Department of Water Resources
Eastern Region

New owner continued

Name Connector ☐ and ☐ or ☐ and/or

P.O. Box 390

Mailing address

Rexburg

City

Idaho

State

83440

ZIP

(208) 356-5491

Telephone

Email:

Prepared by: Keith C. Wilson c/o Rocky Mountain Environmental Assoc. Inc.

Email: kwilson@rockymountainenvironmental.com



482 Constitution Way, Suite 303, Idaho Falls, ID 83402

(208) 524-2353 / (208) 524-1795 Fax

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: 1-5-2012

6. 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 photography 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.

7. Signature:

David J. Walters
Signature of New owner/claimant

president
Title if applicable

2-9-12
Date

Signature:

Signature of New owner/claimant

Title if applicable

Date

For IDWR Office Use Only:

Received by JB

Date 2/16/2012 Receipt No. E037331

Receipt Amt. \$25.-

Approved by JB

Processed by JB Date 5/1/2012

Form 42-248/42-1409(6) 07/10

Refund for E037331 sent 4/11/2012

When Recorded Return to:
Rocky Mountain Environmental Associates, Inc
482 Constitution Way Ste 303
Idaho Falls, ID 83402

Instrument # 396503

RIGBY, JEFFERSON, IDAHO
3-9-2012 04:19:00 No. of Pages: 2
Recorded for : ROCKY MOUNTAIN ENVIRONMENTAL
CHRISTINE BOULTER Fee: 13.00
Ex-Officio Recorder Deputy
Index to: DEED, CORRECTION

CORRECTION DEED TO INSTRUMENT # 395456

Kent Merrill, whose address is 532 N 3825 E, Rigby, ID 83442, ("Grantor"), does hereby grant, bargain, sell, assign, and convey unto David Z. Walters, President of Walters Ready Mix, Inc. an Idaho Corporation, whose address is 342 W 4th N, Rexburg, ID 83440 ("Grantee"), and to Grantee's heirs, successors, and assigns forever, all of Grantor's right, title, and interest in the following described water right portion (hereinafter the "Water Right"), to-wit:

A portion of Idaho Department of Water Resources (IDWR) Water Right License No. 25-14247.

Source:	Groundwater
Purpose:	Irrigation
Priority:	February 28, 1992
Quantity (Diversion Rate):	0.13 cfs (Total of the right is 0.63 cfs for 31.4 acres)
Quantity (Volume):	25.6 afa
Place of Use (Acreage):	6.4 acres

After approval of Transfer No. 77586, this portion of Right No. 25-14247 is described as Water Right License No. 22-14025:

Source:	Groundwater
Purpose:	Industrial
Priority:	February 28, 1992
Quantity (Diversion Rate):	0.13 cfs
Quantity (Volume):	15.4 afa

Grantor assigns to Seller any other interest it may have in the Water Right including any claim, permit, license, or shares of stock evidencing, claiming, or representing such Water Right.

To the extent the Water Right, or any of them, are represented by a permit or other property not conveyable by deed, this deed shall be deemed and shall operate as a bill of sale therefore.

Grantor retains no residual or reversionary interest in any of the Water Right.

Grantor hereby covenants and warrants to Grantee as follows:

A. That Grantor is the owner in fee simple of the Water Right;

- B. That Grantor has not conveyed any of the Water Right to anyone other than Grantee;
- C. That the Water Right is free from all liens, claims, or encumbrances;
- D. That Grantor has the authority to convey the Water Right to Grantee;
- E. The Grantor has disclosed to Grantee in good faith all relevant information known to Grantor bearing on the validity and extent of the Water Right.

Grantor makes no other covenants or warranties as to the Water Right.

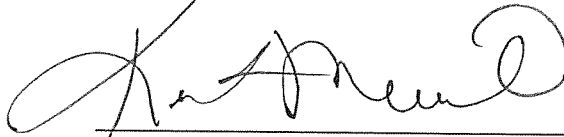
DEED OF CORRECTION is given to correct the name of the new owner and the number of the resulting water right in that certain Deed dated January 11, 2012, and recorded as Instrument No. 395456 in the official record of Jefferson County, Idaho.

IN WITNESS WHEREOF, the undersigned authorized officers of Grantor, acting on behalf of Grantor, have caused their names to be hereunto subscribed on the date shown by each name.

GRANTOR:

KENT MERRILL

DATE: 2-29-12



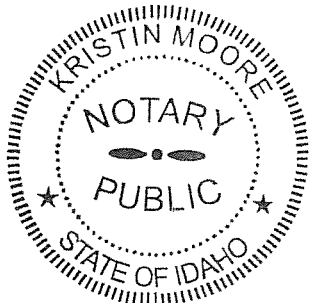
By: _____
Its: _____

STATE OF IDAHO)
)ss.
County of Bonneville)

On this 29 day of February, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared Kent Merrill known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he 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)



Kristin Moore
Notary Public for Idaho
Residing at: Risky, ID
My commission expires: June 29, 2016