

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

| Legal | Water Right No(s). | Adjudication Claim No(s). | Split(s) | Water Right No(s). | Adjudication Claim No(s). | Split(s) |
|-------|--------------------|---------------------------|----------|--------------------|---------------------------|----------|
| ①+②   | 31-2435            |                           |          |                    |                           |          |
| ③     | 31-10275           |                           |          |                    |                           |          |
| ④     | 35-12367           |                           |          |                    |                           |          |
|       |                    |                           |          |                    |                           |          |
|       |                    |                           |          |                    |                           |          |
|       |                    |                           |          |                    |                           |          |

2. The following **REQUIRED** information must be submitted with this form:

**SUPPORT DATA**

A. The appropriate **FILING FEE**. See instructions for fee amounts.

IN FILE # 31-2435

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):  
**PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).

**OR**

D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s)

①+② Walker Land + Cattle Co. + Joyce I. Lucas  
 1070 Riverwalk Drive Suite 200 PO Box 476  
 Idaho Falls, ID 83402 Jackson, WY 83001

③ Roland L. Walker

④ Roland L. Walker, E Bruce Stanger, Wright Bros Inc

4. New Owner/Claimant(s)

Walker Land + Cattle, LLC  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1070 Riverwalk Drive Suite 200

City, State and ZIP Code

Idaho Falls, ID

New Telephone Number

(208) 932-0738 Email: rnelson@walkerproduce

5. Date you acquired the property

12/16/04

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right will not be split, skip this area and proceed to line 7) |                                                                            |                                                              |
|----------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Use                                                                                                            | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| <b>Water Right and/or Adjudication Claim Number</b> _____                                                            |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b> _____                                                            |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b> _____                                                            |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |

*For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.*

7. Signature(s) of New Owner(s) or Claimant(s) \_\_\_\_\_

(title if applicable)

(title if applicable)

**IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.**

**For IDWR Office Use Only:**
 Received by [Signature]  
 Received by [Signature]  
 Processed by \_\_\_\_\_ AJ

 Date 8/26/2010  
 Date 8/26/2010  
 Date \_\_\_\_\_

 Receipt Amt. \$75. -  
 Receipt No. E036028  
 WR \_\_\_\_\_ Date \_\_\_\_\_

ARTICLES OF CONVERSION  
OF

Walker Land & Cattle Company

The undersigned hereby submits these Articles of Conversion to covert Walker Land & Cattle Company, an Idaho Partnership (the "*subject entity*") to Walker Land & Cattle Company, an Idaho Limited Liability Company.

ARTICLE I

The subject entity was formed on July 16, 1997, under the laws of the State of Idaho.

ARTICLE II

The name of the subject entity immediately prior to the filing of these Articles of Conversion is Walker Land & Cattle Company, an Idaho Partnership.

ARTICLE III

The name of the entity as set forth in its Articles of Organization is Walker Land & Cattle, LLC.

ARTICLE IV

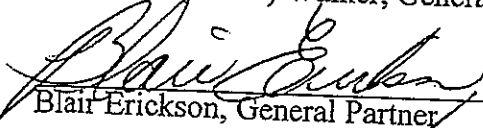
This conversion shall be effective upon the filing of these Articles of Conversion and the Articles of Organization.

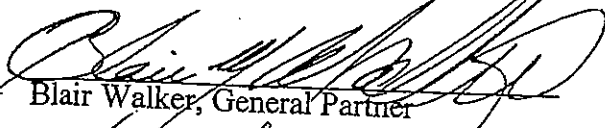
Under penalty of perjury, the undersigned declares that the conversion of the subject entity to a Idaho limited liability company as set forth herein has been duly approved by the owners of the subject entity.

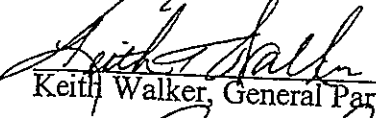
Dated April 30, 2004

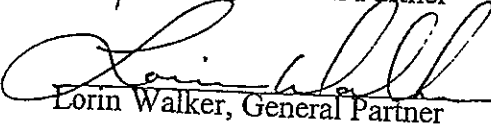
Walker Land & Cattle Company, an Idaho Partnership

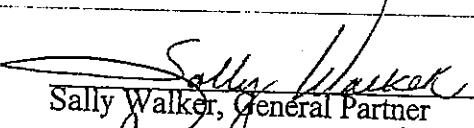
  
Roland N. (Rollie) Walker, General Partner

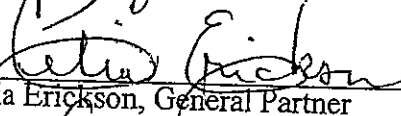
  
Blair Erickson, General Partner

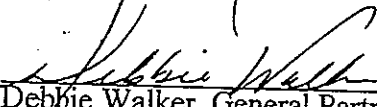
  
Blair Walker, General Partner

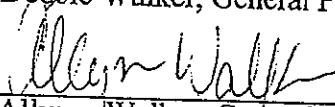
  
Keith Walker, General Partner

  
Lorin Walker, General Partner

  
Sally Walker, General Partner

  
Celia Erickson, General Partner

  
Debbie Walker, General Partner

  
Allyson Walker, General Partner

  
Vikki Walker, General Partner

**QUITCLAIM DEED**
 BONNEVILLE COUNTY RECORDER  
 1173486 DEC27\*04 AM1001

BLAIR ERICKSON and CELIA ERICKSON, husband and wife; ROLAND N. (ROLLIE) WALKER and SALLY WALKER, husband and wife; BLAIR WALKER and DEBBIE WALKER, husband and wife; KEITH WALKER and ALLYSON WALKER, husband and wife; and LORIN WALKER and VIKKI WALKER, husband and wife, d.b.a. WALKER LAND & CATTLE COMPANY f.k.a. WALKER LAND AND CATTLE COMPANY, a partnership a.k.a. WALKER LAND & CATTLE, an Idaho General Partnership a.k.a. WALKER LAND & CATTLE COMPANY, a General Partnership, as GRANTOR, for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby release, remise and forever QUITCLAIM unto WALKER LAND & CATTLE COMPANY, a General Partnership, as GRANTEE, whose address is P.O. Box 50660, Idaho Falls ID 83405, and Grantee's successors and assigns, all of the following described real property, to-wit:

**SEE ATTACHED "EXHIBIT A"**

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: 12-16-04.

**\*\*SEE ATTACHED SIGNATURE PAGE\***

STATE OF IDAHO

COUNTY OF \_\_\_\_\_ ) ss

On \_\_\_\_\_ before me, the undersigned, personally appeared

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Notary Public for the State of Idaho  
 Commission Expiration Date: \_\_\_\_\_

**336262**

Microfilm No. 12-27-04  
 At 11:39 O'Clock A M  
**CHRISTINE BOULTER**  
 Jefferson Co. Recorder 45.00 Deputy  
 Fee \$ \_\_\_\_\_  
 Recorded at Request of AmeriTitle

|                                                           |                   |
|-----------------------------------------------------------|-------------------|
| INSTRUMENT NO.                                            | 1173486           |
| DATE                                                      | 12-27-04          |
| INST. CODE                                                | 220               |
| IMAGED PGS                                                | 15                |
| FEE                                                       | 45.00             |
| STATE OF IDAHO                                            | ) ss              |
| COUNTY OF BONNEVILLE                                      | )                 |
| I hereby certify that the within instrument was recorded. |                   |
| Ronald Longmore, County Recorder                          |                   |
| By                                                        | <u>R. Swanson</u> |
| Deputy                                                    |                   |
| Request of                                                | <u>amt</u>        |

RECEIVED BY  
 ASSESSOR  
 For PLATTING  
 Date 12/27/04 Time 11:39

**Bonneville Land & Title Co.**

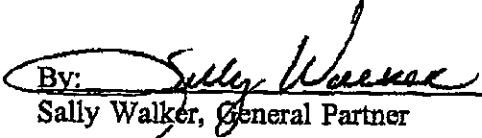
497 N. Capital Ave \* P.O. Box 51690 \* Idaho Falls, ID 83405-1690 \* (208) 524-6600

**AmeriTitle**  
 497 N. Capital Ave  
 Idaho Falls, ID 83402

IN WITNESS WHEREOF, each of the undersigned has signed, sealed and delivered as of the day, month and year first above written.

**WALKER LAND AND CATTLE COMPANY,  
an Idaho General Partnership**

By:   
Roland N. Walker, General Partner

By:   
Sally Walker, General Partner

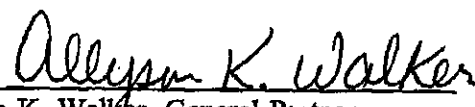
By: \_\_\_\_\_  
Blair M. Walker, General Partner

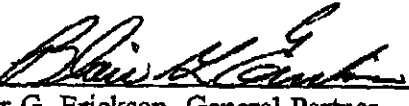
By: \_\_\_\_\_  
Debbi Walker, General Partner

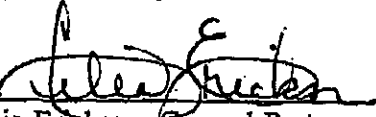
By:   
Lorin V. Walker, General Partner

By:   
Vikki Walker, General Partner

By:   
Keith T. Walker, General Partner

By:   
Allyson K. Walker, General Partner

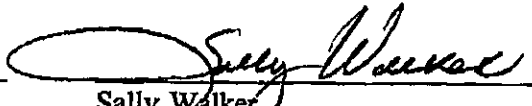
By:   
Blair G. Erickson, General Partner

By:   
Celia Erickson, General Partner

\_\_\_\_\_  
Roland L. Walker, also known as Von Walker

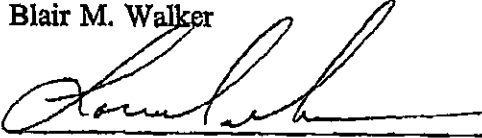
\_\_\_\_\_  
Dorothy M. Walker

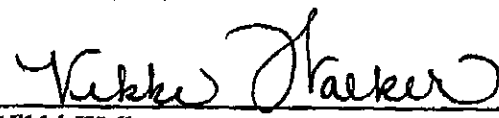
  
Roland N. Walker

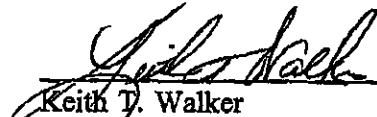
  
Sally Walker

\_\_\_\_\_  
Blair M. Walker

\_\_\_\_\_  
Debbi Walker

  
Lorin V. Walker

  
Vikki Walker

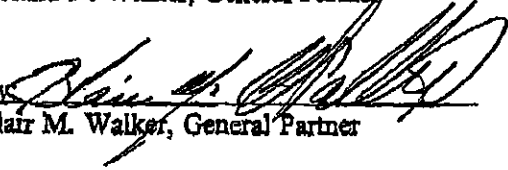
  
Keith T. Walker

  
Allyson K. Walker

IN WITNESS WHEREOF, each of the undersigned has signed, sealed and delivered as of the day, month and year first above written.

**WALKER LAND AND CATTLE COMPANY,**  
an Idaho General Partnership

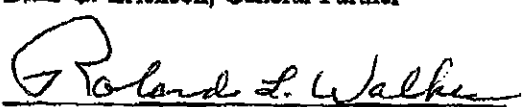
By: \_\_\_\_\_  
Roland N. Walker, General Partner

By:  \_\_\_\_\_  
Blair M. Walker, General Partner

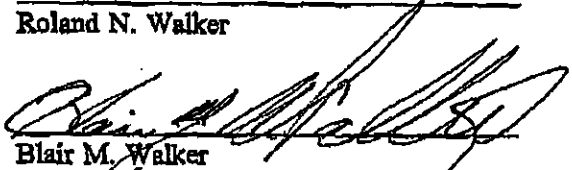
By: \_\_\_\_\_  
Lorin V. Walker, General Partner

By: \_\_\_\_\_  
Keith T. Walker, General Partner

By: \_\_\_\_\_  
Blair G. Erickson, General Partner

 \_\_\_\_\_  
Roland L. Walker, also known as Von Walker

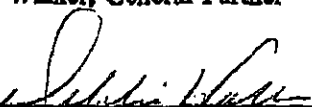
\_\_\_\_\_  
Roland N. Walker

 \_\_\_\_\_  
Blair M. Walker

\_\_\_\_\_  
Lorin V. Walker

\_\_\_\_\_  
Keith T. Walker

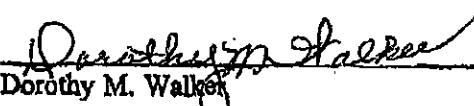
By: \_\_\_\_\_  
Sally Walker, General Partner

By:  \_\_\_\_\_  
Debbi Walker, General Partner

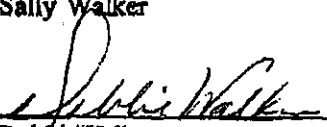
By: \_\_\_\_\_  
Vikki Walker, General Partner

By: \_\_\_\_\_  
Allyson K. Walker, General Partner

By: \_\_\_\_\_  
Celia Erickson, General Partner

 \_\_\_\_\_  
Dorothy M. Walker

\_\_\_\_\_  
Sally Walker

 \_\_\_\_\_  
Debbi Walker

\_\_\_\_\_  
Vikki Walker

\_\_\_\_\_  
Allyson K. Walker

Blair G. Erickson  
Blair G. Erickson

Celia Erickson  
Celia Erickson

STATE OF IDAHO )

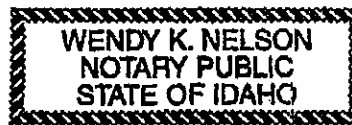
COUNTY OF Bonneville ) ss

On 12-16-04, before me, the undersigned, personally appeared Roland N. Walker and Sally Walker known or identified to me to be partners in the partnership and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

Wendy K. Nelson

Notary Public for the State of Idaho

Commission Expiration Date: 5/9/09



MY COMMISSION EXPIRES 5/9/09

STATE OF IDAHO )

COUNTY OF \_\_\_\_\_ ) ss

On \_\_\_\_\_, before me, the undersigned, personally appeared Blair M. Walker and Debbie Walker known or identified to me to be partners in the partnership and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

Notary Public for the State of Idaho

Commission Expiration Date: \_\_\_\_\_

STATE OF IDAHO )

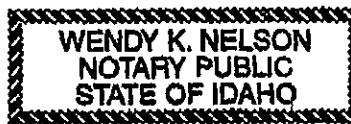
COUNTY OF Bonneville ) ss

On 12-16-04, before me, the undersigned, personally appeared Lorin V. Walker and Vikki Walker known or identified to me to be partners in the partnership and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

Wendy K. Nelson

Notary Public for the State of Idaho

Commission Expiration Date: 5/9/09



MY COMMISSION EXPIRES 5/9/09

---

Blair G. Erickson

---

Celia Erickson

STATE OF IDAHO )

COUNTY OF \_\_\_\_\_ ) ss

On \_\_\_\_\_, before me, the undersigned, personally appeared Roland N. Walker and Sally Walker known or identified to me to be partners in the partnership and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

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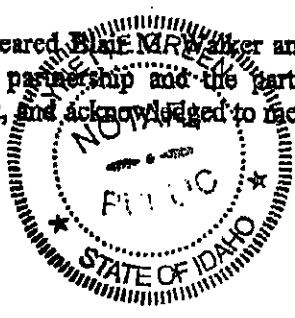
Notary Public for the State of Idaho

Commission Expiration Date: \_\_\_\_\_

STATE OF IDAHO )

COUNTY OF Jefferson ) ss

On 12/16/04, before me, the undersigned, personally appeared Blair M. Walker and Debbie Walker known or identified to me to be partners in the partnership and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.



Lynette Greer

Notary Public for the State of Idaho

Commission Expiration Date: 2/10/2004

STATE OF IDAHO )

COUNTY OF \_\_\_\_\_ ) ss

On \_\_\_\_\_, before me, the undersigned, personally appeared Lorin V. Walker and Vikki Walker known or identified to me to be partners in the partnership and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

---

Notary Public for the State of Idaho

Commission Expiration Date: \_\_\_\_\_

STATE OF IDAHO )

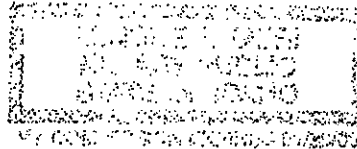
COUNTY OF Bonneville )<sup>SS</sup>

On 12/21/04, before me, the undersigned, personally appeared Keith T. Walker and Allyson K. Walker known or identified to me to be partners in the partnership and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

[Signature]

Notary Public for the State of Idaho

Commission Expiration Date: 1/30/09



STATE OF IDAHO )

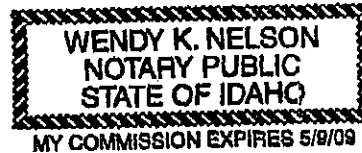
COUNTY OF Bonneville )<sup>SS</sup>

On 12-16-04, before me, the undersigned, personally appeared Blair G. Erickson and Celia Erickson known or identified to me to be partners in the partnership and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

[Signature]

Notary Public for the State of Idaho

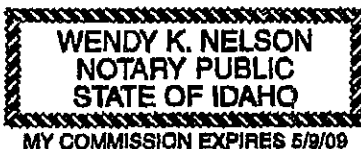
Commission Expiration Date: 5/9/09



STATE OF IDAHO )

COUNTY OF BONNEVILLE )<sup>SS</sup>

On 12-16-04, before me, the undersigned, personally appeared Roland N. Walker and Sally Walker, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



[Signature]

NOTARY FOR THE STATE OF IDAHO

Commission Expires: 5/9/09

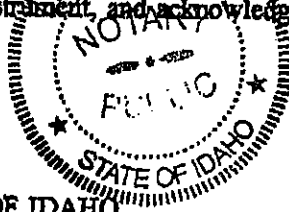
STATE OF IDAHO

)  
) SS.

COUNTY OF BONNEVILLE

)

On 12/16/04, before me, the undersigned, personally appeared Blair M. Walker and Debbi Walker, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Lynette Green  
 NOTARY FOR THE STATE OF IDAHO  
 Commission Expires: 2/10/2010

STATE OF IDAHO

)  
) SS.

COUNTY OF BONNEVILLE

)

On \_\_\_\_\_, before me, the undersigned, personally appeared Lorin V. Walker and Vikki Walker, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

\_\_\_\_\_  
 NOTARY FOR THE STATE OF IDAHO  
 Commission Expires: \_\_\_\_\_

STATE OF IDAHO

)  
) SS.

COUNTY OF BONNEVILLE

)

On \_\_\_\_\_, before me, the undersigned, personally appeared Keith T. Walker and Allyson K. Walker, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

\_\_\_\_\_  
 NOTARY FOR THE STATE OF IDAHO  
 Commission Expires: \_\_\_\_\_

STATE OF IDAHO

)  
) SS.

COUNTY OF BONNEVILLE

)

On \_\_\_\_\_, before me, the undersigned, personally appeared Blair G. Erickson and Celia Erickson, known or identified to me to be the persons whose names are subscribed to the Within instrument, and acknowledged to me that they executed the same.

\_\_\_\_\_  
 NOTARY FOR THE STATE OF IDAHO  
 Commission Expires: \_\_\_\_\_

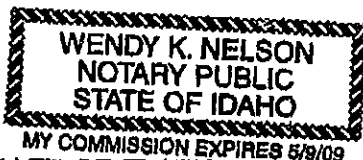
STATE OF IDAHO )  
 ) SS.  
COUNTY OF BONNEVILLE )

On \_\_\_\_\_, before me, the undersigned, personally appeared Blair M. Walker and Debbi Walker, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

\_\_\_\_\_  
NOTARY FOR THE STATE OF IDAHO  
Commission Expires: \_\_\_\_\_

STATE OF IDAHO )  
 ) SS.  
COUNTY OF BONNEVILLE )

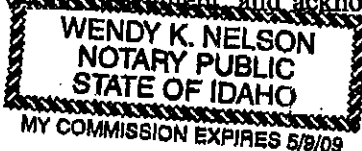
On 12-16-04, before me, the undersigned, personally appeared Lorin V. Walker and Vikki Walker, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



STATE OF IDAHO )  
 ) SS.  
COUNTY OF BONNEVILLE )

Wendy K. Nelson  
\_\_\_\_\_  
NOTARY FOR THE STATE OF IDAHO  
Commission Expires: 5/9/09

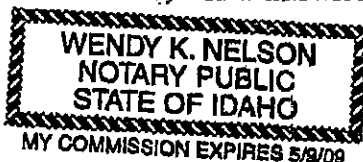
On 12-16-04, before me, the undersigned, personally appeared Keith T. Walker and Allyson K. Walker, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



STATE OF IDAHO )  
 ) SS.  
COUNTY OF BONNEVILLE )

Wendy K. Nelson  
\_\_\_\_\_  
NOTARY FOR THE STATE OF IDAHO  
Commission Expires: 5/9/09

On 12-16-04, before me, the undersigned, personally appeared Blair G. Erickson and Celia Erickson, known or identified to me to be the persons whose names are subscribed to the Within instrument, and acknowledged to me that they executed the same.



Wendy K. Nelson  
\_\_\_\_\_  
NOTARY FOR THE STATE OF IDAHO  
Commission Expires: 5/9/09

STATE OF IDAHO

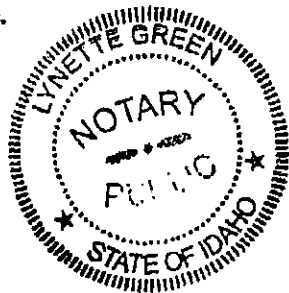
)

) SS.

COUNTY OF BONNEVILLE

)

On 12/16/04, before me, the undersigned, personally appeared Roland L. Walker also known as Von Walker and Dorothy M. Walker, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Lynette Green  
NOTARY FOR THE STATE OF IDAHO  
Commission Expires: 2/10/2010

TRACT 1:

Township 3 North, Range 36 East of the Boise Meridian, Bonneville County, Idaho.

Section 19: S1/2 NE1/4

④

Section 20: S1/2 NW1/4  
NE1/4

Section 29: E1/2 NE1/4  
SW1/4 NE1/4  
SE1/4 NW1/4

Township 3 North, Range 39 East of the Boise Meridian, Bonneville County, Idaho.

Section 13: S1/2 NW1/4  
NE1/4 lying South and West of boundary line of Black Rim Canyon

Section 14: SE1/4 NE1/4

TRACT 2:

A 30 foot wide Easement as evidenced by that certain Grant of Easement and Joint Use Agreement recorded as Instrument No. 810379, records of Bonneville County, Idaho.

TRACT 3:

An Easement for ingress and egress as evidenced by that certain Deed of Easement recorded as Instrument No. 1015542, records of Bonneville County, Idaho.

TRACT 4:

Township 4 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho.

Section 1: Government Lots 1, 2, 3 and 4  
S1/2 NW1/4  
E1/2 SW1/4  
S1/2 NE1/4  
SE1/4

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTY:

- a. That certain property conveyed to Jefferson County for roadway purposes by that certain Quitclaim Deed recorded as Instrument No. 159029, records of Jefferson County, Idaho.

Township 4 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho.

Section 5: Government Lot 4  
SW1/4 NW1/4  
NW1/4 SW1/4

Section 6: Government Lots 1, 2, 3, 4, 5 and 6  
SE1/4 NW1/4  
S1/2 NE1/4  
N1/2 SE1/4  
NE1/4 SW1/4

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTIES:

- a. Beginning at a point that is East 775.50 feet of the Southwest Corner of the NW1/4 SW1/4 of Section 6, Township 4 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho, which is the POINT OF BEGINNING; thence North 1056 feet; thence East 1056 feet; thence South 1056 feet; thence West 1056 feet to the point of beginning.
- b. That certain property conveyed to Jefferson County for roadway purposes by that certain Quitclaim Deed recorded as Instrument No. 159030, records of Jefferson County, Idaho.

Township 4 North, Range 38 East of the Boise Meridian, Jefferson County, Idaho.

Section 13: Beginning at a point that is South 1650 feet of the Northwest Corner of the NW1/4 of Section 13, Township 4 North, Range 38 East of the Boise Meridian, Jefferson County, Idaho; running thence South 990 feet; thence East 2640 feet; thence North 990 feet; thence West 2640 feet to the point of beginning.

Section 14: N1/2 SE1/4

Township 6 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho.

Section 2: Government Lots 3 and 4  
SW1/4  
S1/2 NW1/4

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTIES:

- a. Beginning at the Northeast Corner of the NW1/4 of Section 2, Township 6 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho; thence South 690 feet; thence N45°W 976 feet; thence East 690 feet to the point of beginning.
- b. Beginning at the Southwest Corner of the SW1/4 of Section 2, Township 6 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho; thence North approximately 640 feet; thence S45°E 905 feet; thence West 640 feet to the point of beginning.

- c. Beginning at the Northwest Corner of the SW1/4 of Section 2, Township 6 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho; thence South approximately 630 feet; thence N45°E 890 feet; thence West 630 feet to the point of beginning.
- d. Beginning at the Northeast Corner of the SW1/4 of Section 2, Township 6 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho; thence West approximately 590 feet; thence S45°E 834 feet; thence North 590 feet to the point of beginning.
- e. Beginning at the Southwest Corner of the NW1/4 of Section 2, Township 6 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho; thence North 680 feet; thence Southeast at an angle 894 feet to a point which is 580 feet East of the point of beginning; thence West 580 feet to the point of beginning.
- f. Beginning at the Southeast Corner of the NW1/4 of Section 2, Township 6 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho; thence North 615 feet; thence S45°W 870 feet; thence East 615 feet to the point of beginning.

Township 7 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho.

Section 35: SE1/4

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTIES:

- a. Beginning at the Northeast Corner of the SE1/4 of Section 35, Township 7 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho; thence West 625 feet; thence S45°E 884 feet; thence North 625 feet to the point of beginning.
- b. Beginning at the Northwest Corner of the SE1/4 of Section 35, Township 7 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho; thence East 630 feet; thence S45°W 891 feet; thence North 630 feet to the point of beginning.
- c. Beginning at the Southwest Corner of the SE1/4 of Section 35, Township 7 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho; thence North 630 feet; thence S45°E 891 feet; thence West 630 feet to the point of beginning.

Section 36: Beginning at the Southwest Corner of the SW1/4 of Section 36, Township 7 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho; thence North 160 feet; thence East 620 feet; thence South 160 feet; thence West 160 feet to the point of beginning.

Township 7 North, Range 37 East of the Boise Meridian, Jefferson County, Idaho.

③

Section 4: All

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTIES:

- a. That certain property conveyed to Jefferson County for roadway purposes by that certain Quitclaim Deed recorded as Instrument No. 163412, records of Jefferson County, Idaho.
- b. That certain property conveyed to Jefferson County for roadway purposes by that certain Warranty Deed recorded as Instrument No. 202021, records of Jefferson County, Idaho.

Township 8 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho.

①

Section 23: E1/2  
E1/2 W1/2

②

Section 24: W1/2 W1/2

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTIES:

- a. Beginning at a point that is S89°28'35"W 4034.48 feet along the Section line and N0°16'37"E 30.49 feet from the Southeast Corner of Section 24, Township 8 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho; and running thence S89°25'44"W 16.48 feet; thence N0°02'23"W 550.10 feet; thence N89°26'05"E 19.48 feet to the East line of said SW1/4 SW1/4; thence S0°16'37"W 550.13 feet to the point of beginning.

Section 26: W1/2 E1/2  
E1/2 W1/2

Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho.

Section 3: S1/2

Section 15: SE1/4 SW1/4 lying East of the Oregon Short Line Railroad right of way

SW1/4 lying West of the West right of way line of Interstate 15

SW1/4 NW1/4 lying West of the West right of way line of Interstate 15

SW1/4 NW1/4 lying East of the East right of way line of Interstate 15 and West of the Oregon Short Line Railroad right of way

SW1/4 lying East of the East right of way line of Interstate 15 and West of the Oregon Short Line Railroad right of way.

AND: Beginning at a point that is East along the Section line 2887.50 feet; thence North 31°55'20"W 1710.70 feet; thence North 44°25'20"E 102.91 feet from the Southwest Corner of Section 15, Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho, said point being on the East right of way line of a railroad; running thence N44°25'20"E 324.60 feet; thence N56°44'E 408.40 feet; thence S0°34'50"E 705.00 feet; thence S89°25'10"W 418.00 feet to said railroad right of way line; thence N31°55'20"W 298.50 feet to the point of beginning.

AND: Beginning at a point that is East 258.30 feet; thence N32°05'W 213.97 feet; and N83°21'E 110.74 feet from the South Quarter Corner of Section 15, Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho; running thence N83°21'E 198.85 feet; thence N32°05'W 874.74 feet; thence S0°29'30"E 342.80 feet; thence S32°05'E 497.34 feet to the point of beginning.

AND: Beginning at a point that is East 258.30 feet and N32°05'W along the centerline of the main railroad tract 769.96 feet and N57°55'E 100.00 feet from the South Quarter Corner of Section 15; Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho; running thence N57°55'E 71.24 feet; thence N32°05'W 94.85 feet; thence S57°55'W 71.24 feet; thence S32°05'E 94.85 feet to the point of beginning.

AND: Beginning at a point that is N89°43'51"W 1212.11 feet along the Section line and N32°44'32"W 3.87 feet from the South Quarter Corner of said Section 15, Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho; said South Quarter Corner being located using the Corner Perpetuating and Filing Record signed by L.S. 760 on January 14, 1982, records of Jefferson County, Idaho; and running thence N32°44'32"W 477.50 feet; thence N57°15'28"E 536.76 feet; thence S32°44'32"E 477.50 feet; thence S57°15'28"W 536.76 feet to the true point of beginning.

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTIES:

- a. That portion lying North of the following described line, said line being South 1396.30 feet, East 250.40 feet, S3°08'E 100.00 feet, and N86°52'E 104.00 to the West line of Old State Highway #191, and in a Southeasterly direction along Old State Highway #191, 875 feet from the Northwest Corner of Section 15; Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho; said line being an existing fence line; thence Southwesterly along said fence line 386 feet to the East border of Interstate 15.
- b. Beginning at a point that is East 258.30 feet and N32°05'W 1006.31 feet and S57°55'W 162.00 feet from the South Quarter Corner of Section 15, Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho; running thence S57°55'W 110.00 feet; thence N32°05'W 127.30 feet; thence S57°55'W 40.00 feet; thence N32°05'W 222.70 feet; thence N57°55'E 150.00 feet; thence S32°05'E 350.00 feet to the point of beginning.
- c. Beginning at a point that is East 258.30 feet and N32°05'W 1006.31 feet and S57°55'W 162.00 feet from the South Quarter Corner of Section 15, Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho, being the TRUE POINT OF BEGINNING; thence S57°55'W 117.00 feet; thence S32°05'E 98.00 feet; thence N57°55'E 117.00 feet; thence N32°05'W 98.00 feet to the true point of beginning.
- d. Beginning at the Southwest Corner of Section 15, Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho; running thence S89°29'49"E 2655.06 feet; thence N00°30'11"E 66.52 feet to the TRUE POINT OF BEGINNING; thence N31°27'25"W 238.00 feet; thence S58°32'34"W 300.00 feet; thence S31°27'25"E 51.48 feet; thence S89°35'13"E 353.26 feet to the true point of beginning.

- e. Beginning at a point that is N89°43'51"W 1212.11 feet along the Section line and N32°44'32"W 3.87 feet from the South Quarter Corner of said Section 15, Township 7 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho; said South Quarter Corner being located using the Corner Perpetuating and Filing Record signed by L.S. 760 on January 14, 1982, records of Jefferson County, Idaho; running thence N32°44'32"W 477.50 feet; thence N57°15'28"E 536.76 feet; thence S32°44'32"E 477.50 feet; thence S57°15'28"W 536.76 feet to the true point of beginning.

Section 21: NE1/4

Section 22: That portion of the NW1/4 NW1/4 lying East of the East right of way of Interstate 15.

That portion of the NW1/4 NW1/4 lying West of the West right of way of Interstate 15 and North of the North right of way of the Hamer-Terretton Connection Road.

ALSO: Lots 1 through 10, and the East Half of Lots 11 and 12, Block 7, Townsite of Hamer, to the County of Jefferson, State of Idaho, according to the recorded plat thereof.

ALSO: Any portion of the streets or alleys vacated in Ordinance No. 5, recorded June 22, 1977, as Instrument No. 186513, records of Jefferson County, Idaho.

**TRACT 5:**

Township 8 North, Range 37 East of the Boise Meridian, Fremont County, Idaho.

Section 16: All

**TRACT 6:**

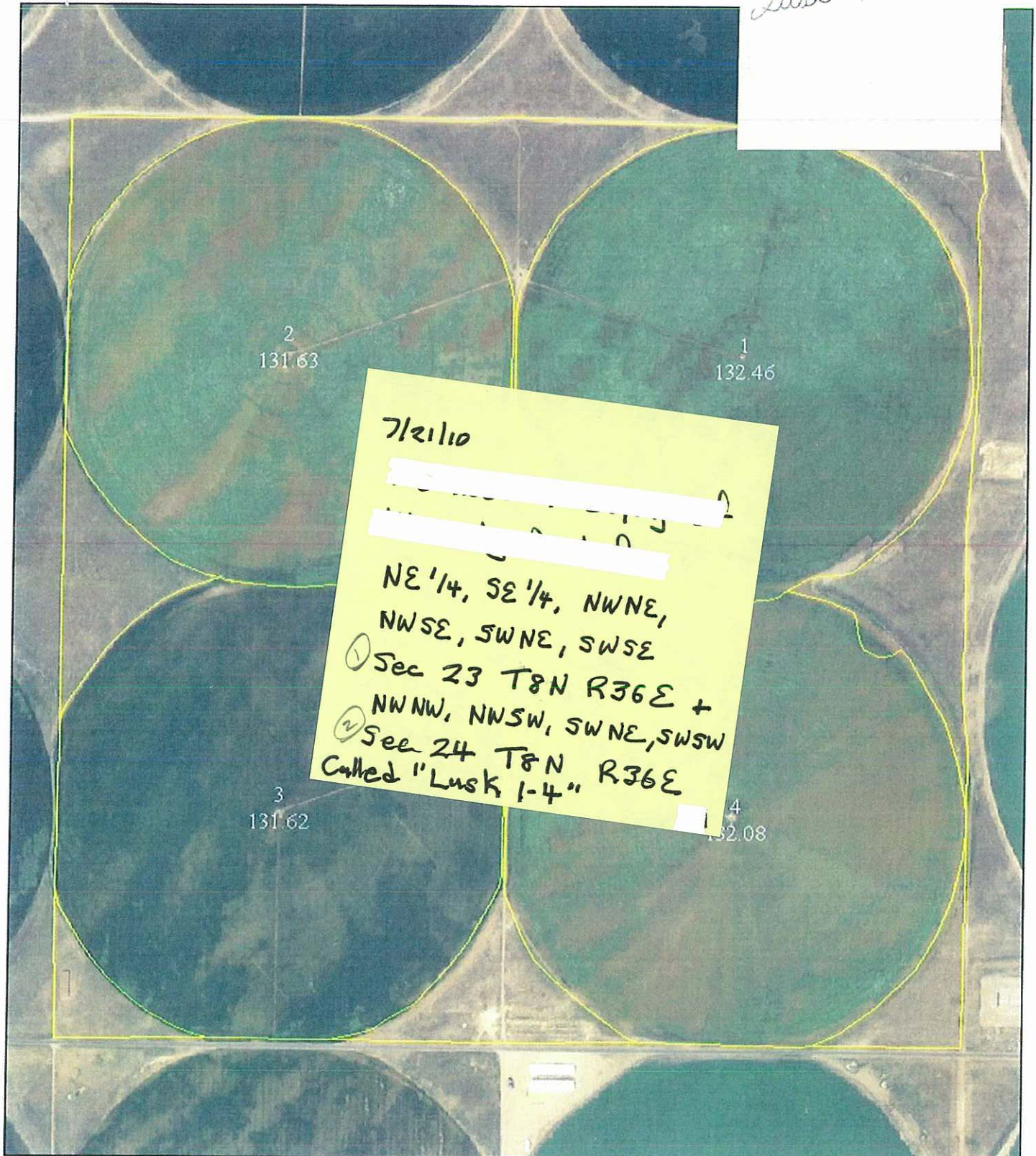
A 30 foot wide Easement as evidenced by that certain Grant of Easement recorded as Instrument No. 453801, records of Fremont County, Idaho.

**TRACT 7:**

Township 8 North, Range 37 East of the Boise Meridian, Fremont County, Idaho.

Section 21: Beginning at the Southeast Corner and running thence West 170 feet; thence North 500 feet; thence East 170 feet; thence South 500 feet to the point of beginning.

Lusk 1-4



United States Department of Agriculture  
Farm Service Agency

Jefferson County, Idaho



May 22, 2008

Farm: 2617  
Tract: 13  
Walker Land & Cattle  
23-8-36

Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact wetland boundaries and determinations, or contact NRCS.

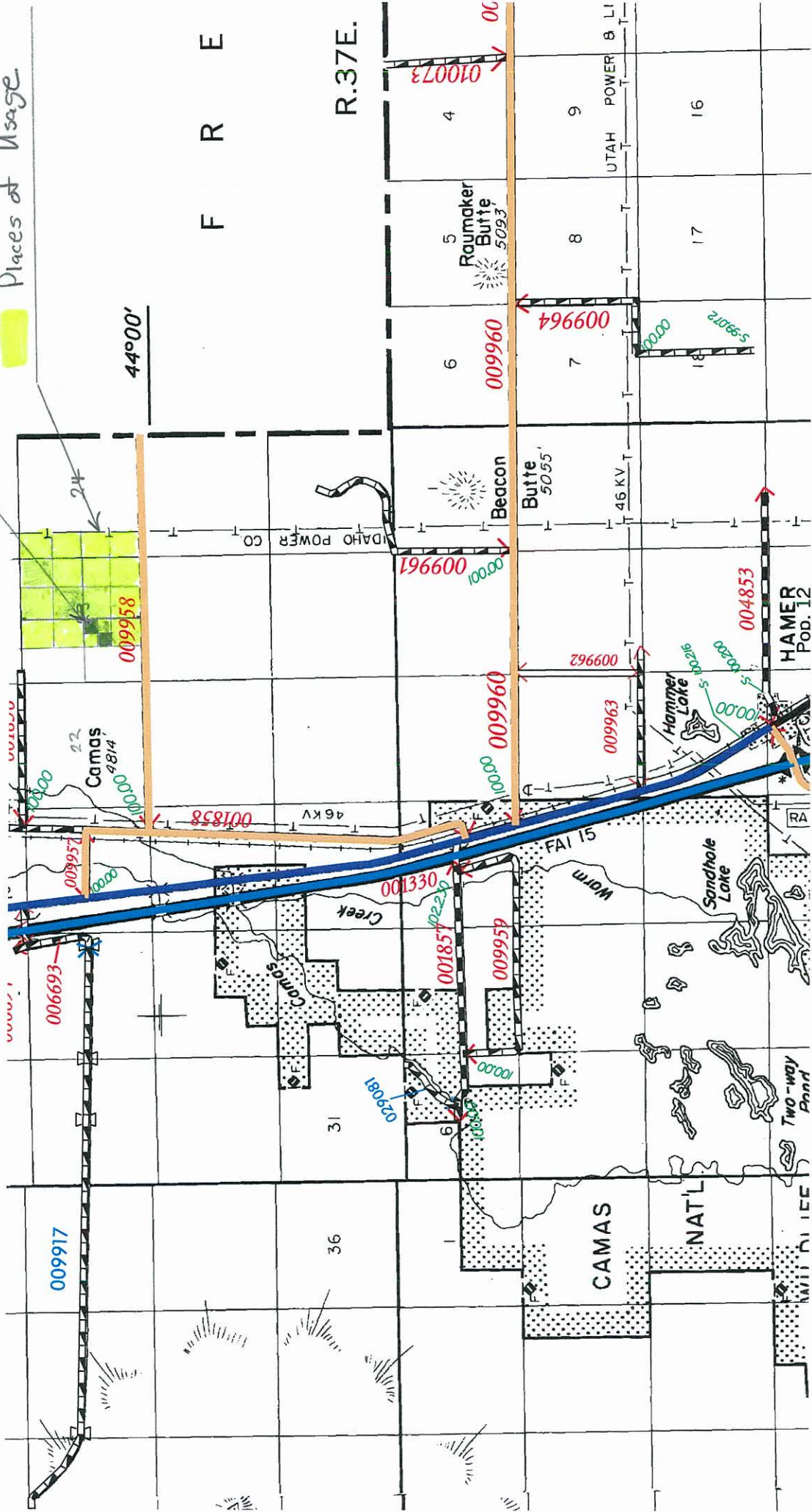
Points of Diversion

Places of Usage

R36E

F R E

R.37E.



[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report

12/14/2009

WATER RIGHT NO. 31-2435

| Owner Type     | Name and Address                                                                                  |
|----------------|---------------------------------------------------------------------------------------------------|
| Current Owner  | WALKER LAND & CATTLE CO<br>1070 RIVERWALK DR<br>STE 252<br>IDAHO FALLS, ID 83402<br>(208)754-4696 |
| Current Owner  | JOYCE I LUCAS<br>PO BOX 476<br>JACKSON, WY 83001                                                  |
| Original Owner | BYRON D LUSK<br>943 S 7TH W<br>SUGAR CITY, ID 83448-5059<br>(208)356-6295                         |

Priority Date: 04/06/1967

Basis: Decreed

Status: Active

| Source       | Tributary |
|--------------|-----------|
| GROUND WATER |           |

| Beneficial Use  | From | To    | Diversion Rate | Volume   |
|-----------------|------|-------|----------------|----------|
| IRRIGATION      | 4/01 | 11/01 | 10 CFS         | 1820 AFA |
| Total Diversion |      |       | 10 CFS         |          |

Location of Point(s) of Diversion:

|              |        |         |              |           |                  |
|--------------|--------|---------|--------------|-----------|------------------|
| GROUND WATER | SWNE   | Sec. 23 | Township 08N | Range 36E | JEFFERSON County |
| GROUND WATER | SWNESE | Sec. 23 | Township 08N | Range 36E | JEFFERSON County |

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 08N      | 36E   | 23      |     | NENE  | 32.5  |     | NWNE  | 32.5  |     | SWNE  | 32.5  |     | SENE  | 32.5  |
|          |       |         |     | NENW  | 32.5  |     | SENE  | 32.5  |     |       |       |     |       |       |
|          |       |         |     | NESW  | 32.5  |     | SESW  | 32.5  |     |       |       |     |       |       |
|          |       |         |     | NESE  | 32.5  |     | NWSE  | 32.5  |     | SWSE  | 32.5  |     | SESE  | 32.5  |
|          |       | 24      |     | NWNW  | 32.5  |     | SWNW  | 32.5  |     |       |       |     |       |       |
|          |       |         |     | NWSW  | 32.5  |     | SWSW  | 32.5  |     |       |       |     |       |       |

Total Acres: 520

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. | C03 | RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.                                                                                                                                                                                                               |

Dates:

Licensed Date:

Decreed Date: 02/22/2002

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

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: AND

Water District Number: 110

Generic Max Rate per Acre: .....

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

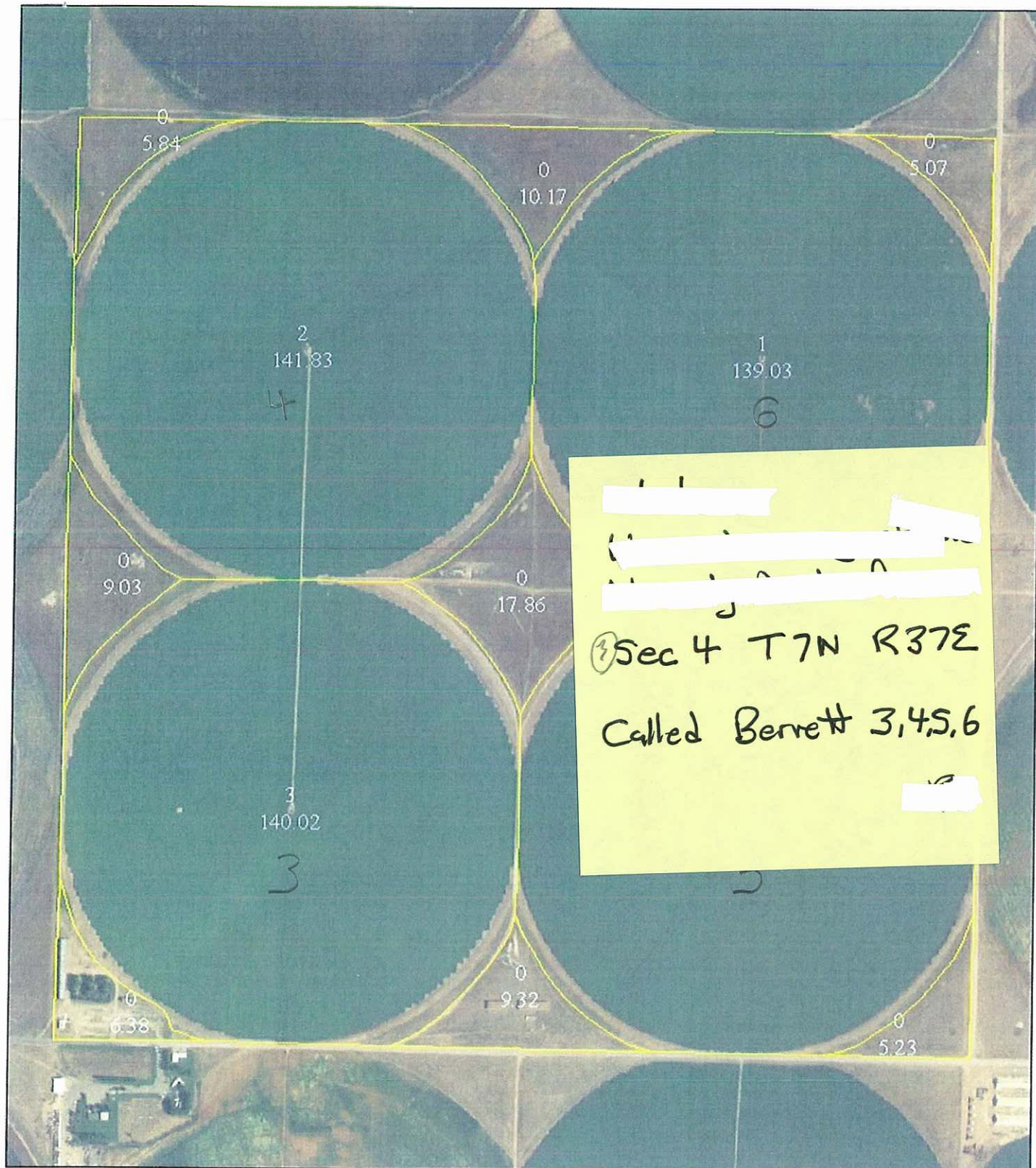
Cary Act Number:

Mitigation Plan: False

Close

2 Water Rights

Berrett 3-6



United States Department of Agriculture  
Farm Service Agency

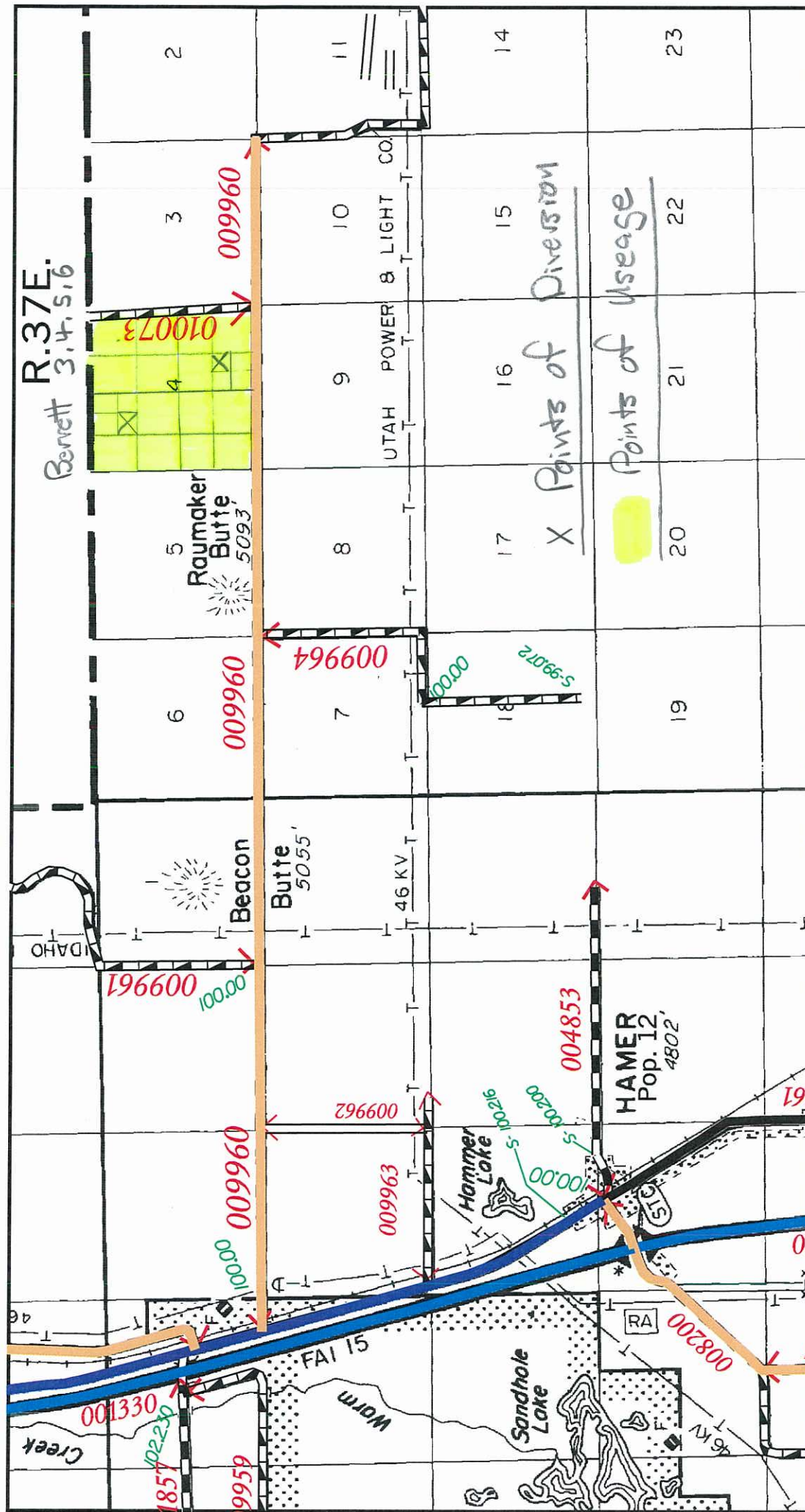
Jefferson County, Idaho



May 22, 2008

Farm: 2617  
Tract: 258  
Walker Land & Cattle  
4-7-36

Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact wetland boundaries and determinations, or contact NRCS.



[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report

12/14/2009

WATER RIGHT NO. 31-10275

| <u>Owner Type</u> | <u>Name and Address</u>                                                                           |
|-------------------|---------------------------------------------------------------------------------------------------|
| Current Owner     | WALKER LAND & CATTLE CO<br>1070 RIVERWALK DR<br>STE 252<br>IDAHO FALLS, ID 83402<br>(208)754-4696 |
| Present Owner     | ROLAND L WALKER<br>1070 RIVERWALK DR<br>STE 252<br>IDAHO FALLS, ID 83402<br>(208)932-0737         |
| Original Owner    | ROLAND L WALKER<br>1070 RIVERWALK DR<br>STE 252<br>IDAHO FALLS, ID 83402<br>(208)932-0737         |
| Original Owner    | DOROTHY M WALKER<br>PO BOX 129<br>MENAN, ID 83434<br>(208)754-4580                                |

Priority Date: 04/01/1981

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      | 4/01 | 10/31 | 0.26 CFS |  |
| Total Diversion |      |       | 0.26 CFS |  |

Location of Point(s) of Diversion:

|              |        |         |              |           |                  |
|--------------|--------|---------|--------------|-----------|------------------|
| GROUND WATER | SESWNE | Sec. 04 | Township 07N | Range 37E | JEFFERSON County |
| GROUND WATER | NWNESW | Sec. 04 | Township 07N | Range 37E | JEFFERSON County |

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 07N      | 37E   | 4       | 1   | NENE  | 35    | 2   | NWNE  | 35    |     | SWNE  | 35    |     | SENE  | 35    |
|          |       |         | 3   | NENW  | 35    | 4   | NWNW  | 35    |     | SWNW  | 35    |     | SENW  | 35    |
|          |       |         |     | NESW  | 35    |     | NWSW  | 35    |     | SWSW  | 35    |     | SESW  | 35    |
|          |       |         |     | NESE  | 35    |     | NWSE  | 35    |     | SWSE  | 35    |     | SESE  | 35    |

Total Acres: 560

Conditions of Approval:

|    |     |                                                                                                                                                                                                                                                                                                                                |
|----|-----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. | 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. |
| 2. |     | USE OF THIS RIGHT WITH RIGHT NO. 31-02437 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.09 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1960 AF.                                                                                                                                                                |
| 3. | 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.               |
| 4. |     | USE OF THIS RIGHT WITH RIGHT NO. 31-02437 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 560 ACRES IN A SINGLE IRRIGATION SEASON.                                                                                                                                                                                         |
| 5. |     | RIGHT NO. 31-02437 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE. THIS RIGHT IS FOR AN ENLARGEMENT OF 16 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.                                                                                                                                                 |
| 6. |     | THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 31-02437 PURSUANT TO SECTION 42-1426, IDAHO CODE.                                                                                                                                                                                                                         |

## Dates:

Licensed Date:

Decreed Date: 02/22/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date: 4/12/1994

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:

Water District Number: 110

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 560

Combined Volume Limit: 1960

Combined Rate Limit: 9.09

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](#)

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report

12/14/2009

WATER RIGHT NO. 31-2437

| <u>Owner Type</u> | <u>Name and Address</u>                                                                           |
|-------------------|---------------------------------------------------------------------------------------------------|
| Current Owner     | WALKER LAND & CATTLE CO<br>1070 RIVERWALK DR<br>STE 252<br>IDAHO FALLS, ID 83402<br>(208)754-4696 |
| Present Owner     | ROLAND L WALKER<br>1070 RIVERWALK DR<br>STE 252<br>IDAHO FALLS, ID 83402<br>(208)932-0737         |
| Original Owner    | ROLAND L WALKER<br>1070 RIVERWALK DR<br>STE 252<br>IDAHO FALLS, ID 83402<br>(208)932-0737         |
| Original Owner    | DOROTHY M WALKER<br>PO BOX 129<br>MENAN, ID 83434<br>(208)754-4580                                |

Priority Date: 04/28/1967

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      | 3/15 | 11/15 | 9.09 CFS | 1904 AFA |
| Total Diversion |      |       | 9.09 CFS |          |

Location of Point(s) of Diversion:

|              |        |         |              |           |                  |
|--------------|--------|---------|--------------|-----------|------------------|
| GROUND WATER | SESWNE | Sec. 04 | Township 07N | Range 37E | JEFFERSON County |
| GROUND WATER | NWNESW | Sec. 04 | Township 07N | Range 37E | JEFFERSON County |

IRRIGATION Use:

Acre Limit: 544

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 07N      | 37E   | 4       | 1   | NENE  | 35    | 2   | NWNE  | 35    |     | SWNE  | 35    |     | SENE  | 35    |
|          |       |         | 3   | NENW  | 35    | 4   | NWNW  | 35    |     | SWNW  | 35    |     | SENW  | 35    |
|          |       |         |     | NESW  | 35    |     | NWSW  | 35    |     | SWSW  | 35    |     | SESW  | 35    |
|          |       |         |     | NESE  | 35    |     | NWSE  | 35    |     | SWSE  | 35    |     | SESE  | 35    |

Total Acres: 560

Conditions of Approval:

|    |     |                                                                                                                                                                                                                                                                                                                  |
|----|-----|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. |     | USE OF THIS RIGHT WITH RIGHT NO. 31-10275 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 560 ACRES IN A SINGLE IRRIGATION SEASON. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 544 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.                                               |
| 2. | 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. |
| 3. | C05 | RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.                                                                                                                                                                                                                      |
| 4. |     | RIGHT NO. 31-10275 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE. RIGHT NO. 31-10275 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.                                                                                                                                      |
| 5. |     | USE OF THIS RIGHT WITH RIGHT NO. 31-10275 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.09 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION                                                                                                                                                                     |

|                    |
|--------------------|
| VOLUME OF 1960 AF. |
|--------------------|

## Dates:

Licensed Date:

Decreed Date: 02/22/2002

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

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:

Water District Number: 110

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 560

Combined Volume Limit: 1960

Combined Rate Limit: 9.09

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

■ Potato : [all] : (5,183.50)  
■ Wheat : [all] : (637.60)  
■ Barley : [all] : (6,355.34)

Potato : [all] : (5,183.50)

```
Wheat : [all] : (637.60)
```

Barley : [all] : (6,355.34)

Section 20: 3N35

Stanger 3: 164.10  
(Point of Diversion)

Stanger 2 236.80

(Places of Use)

Area called  
Horse Ranch  
Buildings  
+ Cellars

SENE Sec 20 T3N R36E  
Commonly named  
"Reed East Pivot"

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report

12/14/2009

WATER RIGHT NO. 35-12367

| <u>Owner Type</u> | <u>Name and Address</u>                                                                   |
|-------------------|-------------------------------------------------------------------------------------------|
| Current Owner     | ROLAND L WALKER<br>1070 RIVERWALK DR<br>STE 252<br>IDAHO FALLS, ID 83402<br>(208)932-0737 |
| Current Owner     | E BRUCE STANGER<br>5387 E 49 N<br>IDAHO FALLS, ID 83401<br>(208)754-4697                  |
| Current Owner     | WRIGHT BROS INC<br>405 S 1350 E<br>BOUNTIFUL, UT 84010<br>(208)754-4697                   |

Priority Date: 03/17/1961

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> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| COMMERCIAL            | 1/01        | 12/31     | 0.08 CFS              | 1.77 AFA      |
| DOMESTIC              | 1/01        | 12/31     | 0.07 CFS              |               |
| Total Diversion       |             |           | 0.15 CFS              |               |

Location of Point(s) of Diversion:

|              |        |         |              |           |                   |
|--------------|--------|---------|--------------|-----------|-------------------|
| GROUND WATER | NENESE | Sec. 20 | Township 03N | Range 36E | BONNEVILLE County |
|--------------|--------|---------|--------------|-----------|-------------------|

Place(s) of use:

Place of Use Legal Description: COMMERCIAL BONNEVILLE County

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 03N      | 36E   | 20      |     | NENE  |       |     |       |       |     |       |       |     |       |       |
|          |       | 28      |     | NESE  |       |     |       |       |     |       |       |     |       |       |
|          |       |         |     | NWNW  |       |     |       |       |     |       |       |     |       |       |

Place of Use Legal Description: DOMESTIC BONNEVILLE County

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 03N      | 36E   | 20      |     | NESE  |       |     |       |       |     |       |       |     |       |       |
|          |       | 21      |     | SWNW  |       |     |       |       |     |       |       |     |       |       |
|          |       |         |     | SWSW  |       |     |       |       |     |       |       |     |       |       |

Conditions of Approval:

|    |     |                                                                                                                          |
|----|-----|--------------------------------------------------------------------------------------------------------------------------|
| 1. |     | COMMERCIAL USE IS 4 POTATO CELLAR HUMIDIFIERS.                                                                           |
| 2. | N11 | THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.                  |
| 3. |     | PARCEL NOS. 03N36E210002 (8870 N. 105TH W.) 03N36E200002 (9481 N. 105TH W.) 03N36E280002 (8002 N. 105TH W.) 03N36E207241 |

Dates:

Licensed Date:

Decreed Date: 09/15/1998

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: AND

Water District Number: 120

Generic Max Rate per Acre:

Generic Max Volume per Acre:

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

# WARRANTY DEED

For Value Received DeLos D. Lusk and Byron Lusk, a partnership

the grantor does hereby grant, bargain, sell and convey unto

Roland N. Walker and Sally Walker

the grantee the following described premises, to wit:

An undivided one-half interest in and to the West 1/2 of the West 1/2 of Section 24, and the East 1/2 and the East 1/2 of the West 1/2 of Section 23, all in Township 36 N., R. 36 E., B. 1 N.

RECEIVED BY  
ASSESSOR  
FOR PAYING

July 12, 1917

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee that the said premises are free from all incumbrances.

And the said Grantor will warrant and defend the same from all lawful claims whatsoever.

*DeLos D. Lusk*  
DeLos D. Lusk  
Byron Lusk  
General Partner  
General Partner

STATE OF IDAHO, county of Blaine  
before me, a Notary Public in and for said State, personally appeared  
DeLos D. Lusk  
Byron Lusk  
known to me to be the person and not a nominee, subscribed to the within instrument, and acknowledged to me that he executed the same.

STATE OF IDAHO, COUNTY OF Blaine  
I hereby certify that this instrument was filed for record at the recorder's office of said county on the 12th day of July, 1917, at 10:30 minutes past 10 o'clock P.M.  
1917, in my office, and duly recorded in Book of Deeds at page 254.  
Notary Public  
Deputy

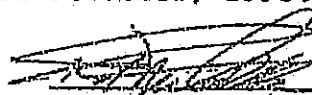
QUITCLAIM DEED

For Value Received Roland N. Walker & Sally Walker husband and wife do hereby convey, release, remise and forever quitclaim unto Walker Land & Cattle Company an Idaho Corporation, whose current address is 696 S. Bellin Road, Idaho Falls, ID, the following described premises, to wit.

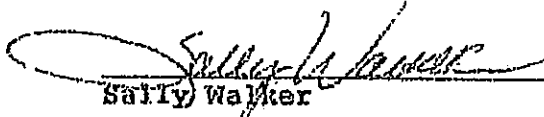
Township 8 North, Range 36 East of the Boise Meridian,  
Jefferson County, Idaho  
Section 24: W1/2 W1/2  
Section 23: E1/2, E1/2 W1/2

together with all water rights appurtenant thereto and all other appurtenances.

DATED this 21 day of December, 1990.



Roland N. Walker



Sally Walker

RECEIVED BY  
LESSOR  
for PLATTING  
D. 12.26.90 Time 3:22 PM

258640  
Microfilm No. \_\_\_\_\_  
326 Day \_\_\_\_\_  
At \_\_\_\_\_ 1990  
TAMRA K. STITT  
Jefferson Co. Recorder  
Fee \$ 6.00 5.00 Deputy  
Recorded at Request of \_\_\_\_\_

STATE OF IDAHO )

) ss.

County of Bonneville )

On this 21 day of December, 1990, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Roland N. Walker known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand the day and year first above written.

  
NOTARY PUBLIC FOR IDAHO

Residing at Idaho Falls, ID

Commission Expires: 2/13/93

STATE OF IDAHO )

) ss.

County of Bonneville )

On this 21 day of December, 1990, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Sally Walker known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand the day and year first above written.

  
NOTARY PUBLIC FOR IDAHO

Residing at Idaho Falls, ID

Commission Expires: 2/13/93

0312B

QUITCLAIM DEED P.2

## AMERICAN LAND TITLE

7-1613

258434

Microfilm No. \_\_\_\_\_  
 17 Day January 19 91  
 At 4:30 O'Clock PM  
Carol Keller  
 Jefferson Co. Recorder  
 Fee \$ 12.00 SK Deputy  
 Recorded at Request of AL

WARRANTY DEED

THIS INDENTURE, made this 7 day of January, 1991, by RODERICK P. LUCAS and JOYCE T. LUCAS, husband and wife, not individually, but as Trustees of The Roderick P. Lucas and Joyce T. Lucas Family Trust dated February 3, 1987, as subsequently amended, the party of the first part, and ROLAND N. WALKER and SALLY WALKER, husband and wife, whose mailing address is 1739 Raymond Dr., Idaho Falls, Idaho 83402, County of Bonneville, the party of the second part.

WITNESSETH, that the party of the first part, for and in consideration of the sum of TEN DOLLARS (\$10.00) lawful money of the United States of America, and OTHER GOOD AND VALUABLE CONSIDERATION, to the party of the first part in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents, does want, by grant, sell, convey and confirm unto the party of the second part, and to the party of the second part, heirs and assigns, forever, all of the following described real estate situated in the County of Jefferson, State of Idaho, to wit:

An undivided one-half (1/2) interest in and to the West Half of the West Half (W1/2 W1/2) of Section 24, the East Half (E1/2) of Section 23, and the East Half of the West Half (E1/2 W1/2) of Section 23, Township 8 North, Range 36, East Boise Meridian, Jefferson County, Idaho.

TOGETHER with all tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the property, as well in law as in equity, of the party of the first part.

SUBJECT to the following:

1. All existing easements or claims of easements, patent reservations, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.
2. Rights or claims of parties in possession not shown by the public records.

RECEIVED BY  
 ASSESSOR  
 For PLATTING  
 Date 1-17-91 Time 4:55 PM

3. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
4. Easements, or claims of easements, not shown by the public records.
5. Any lien, or right to a lien, for services, labor or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
6. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b) or (c) are shown by the public records.
7. Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records for years after 1990. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
8. Right, title and interest of the public in and to that portion of the above described premises falling within the bounds of roads and highways.
9. Reservations of all mineral rights including, but not limited to, geothermal, oil, gas and other mineral rights presently owned, reserved unto Rose Imeson Kepford and Joyce Imeson Lucas as set out in that certain Warranty, dated April 6, 1984, and recorded December 7, 1989, as Instrument No. 254543, records of Jefferson County, Idaho.
10. Pole Line Easement given by Alvin Munns and Sons, Inc., to Utah Power and Light, Co., dated May 17, 1967, and recorded July 14, 1967, as Instrument No. 144971 (affects Section 33).
11. Mineral Rights Agreement between Rose Imeson Kepford and Roland N. Walker and Sally Walker, husband and

wife, recorded December 6, 1989, as Instrument No. 254526, records of Jefferson County, Idaho.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises together with the appurtenances unto the party of the second part, and to the party of the second part's heirs and assigns forever. The party of the first part and the party of the first part's heirs shall and will warrant and by these presents forever defend the premises in the quiet and peaceable possession of the party of the second part, and the party of the second part's heirs and assigns, against the party of the first part, and the party of the first part's heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same.

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

IN WITNESS WHEREOF, the party of the first part hereunto have set their hands the day and year first above written.

  
Roderick P. Lucas, as Trustee of  
The Roderick P. Lucas and Joyce I.  
Lucas Family Trust

  
Joyce I. Lucas, as Trustee of The  
Roderick P. Lucas and Joyce I.  
Lucas Family Trust

STATE OF IDAHO )

) ss.

County of Bonneville)

On this 7 day of January, in the year 1991, before me, the undersigned, a Notary Public in and for said state, personally appeared RODERICK P. LUCAS and JOYCE I. LUCAS, known or identified to me to be the persons whose names are subscribed to the within instrument, as Trustees of The Roderick P. Lucas and Joyce I. Lucas Family Trust, and acknowledged to me that they executed the same, as such Trustees.

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

  
Notary Public for Idaho

Residing at 714 S. 1st St.

My commission expires 12/31/96

WARRANTY DEE

| TRANS<br>TYPE | SI<br>IND. | INF<br>END | CODE | CODE | CODE | CODE | CODE | CODE | REISSUE AMOUNT | ST. | CTY. | PROP<br>TYPE |
|---------------|------------|------------|------|------|------|------|------|------|----------------|-----|------|--------------|
| 6             | 7          | 8          | 9    | 10   | 11   | 12   | 13   | 14   | 15             | 16  | 17   | 18           |
|               |            |            |      |      |      |      |      |      | \$             |     |      |              |

| CHARGE<br>TYPE | SPECIAL<br>CHARGE AMOUNT | S&E<br>TYPE | SEARCH & EXAM<br>AMOUNT | TAX<br>TYPE | SPECIAL<br>TAX AMOUNT | FOR INTERNAL USE ONLY |                        |
|----------------|--------------------------|-------------|-------------------------|-------------|-----------------------|-----------------------|------------------------|
| 19             | 20                       | 21          | 22                      | 23          | 24                    | SPLIT<br>TYPE         | REINSURANCE<br>EXPENSE |
|                | \$                       |             | \$                      |             | \$                    | 25                    | 26                     |
|                |                          |             |                         |             |                       |                       | \$                     |

OWNERS

SCHEDULE A

9-16-13

| OFFICE FILE NUMBER | POLICY NUMBER     | DATE OF POLICY                   | AMOUNT OF INSURANCE | PREMIUM AMOUNT |
|--------------------|-------------------|----------------------------------|---------------------|----------------|
| 1                  | 2                 | 3                                | 4                   | 5              |
| 9-1613-E           | 13 0027 93 000416 | January 17, 1991<br>at 4:35 p.m. | \$ 337,500.00       | \$ 1,150.50 ✓  |

1. Name of Insured:

WALKER LAND AND CATTLE COMPANY, An Idaho Corporation

2. The estate or interest in the land which is covered by this Policy is:

FREE SIMPLE

3. Title to the estate or interest in the land is vested in:

WALKER LAND AND CATTLE COMPANY, An Idaho Corporation

4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

N/A

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. The land referred to in this Policy is described as follows:

Township 8 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho.  
Section 24: W1/2 W1/2  
Section 23: E1/2, E1/2 W1/2

# OWNERS

## SCHEDULE B

13 0027 93 000416

Policy Number: \_\_\_\_\_

Owners

### EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

#### General Exceptions:

- (1) Rights or claims of parties in possession not shown by the public records.
- (2) Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
- (3) Easements, or claims of easements, not shown by the public records.
- (4) Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
- (5) (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof, (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
- (6) Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

**Special Exceptions:** The mortgage, if any, referred to in Item 4 of Schedule A.

1. Taxes for the year 1991 and subsequent years, which are an accruing lien due and payable on or before December 20 of said year. Liability for added assessments and subsequent tax billings, if any pursuant to Idaho Code Section 63-403 and 63-3906
2. Right, title and interest of the public in and to that portion of the above premises falling within the bounds of roads and highways.
3. To reservations of all mineral rights including geothermal, oil, gas and other mineral rights presently owned, reserved unto Rose Imeson Kepford and Joyce Imeson Lucas as set out in that certain Warranty Deed dated April 6th, 1984 and recorded December 7th, 1989 as Instrument No. 254543, records of Jefferson County, Idaho.
4. Pole Line Easement given by Alvin Munns and Sons, Inc., to Utah Power and Light Co., dated May 17th, 1967 and recorded July 14th, 1967 as Instrument No. 144971. (affects Section 23)
5. Mineral Right Agreement between ROSE IMESON KEPFORD, and ROLAND N. WALKER and SALLY WALKER, husband and wife, recorded December 6th, 1989 as Instrument No. 254526, records of Jefferson County, Idaho.
6. Real Estate Mortgage given by WALKER LAND AND CATTLE COMPANY, An Idaho Corporation, Mortgagor, to FARM CREDIT BANK OF SPOKANE, Mortgagee, dated January 10th, 1991 and recorded January 17th, 1991, to secure \$885,000.00.