

Bingham Groundwater District
WB # 120

RECEIVED

MAR 10 2010

Department of Water Resources
Eastern RegionSTATE 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).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
WP 35-13986 OK					

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

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

GARY D. & KAREN H. TREGO
P.O. Box 117
BLACKFOOT ID 83221

4. New Owner/Claimant(s)

POCATELLO READY MIX INC 60% GOODWIN EXCAVATING LLC 40%
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

53 N 550 W

City, State and ZIP Code

BLACKFOOT ID 83221

New Telephone Number

(208) 251-8339 Email: rebs35@yahoo.com

5. Date you acquired the property

05/21/2009

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

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.

(TRAVIS GOODWIN)

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



MANAGER

(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 JBReceived by JB

Processed by _____ AJ

Date 4-5-10Date 4-5-10

Date _____

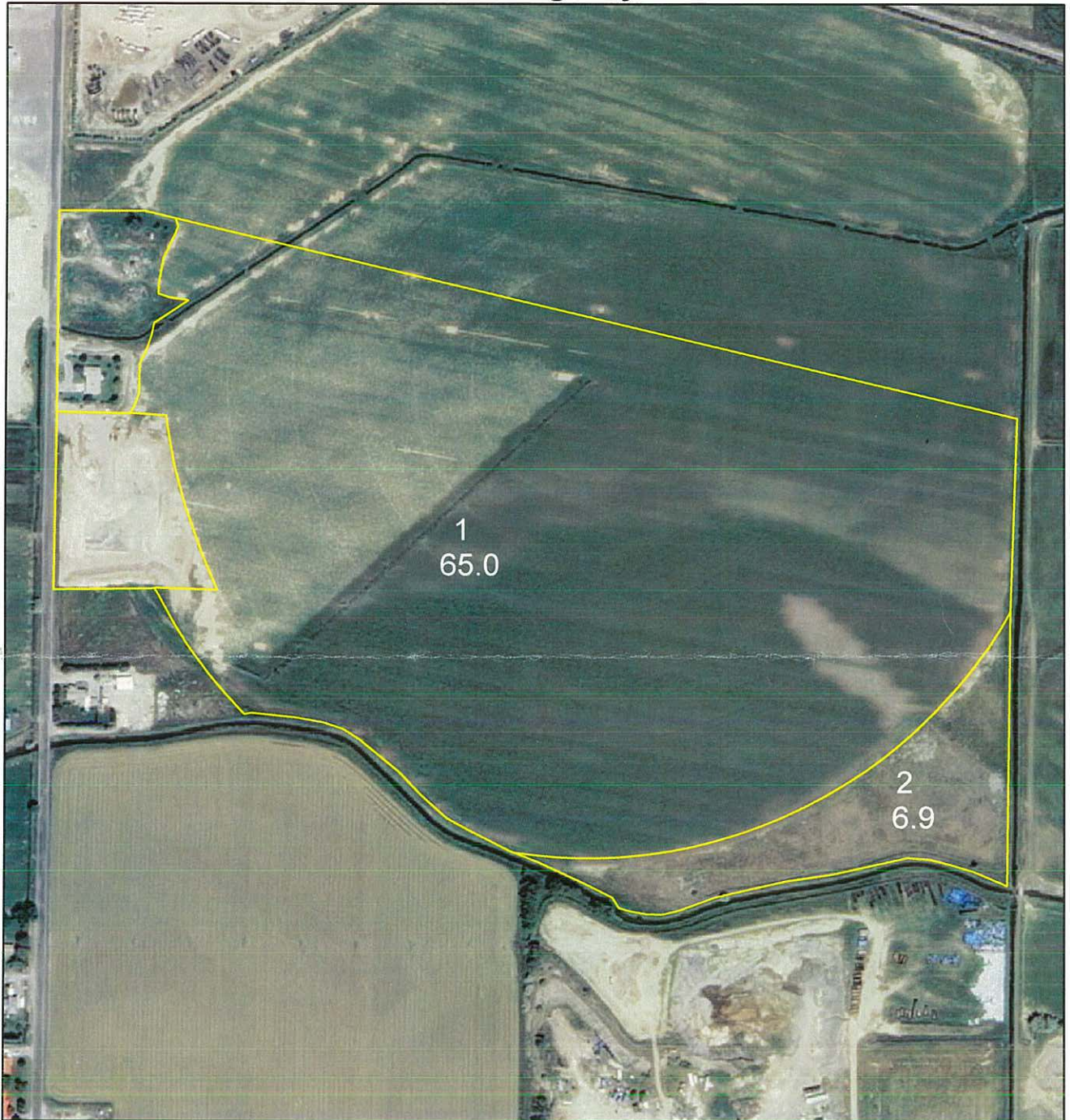
Receipt Amt. \$25.5Receipt No. E035705

WR _____ Date _____



UNITED STATES DEPARTMENT OF
AGRICULTURE

Farm Service Agency



Digital Orthophotography
Not to Scale

For Informational Purposes Only

Farm 4679
Tract 25250

March 03, 2010



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.

RECORDING REQUESTED BY:

233828

Recorded Electronically

ID 10075010
County Bingham
Date 6-11-09 Time 4:27 PM
Simplifile.com 800.460.5657

space above this line for Recording use only

WARRANTY DEED

For Value Received, Gary D. Trego and Karen H. Trego, husband and wife, the Grantors, do hereby grant, bargain, sell, and convey unto Pocatello Ready Mix, Inc, 9659 North Philbin Road, Pocatello Idaho 83201, an undivided sixty percent (60%) and to Goodwin Excavating, LLC, of 157 S 800 W, Blackfoot, ID 83221 an undivided forty percent (40%); said parties hereinafter referred to as Grantees, in the following-described premises, to-wit:

See attached Exhibit A.

Subject to an existing Farm Ground Lease for the crop year 2009, which the Grantees agree to honor according to the terms between the Grantor and their tenant.

Together with all and singular the tenements, hereditaments and appurtenances including the surface and well water rights thereunto belonging or in anywise appertaining.

Subject to existing rights-of-ways for public highways, protective covenants, utility lines, existing roadways, irrigation ditches and all building, zoning and other restrictions of use of record.

Subject to the agreement of the parties that the premises will be divided by the Grantees into two separate parcels, according to the Grantees respective interests, subject to Grantors' approval of the property division by Grantees and modification of the Goodwin Excavating, LLC mortgage to Grantor to be only upon their forty percent (40%) divided portion.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their successors and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said

premises; that said premises are free from all encumbrances except as hereinabove set forth and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 4 day of June, 2009.

Gary D. Trego
Gary D. Trego

Karen H. Trego
Karen H. Trego

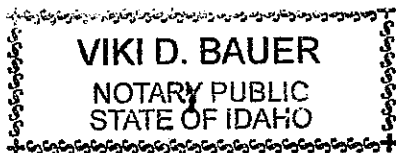
STATE OF IDAHO)

County of Bingham)
:ss

On this 4 day of June, 2009, before me, the undersigned, a Notary Public in and for said State, personally appeared Gary D. Trego and Karen H. Trego, husband and wife, known or identified 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 and affixed my official seal the day and year in this certificate first above written.

(seal)



Viki D. Bauer
NOTARY PUBLIC FOR IDAHO
Residing at: Blackfoot, Id.
My Commission Expires: 3/29/14

Date: **June 04, 2009**

File No.: **233828-B (Id)**

EXHIBIT 'A'

LEGAL DESCRIPTION:

**PART OF THE EAST ½ OF SECTION 31, TOWNSHIP 2 SOUTH, RANGE 35 EAST, B.M.,
BINGHAM COUNTY, IDAHO, DESCRIBED AS:**

**COMMENCING AT THE NORTHEAST CORNER OF SECTION 31; THENCE S. 00°14'33" E.,
1640.19 FEET ALONG THE EAST LINE OF SECTION 31 TO THE SOUTHERLY RIGHT OF WAY
LINE OF THE UNION PACIFIC RAILROAD AND THE POINT OF BEGINNING.
THENCE S. 00°14'33" E., 1009.46 FEET CONTINUING ALONG SAID EAST LINE TO THE EAST
¼ CORNER OF SECTION 31;
THENCE S. 00°01'04" W., 1259.00 FEET CONTINUING ALONG SAID EAST LINE TO A POINT
IN THE SOUTHERLY BANK OF THE WEARYRICK DITCH;
THENCE ALONG SAID BANK, THE FOLLOWING TEN (10) COURSES;
THENCE (1) N. 72°21'59" W., 291.40 FEET;
THENCE (2) S. 78°41'54" W., 136.83 FEET;
THENCE (3) S. 75°33'23" W., 513.71 FEET;
THENCE (4) S. 85°35'41" W. 121.62 FEET;
THENCE (5) N. 62°50'21" W. 323.09 FEET TO A POINT ON THE WEST LINE OF THE
NORTHEAST ¼ SOUTHEAST ¼;
THENCE (6) N. 72°26'34" W., 242.39 FEET;
THENCE (7) N. 50°14'43" W. 384.06 FEET;
THENCE (8) N. 79°02'35" W. 141.83 FEET;
THENCE (9) N. 86°25'55" W. 108.64 FEET;
THENCE (10) S. 83°50'52" W. 220.29 FEET;
THENCE LEAVING SAID BANK, N. 00°15'33" E. 157.26 FEET ALONG THE EAST LINE OF
PARCEL 1 AS DESCRIBED IN DEED INSTRUMENT 590622;
THENCE S. 89°39'51" E., 7.83 FEET ALONG THE SOUTH LINE OF PARCEL 2 AS DESCRIBED IN
SAID DEED;
THENCE N. 00°04'14" E., 260.00 FEET ALONG SAID PARCEL 2;
THENCE N. 89°39'50" W., 333.00 FEET ALONG SAID PARCEL TO A POINT ON THE WEST LINE
OF THE EAST ½ OF SECTION 31;
THENCE N. 00°04'14" E., 1026.26 FEET ALONG SAID WEST LINE TO THE SOUTHWEST
CORNER OF DEED INSTRUMENT 483485;
THENCE ALONG SAID DEED THE FOLLOWING FOUR (4) COURSES:
THENCE (1) S. 82°14'44" E., 326.91 FEET;
THENCE (2) S. 07°35'38" W., 27.15 FEET;
THENCE (3) S. 80°44'30" E., 2191.92 FEET;**

First American Title Company

File No.: 233828-B (ld)

Date: June 04, 2009

**THENCE (4) N. 00°14'33" W., 891.02 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF THE
UNION PACIFIC RAILROAD;
THENCE S. 73°27'14" E., 156.68 FEET ALONG SAID RIGHT OF WAY LINE TO THE POINT OF
BEGINNING.**

Assessment Notice

Bingham Groundwater District

208-684-9634

GOODWIN, TRAVIS
53 N 550 W

Patron # 984

BLACKFOOT, ID 83221

February 24, 2010

NOTICE IS HEREBY GIVEN that the charges for the year 2010 assessments will be levied, pursuant to Title 42, Chapter 52, Idaho Code, at the rate of \$35.00 per cubic foot per second (CFS) for assessment and \$115.00 per cubic foot per second (CFS) for mitigation. Year round users of water will have an alternate fee for assessment and mitigation that includes the (regular rate x 1.73) for stock (STO-04), industrial (IND-07), cooling (COO-25), municipal (MUN-40), and domestic (DOM-43) per CFS. For commercial use an alternate fee for assessment and mitigation includes the (regular rate x 7.3) per CFS that each member is authorized pursuant to its ground water rights. A minimum of \$25.00 will be assessed per assessment.

PURSUANT TO IDAHO LAW, the assessment is due and payable on or before December 31, 2009, after which date unpaid assessments become a lien against the lands to which the water rights used to determine assessments are appurtenant. Delinquent assessments shall bear interest and, in addition, shall be subject to a penalty in the amount of \$15.00 per delinquent assessment.

Water Right Number(s):	Year	Type	Point of Diversion	Diversion Rate: (CFS)	Cost Per CFS:	Assessment	Interest	Penalty	Due
35-13986	2010	Assessment	02S 35E 31 SW S	1.41	\$ 35.00	49.35	0.00	0.00	49.35
Total for						Assessment			\$49.35
35-13986	2010	Mitigation	02S 35E 31 SW S	1.41	\$ 115.00	162.15	0.00	0.00	162.15
Total for						Mitigation			\$162.15
Total For Year:					2010	Assessment	Interest	Penalty	Total Due
						\$211.50	\$0.00	\$0.00	\$211.50
Total DUE:									\$211.50

Please detach and mail with payment in the pre-addressed, stamped envelope.

Total DUE: \$211.50

GOODWIN, TRAVIS
53 N 550 W

Bingham Groundwater District

P.O. Box 1268
Blackfoot, ID 83221-1268

BLACKFOOT, ID 83221

IF THE PROPERTY HAS BEEN SOLD OR TRANSFERED YOU MUST INFORM BINGHAM
GROUND WATER DISTRICT AND IDAHO DEPARTMENT OF WATER RESOURCES IN IDAHO

4-5-10

\$25.00

JIS

E035705



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

March 11, 2010

Pocatello Ready Mix Inc
Goodwin Excavating LLC
53 N 550 W
Blackfoot ID 83221

RE: Change in Ownership Water Right No. 35-13986

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

**** **Filing Fee** of \$25 per water right

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be \$25.00.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

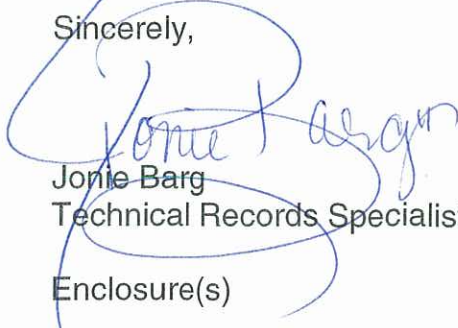
Please feel free to contact the Department if you have any questions.

Sincerely,

RECEIVED

APR 05 2010

Department of Water Resources
Eastern Region


Jonie Barg
Technical Records Specialist

Enclosure(s)