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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 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 division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
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WR 35-10511

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 rights(s) or claims(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 your water rights(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county.)
OR
 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 **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 Leland Eaton
858 E. 1500 N., Shelley, ID 83724
4. New Owner/Claimant(s) Howard Taylor & Sons, Inc.
 Name connector (check one): [x] and [] or, [] and/or
 New Mailing Address P.O. Box 51780
 City, State and ZIP Code Idaho Falls, Idaho 83405
 New Telephone Number 208-522-7771
5. Date you acquired the property August 21, 2008

RECEIVED

DEC 09 2008

Department of Water Resources
Eastern Region

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock,
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 attached a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

7. Signature of New Owner(s) Or Claimant(s) Howard Taylor & Sons Inc. by Carl Taylor Pres
(include title if applicable)
Howard Taylor & Sons, Inc., By Carl Taylor, President

For IDWR Office Use Only
 Received by BMIC Date 12/9/08 Fee \$25.00
 Receipted by BMIC Date 12/9/08 Receipt No. E034647
 Processed by _____ Date _____ WR _____ Date _____

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

12/6/2008

WATER RIGHT NO. 35-10511

Owner Type	Name and Address
Current Owner	LELAND A EATON
Current Owner	ZELMA EATON
	858 E 1500 N
	SHELLEY, ID 83274
	(208)357-3002

Priority Date: 06/01/1925

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	1/01	12/31	0.02 CFS	
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.06 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSWSW Lt 1	Sec. 32	Township 02N	Range 37E	BONNEVILLE County
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Place(s) of use:

Place of Use Legal Description: STOCKWATER BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
02N	37E	32	1	SWSW										

Place of Use Legal Description: DOMESTIC BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
02N	37E	32	1	SWSW										

Conditions of Approval:

1.	N13	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2.	N11	THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3.		STOCKWATER, 30 CATTLE 5460 W 49TH S

Dates:

Licensed Date:

Decreed Date: 11/28/1997

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number:

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

BONNEVILLE COUNTY
CLERK

767985

WARRANTY DEED

89 MAY 30 PM 4:31

THIS INDENTURE, made this 26 day of May, 1989, by LELAND EATON and ZELMA EATON, husband and wife, the party of the first part, and CURTIS L. JENKINS and LAUNA JENKINS, husband and wife, whose mailing address is 4578 S. 35 West, Idaho Falls, Idaho 83402, 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 grant, bargain, sell, convey and confirm unto the party of the second part, and to the party of the second part's heirs and assigns, forever, all of the following described real estate situated in the County of Bonneville, State of Idaho, to-wit:

TRACT I:

Beginning at a point that is 11 feet West of the Northeast Corner of the West Half of the Southwest Quarter (W1/2SW1/4) of Section 32, Township 2 North, Range 37 East of the Boise Meridian, Bonneville County, Idaho; thence West on the half section line 1309 feet to the section line between Sections 31 and 32, thence South to the Southwest Corner of said Section 32, thence East 707.6 feet to the corner of a tract deeded to LeRoy Bevard, thence N25°54'E 1291 feet; thence N1°19'30"E 1354.4 feet to the point of beginning.

LESS AND EXCEPTING THEREFROM: Any highway or county road right of ways.

TRACT II:

The East Half of the Southeast Quarter (E1/2SE1/4) of Section 31, Township 2 North, Range 37 East of the Boise Meridian, Bonneville County, Idaho.

LESS AND EXCEPTING THEREFROM: All that part of the East Half of the Southeast Quarter (E1/2SE1/4) of Section 31, Township 2 North, Range 37 East of the Boise Meridian, lying West of the Olsen Lateral of the New Sweden Irrigation District Canal.

ALSO LESS AND EXCEPTING THEREFROM: Any highway or county road right of ways.

SUBJECT TO 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.

SUBJECT to 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.

TOGETHER with all and singular the 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.

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 deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the party of the first part hereunto has set his hand the day and year first above written.

1161783
3-30-47
356
5203-42
9.00

INSTRUMENT NO.	
DATE	
INST. CODE	
FICHE NO.	
FEE	
STATE OF IDAHO	
COUNTY OF BONNEVILLE	ss
I hereby certify that the within instrument was recorded.	
By	Deputy
Request of	

2

Leland A. Eaton
Leland Eaton
A.

Zelma Eaton
Zelma Eaton

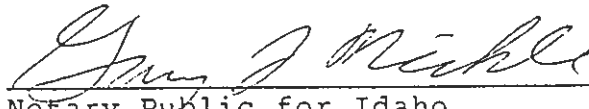
STATE OF IDAHO)
) ss.
County of Bonneville)

On the 26th day of May, in the year of 1989, before me, the undersigned, a Notary Public, in and for the State of Idaho, personally appeared Leland Eaton and Zelma Eaton, husband and wife, 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.

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)

9951g/jk



Notary Public for Idaho
Residing at Idaho Falls, Idaho
My Commission Expires: 12/13/91

WARRANTY DEED

THIS INDENTURE is made this 4 day of August, 2008, by Curtis L. Jenkins and Launa Jenkins, husband and wife, referred to collectively as the Grantor, Howard Taylor & Sons, Inc., the Grantee, whose mailing address is P.O. Box 51780, Idaho Falls, Idaho 83405.

WITNESSETH, that the Grantor, 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 Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's heirs and assigns forever, all of the following described property in the County of Bonneville, State of Idaho, to-wit:

See attached legal description.

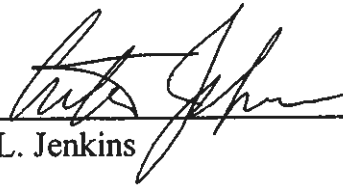
SUBJECT to all existing easements or claims of easements, patent reservations, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.

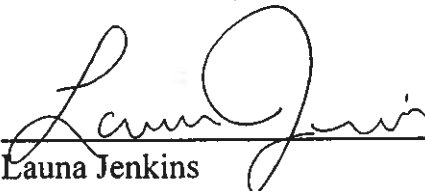
TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantee's heirs and assigns forever. The Grantor and the Grantor's heirs shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the Grantee's heirs and assigns, against the Grantor and the Grantor's heirs, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

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

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.


Curtis L. Jenkins

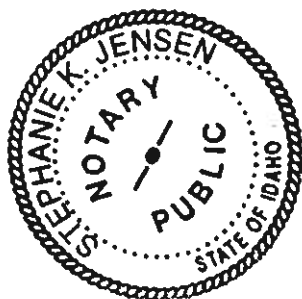

Launa Jenkins

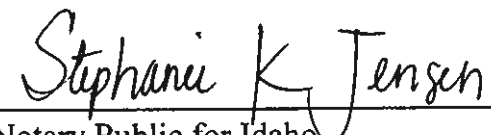
STATE OF IDAHO)
)ss.
County of Bonneville)

On this 2nd day of August, 2008, before me the undersigned, a Notary Public, in and for said State, personally appeared Curtis L. Jenkins and Launa Jenkins, husband and wife, 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.

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)




Notary Public for Idaho
Residing at Idaho Falls, Idaho
My Commission Expires: _____

Notary Public for the State of Idaho
Residing in Rigby
Commission Expires 11-01-2012

EXHIBIT "A"**Tract 1:**

Beginning at a point that is South 00°48'44" West along the Section line 47.77 feet from the West 1/4 Corner of Section 32, Township 2 North, Range 37 East of the Boise Meridian, Bonneville County, State of Idaho; running thence South 89°25'54" East 555.33 feet; thence South 89°21'42" East 668.24 feet; thence South 00°30'14" West 2513.38 feet to the South line of said Section 32; thence North 89°52'52" West along said South line 1237.18 feet to the Southwest Corner of said Section 32; thence South 89°34'00" West along the South line of Section 31, Township 2 North, Range 37 East of the Boise Meridian 1341.43 feet to the West line of the East 1/2 of the Southeast 1/4 of said Section 31; thence North 00°46'24" East along said West line 224.55 feet to the Westerly bank of the Olsen Lateral Canal; thence along said Westerly bank the following fifteen (15) courses: North 18°59'59" East 150.75 feet; thence North 00°41'17" East 604.69 feet; thence North 00°04'21" East 477.88 feet; thence North 26°14'10" East 141.06 feet; thence North 24°00'44" East 82.12 feet; thence North 02°01'43" East 158.07 feet; thence North 16°56'19" East 176.84 feet; thence North 35°23'28" East 312.30 feet; thence North 42°08'55" East 98.16 feet; thence North 33°27'44" East 48.43 feet; thence North 07°12'40" West 12.53 feet; thence North 24°53'32" West 33.80 feet; thence North 50°34'07" West 54.86 feet; thence North 33°25'01" West 47.70 feet; thence North 09°35'15" West 80.97 feet; thence South 89°25'54" East 988.83 feet to the point of beginning.

Subject to: existing County road Right-of-Way and easements of record.

Less and excepting the following described property deeded to Bonneville County, by Quit Claim Deed recorded March 17, 1956 in book 100 at page 571, records of Bonneville County, Idaho as follows:

Beginning at a point which is 974.5 feet West and 33 feet North of the Southeast Corner of Section 31, Township 2 North, Range 37 East of the Boise Meridian, Bonneville County, Idaho said point of beginning being coincident with the North right-of-way line of a County Road, and running thence North 63° East a distance of 66 feet; running thence East and parallel to the South line of the said Section 31 a distance of 215 feet, more or less, to the Northwestern Bank of the Great Western Slough and running thence South 63° West a distance of 66 feet; thence West and parallel to the South line of Section 31 a distance of 215 feet, more or less to the point of beginning.

Tract 2:

Township 2 North, Range 37 East of the Boise Meridian, Section 34: East One-half of the Southwest Quarter (E1/2SW1/4) lying West of the Interstate 15; Southwest Quarter of the Northeast Quarter (SW1/4NE1/4) lying West of Interstate 15.

LESS AND EXCEPTING THEREFROM: Any highway or county road right of ways.