

Form 1-222
12-92STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

1. Name of Applicant Snake River Equipment Co. Phone (208) 523-0800Mailing Address C/O Dane Watkins, PO Box 50781, Idaho Falls, ID 83405-0781

c/o Keith C. Wilson Rocky Mountain Environmental Associates, Inc.
482 Constitution, Ste 303 (208) 524-2353
Idaho Falls, ID 83402 Fax (208) 524-1795

A. PURPOSE OF TRANSFER

1. ☒ Change Point of Diversion ☐ Add diversion point(s) ☒ Change Place of use☐ Change Nature of Use ☐ Change Period of Use ☒ Other Change in ownership

2. Describe the reason for the proposed changes: Transfer is in response to Water District 120
Notice of Violation on 190 acres without a valid water right.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

	1. Right Number	Priority	Amount	Nature of Use	Period of Use
Part	35-2451B	02/08/1956	0.32 cfs	IRRIGATION	04/01 to 11/01
	35-2451A	02/08/1956	3.69 cfs **	IRRIGATION	04/01 to 11/01
	35-2451C	02/08/1956	2.92 cfs **	IRRIGATION	04/01 to 11/01
	35-2639	01/27/1961	3.08 cfs **	IRRIGATION	04/01 to 11/01
Part	35-7103	11/06/1969	1.02 cfs	IRRIGATION	04/01 to 11/01
Part	35-8594	06/19/1985	2.63 cfs	IRRIGATION	04/01 to 10/31

** In combination rights limited to 6.61 cfs and combined total of 860 acres

2. Total amount of water being transferred 10.58 cubic feet per second and/or _____ acre-feet per annum.3. Source of water GROUNDWATER tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local Name for Diversion
	NE	SE	NW	21	4N	36E	JEFFERSON	
	SE	NE	SW	21	4N	36E	JEFFERSON	
	SE	NE	NW	28	4N	36E	JEFFERSON	

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	36E	16	15	17. 7	32. 6	25. 7	19. 2	7.2	10. 5	39. 5	38. 5	4.8	7.4	39.9		34. 6	37. 7		330.3
		20													33.9			32. 1	66.0
		21	34. 9	37. 4	34. 7	36	38. 5	34. 8	32. 1	34. 3	35. 6	33. 4	32. 2	38.2	35.6	34	38. 6	35. 7	566.0

Total Acres 962.3

PART 1

8. General Information:

- a. Description of diversion system: Wells mainline to center pivots.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ☐ Yes ☒ No If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Lands irrigated will no longer be irrigated.
- d. Remarks: Applicant will no longer irrigate the corners for pivots associated with the water rights involved with this transfer.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Right No.

_____ And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 20__

for the Director

73709

WATER RIGHT NO. 35-2451B

PART 2

Owner TypeName and Address

Current Owner GEORGE W WATKINS FAMILY PARTNERSHIP
 PO BOX 781
 IDAHO FALLS, ID 83401
 (208)523-0800

Priority Date: 02/08/1956

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

Beneficial Use From To Diversion Rate Volume

IRRIGATION 4/01 11/01 2.94 CFS 1256 AFA

Total Diversion 2.94 CFS

Location of Point(s) of Diversion:

GROUND WATER NESENW Sec. 21 Township 04N Range 36E JEFFERSON County

GROUND WATER SENESW Sec. 21 Township 04N Range 36E JEFFERSON County

GROUND WATER SENENW Sec. 28 Township 04N Range 36E JEFFERSON County

Place(s) of use: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
04N	36E	28		NENE	40		NWNE	40		SWNE	39		SENE	38
				NENW	40		NWNW	39		SWNW	39		SENW	39

Total Acres: 314

Conditions of Approval:

- THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE
1. C18 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. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
 3. RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH THE POINTS OF DIVERSION DESCRIBED ABOVE. OTHER RIGHT NOS.: 35-02451A, 35-02451C, 35-02639.

Dates:

Decreed Date: 01/31/2002

Combined Acres Limit: 1231

Combined Volume Limit: 4924

73709

PART 2

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(PART) 35-2451B

(if the entire right is to be changed by the applicant, omit part B and C.)

1. Amount 0.32 cfs for Irrigation purposed from 04/01 to 11/01

1. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local Name for Diversion
	NE	SE	NW	21	4N	36E	JEFFERSON	
	SE	NE	SW	21	4N	36E	JEFFERSON	
	SE	NE	NW	28	4N	36E	JEFFERSON	

2. lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	36E	28	4.7	1.1	6.1	4.4	0.8	6	6.1	4.5									33.7

Total Acres

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) (PART) 35-2451BName of Owner: The Watkins Company LLC Phone (208) 523-0800Mailing Address C/O Dane Watkins, PO Box 50781, Idaho Falls, ID 83405-07811. Amount 2.62 cfs for Irrigation purposed from 04/01 to 11/01

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local Name for Diversion
	NE	SE	NW	21	4N	36E	JEFFERSON	
	SE	NE	SW	21	4N	36E	JEFFERSON	
	SE	NE	NW	28	4N	36E	JEFFERSON	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	36E	28	35. 3	38. 9	32. 9	33. 6	39. 2	33	32. 9	34. 5									280.3

Total Acres 280.3

PART 2

WATER RIGHT NO. 35-2451A

Owner Type Name and Address

Current Owner SNAKE RIVER EQUIPMENT CO INC
PO BOX 50781
IDAHO FALLS, ID 83405-0781
(208)523-0800

Priority Date: 02/08/1956

Basis: Decreed

Status: Active

Source Tributary

GROUND WATER

Beneficial Use From To Diversion Rate Volume

IRRIGATION 4/01 11/01 3.69 CFS

Total Diversion 3.69 CFS

Location of Point(s) of Diversion:

GROUND WATER NESENW Sec. 21 Township 04N Range 36E JEFFERSON County

GROUND WATER SENESW Sec. 21 Township 04N Range 36E JEFFERSON County

GROUND WATER SENENW Sec. 28 Township 04N Range 36E JEFFERSON County

IRRIGATION Use: Acre Limit: 394

Place(s) of use: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
04N	36E	16		NESW 37			SESW 39							
				NWSE 40			SWSE 38							
		20		NESE 39			SESE 39							
		21		NENE 39			NWNE 40		SWNE 40			SENE 39		
				NENW 40			NWNW 39		SWNW 35			SENW 40		
				NESW 40			NWSW 39		SWSW 39			SESW 40		
				NESE 39			NWSE 40		SWSE 40			SESE 39		

Total Acres: 860

PART 2

WATER RIGHT NO. 35-2451A (cont):

Conditions of Approval:

- THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE
1. C18 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. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.61 CFS, AND IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2806 AF. COMBINED RIGHT NOS.: 35-02639, 35-02451C
 3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 394 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 860 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02639, 35-02451C
 4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
 5. RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINTS OF DIVERSIONS DESCRIBED ABOVE. OTHER RIGHT NOS.: 35-02639, 35-02451B, 35-02451C.

Dates:

Decreed Date: 02/15/2002

State or Federal: S

Combined Acres Limit: 1231

Combined Volume Limit: 4924

WATER RIGHT NO. 35-2451C

PART 2

Owner Type

Name and Address

Current Owner SNAKE RIVER EQUIPMENT CO INC
PO BOX 50781
IDAHO FALLS, ID 83405-0781
(208)523-0800

Priority Date: 02/08/1956

Basis: Decreed

Status: Active

Source

Tributary

GROUND WATER

Beneficial Use From To Diversion Rate Volume

IRRIGATION 4/01 11/01 2.92 CFS

Total Diversion 2.92 CFS

Location of Point(s) of Diversion:

GROUND WATER NESENW Sec. 21 Township 04N Range 36E JEFFERSON County

GROUND WATER SENESW Sec. 21 Township 04N Range 36E JEFFERSON County

GROUND WATER SENENW Sec. 28 Township 04N Range 36E JEFFERSON County

IRRIGATION Use:Acre Limit: 312

Place(s) of use: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
04N	36E	16		NESW 37			SESW 39							
				NWSE 40			SWSE 38							
		20		NESE 39			SESE 39							
		21		NENE 39			NWNE 40			SWNE 40			SENE 39	
				NENW 40			NWNW 39			SWNW 35			SENW 40	
				NESW 40			NWSW 39			SWSW 39			SESW 40	
				NESE 39			NWSE 40			SWSE 40			SESE 39	

Total Acres: 860

PART 2

WATER RIGHT NO. 35-2451C (cont):

Conditions of Approval:

- THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE
1. C18 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. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.61 CFS AND IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2806 AF. COMBINED RIGHT NOS.: 35-02451A, 35-02639.
 3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 312 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 860 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02451A, 35-02639.
 4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
 5. RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINTS OF DIVERSIONS DESCRIBED ABOVE. OTHER RIGHT NOS.: 35-02451A, 35-02451B, 35-02639.

Dates:

Decreed Date: 02/15/2002

State or Federal: S

Combined Acres Limit: 1231

Combined Volume Limit: 4924

WATER RIGHT NO. 35-2639

PART 2

Owner Type**Name and Address**

Current Owner SNAKE RIVER EQUIPMENT CO INC
 PO BOX 50781
 IDAHO FALLS, ID 83405-0781
 (208)523-0800

Original Owner GEORGE W WATKINS FAMILY PARTNERSHIP
 PO BOX 781
 IDAHO FALLS, ID 83401
 (208)523-0800

Priority Date: 01/27/1961
 Basis: Decreed
 Status: Active

Source**Tributary**

GROUND WATER

Beneficial Use From To Diversion Rate Volume

IRRIGATION 4/01 11/01 3.08 CFS

Total Diversion 3.08 CFS

Location of Point(s) of Diversion:

GROUND WATER SENW Sec. 21 Township 04N Range 36E JEFFERSON County
 GROUND WATER NESW Sec. 21 Township 04N Range 36E JEFFERSON County
 GROUND WATER NENW Sec. 28 Township 04N Range 36E JEFFERSON County

IRRIGATION Use:Acre Limit: 154

Place(s) of use: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
04N	36E	16		NESW 37			SESW 39							
				NWSE 40			SWSE 38							
		20		NESE 39			SESE 39							
		21		NENE 39			NWNE 40		SWNE 40		SENE 39			
				NENW 40			NWNW 39		SWNW 35		SENW 40			
				NESW 40			NWSW 39		SWSW 39		SESW 40			
				NESE 39			NWSE 40		SWSE 40		SESE 39			

Total Acres: 860

73709

PART 2

WATER RIGHT NO. 35-2639 (cont):

Conditions of Approval:

- THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE
1. C18 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. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.61 CFS, AND IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2806 AF. COMBINED RIGHT NOS.: 35-02451A, 35-02451C
 3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 154 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 860 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02451A, 35-02451C
 4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
 5. RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINTS OF DIVERSIONS DESCRIBED ABOVE. OTHER RIGHT NOS.: 35-02451A, 35-02451B, 35-02451C.

Dates:

Decreed Date: 02/15/2002

State or Federal: S

Owner Name Connector: OR

Combined Acres Limit: 1231

Combined Volume Limit: 4924

PART 2

WATER RIGHT NO. 35-7103

Owner Type

Name and Address

Current Owner GEORGE W WATKINS FAMILY PARTNERSHIP
PO BOX 781
IDAHO FALLS, ID 83401
(208)523-0800

Priority Date: 11/06/1969

Basis: Decreed

Status: Active

Source

Tributary

GROUND WATER

Beneficial Use From To Diversion Rate Volume

IRRIGATION 4/01 11/01 6.13 CFS 1236 AFA

Total Diversion 6.13 CFS

Location of Point(s) of Diversion:

GROUND WATER NESW Sec. 24 Township 04N Range 35E JEFFERSON County

Place(s) of use: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
04N	35E	24		NESW 35			NWSW 36			SWSW 40			SESW 40	
				NESE 39			NWSE 40			SWSE 40			SESE 39	

Total Acres: 309

Conditions of Approval:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE

1. C18 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.

Dates:

Decreed Date: 03/04/2002

Owner Name Connector: OR

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

PART 2

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

Part **35-7103**

(if the entire right is to be changed by the applicant, omit part B and C.)

1. Amount
- 1.02
- cfs for
- IRRIGATION
- purposed from
- 04/01
- to
- 11/01
- Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local Name for Diversion
		NE	SW	24	04N	35E	JEFFERSON	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	35E	24									4.6	7	8.4	7.6	5.9	5.6	5.8	6.7	51.6

Total Acres 51.6

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

Part **35-7103**Name of Owner: The Watkins Company LLC Phone (208) 523-0800Mailing Address C/O Dane Watkins, PO Box 50781, Idaho Falls, ID 83405-0781

1. Amount
- 5.11
- cfs for
- IRRIGATION
- purposed from
- 04/01
- to
- 11/01

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local Name for Diversion
		NE	SW	24	04N	35E	JEFFERSON	

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	35E	24									30. 4	29	31. 6	32. 4	33. 1	34. 4	34. 2	32. 3	257.4

Total Acres 257.4

73709

WATER RIGHT NO. 35-8594

PART 2

Owner Type Name and Address

Current Owner BISH JENKINS & SONS

C/O DANE WATKINS

PO BOX 50781

IDAHO FALLS, ID 83402

Current Owner SNAKE RIVER EQUIPMENT CO INC

PO BOX 50781

IDAHO FALLS, ID 83405-0781

(208)523-0800

Priority Date: 06/19/1985

Basis: License

Status: Active

Source Tributary

GROUND WATER

Beneficial Use From To Diversion Rate Volume

IRRIGATION 04/01 10/31 3.56 CFS 712 AFA

Total Diversion 3.56 CFS

Location of Point(s) of Diversion:

GROUND WATER SENW Sec. 21 Township 04N Range 36E JEFFERSON County

GROUND WATER NESW Sec. 21 Township 04N Range 36E JEFFERSON County

GROUND WATER NENW Sec. 28 Township 04N Range 36E JEFFERSON County

Licensed Diversion Capacity: 20.75

IRRIGATION Use: Acre Limit: 178

Place(s) of use: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
04N	36E	16		NESW 39			NWSW 7			SWSW 10			SESW 38	
				NWSE 39			SWSE 38							
		20		NESE 39			SESE 39							
		21		NENE 39			NWNE 40			SWNE 40			SENE 39	
				NENW 38			NWNW 38			SWNW 39			SENW 39	
				NESW 40			NWSW 39			SWSW 39			SESW 40	
				NESE 39			NWSE 40			SWSE 40			SESE 39	
		28		NENE 39			NWNE 40			SWNE 39			SENE 39	
				NENW 40			NWNW 39			SWNW 39			SENW 39	
		29		NENE 40										

Total Acres: 1231

PART 2

WATER RIGHT NO. 35-8594 (cont):

Conditions of Approval:

1. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. X35 Rights 35-2451A, 35-2451B, 35-2451C, 35-2451D, 35-02639, and 35-08594 when combined shall not exceed a total annual diversion volume of 4924.0 af and the the irrigation of 1231.0 acres.
3. X27 This right is limited to the irrigation of 178 acres within the place of use described above in a single irrigation season.
4. X36 Rights 35-2451A, 35-2451B, 35-2451C, 35-2451D and 35-2639 are also diverted through the points of diversion described above.

Dates:

Licensed Date: 03/14/2002

Permit Proof Due Date: 6/1/1990

Permit Proof Made Date: 7/3/1989

Permit Approved Date: 5/9/1989

Application Received Date: 06/19/1985

Protest Deadline Date:

Other Information:

Owner Name Connector: And

Water District Number:

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

Combined Acres Limit: 1231

Combined Volume Limit: 4924

PART 2

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

Part 35-8594

(if the entire right is to be changed by the applicant, omit part B and C.)

1. Amount 2.63 cfs for IRRIGATION purposed from 04/01 to 10/31

2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local Name for Diversion
		SE	NW	21	4N	36E	JEFFERSON	
		NE	SW	21	4N	36E	JEFFERSON	
		NE	NW	28	4N	36E	JEFFERSON	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	36E	16									39	7	10	38	0	39	38		171
		20													39	0	0	39	78
		21	39	40	40	39	38	38	39	39	40	39	39	40	39	40	40	39	628
		28	<u>4.7</u>	1.1	6.1	<u>4.4</u>	0.8	6	6.1	4.5									33.7

3.7

5.4

Total Acres 910.7

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

Part 35-8594Name of Owner: The Watkins Company LLC Phone (208) 523-0800Mailing Address C/O Dane Watkins, PO Box 50781, Idaho Falls, ID 83405-07811. Amount 0.93 cfs for IRRIGATION purposed from 04/01 to 10/31

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local Name for Diversion
		SE	NW	21	4N	36E	JEFFERSON	
		NE	SW	21	4N	36E	JEFFERSON	
		NE	NW	28	4N	36E	JEFFERSON	

6. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	36E	28	35. 3	38. 9	32. 9	33. 6	39. 2	33	32. 9	34. 5									280.3
		29	40																40.0

Total Acres 320.3

73709

PART 2 (Cont.)

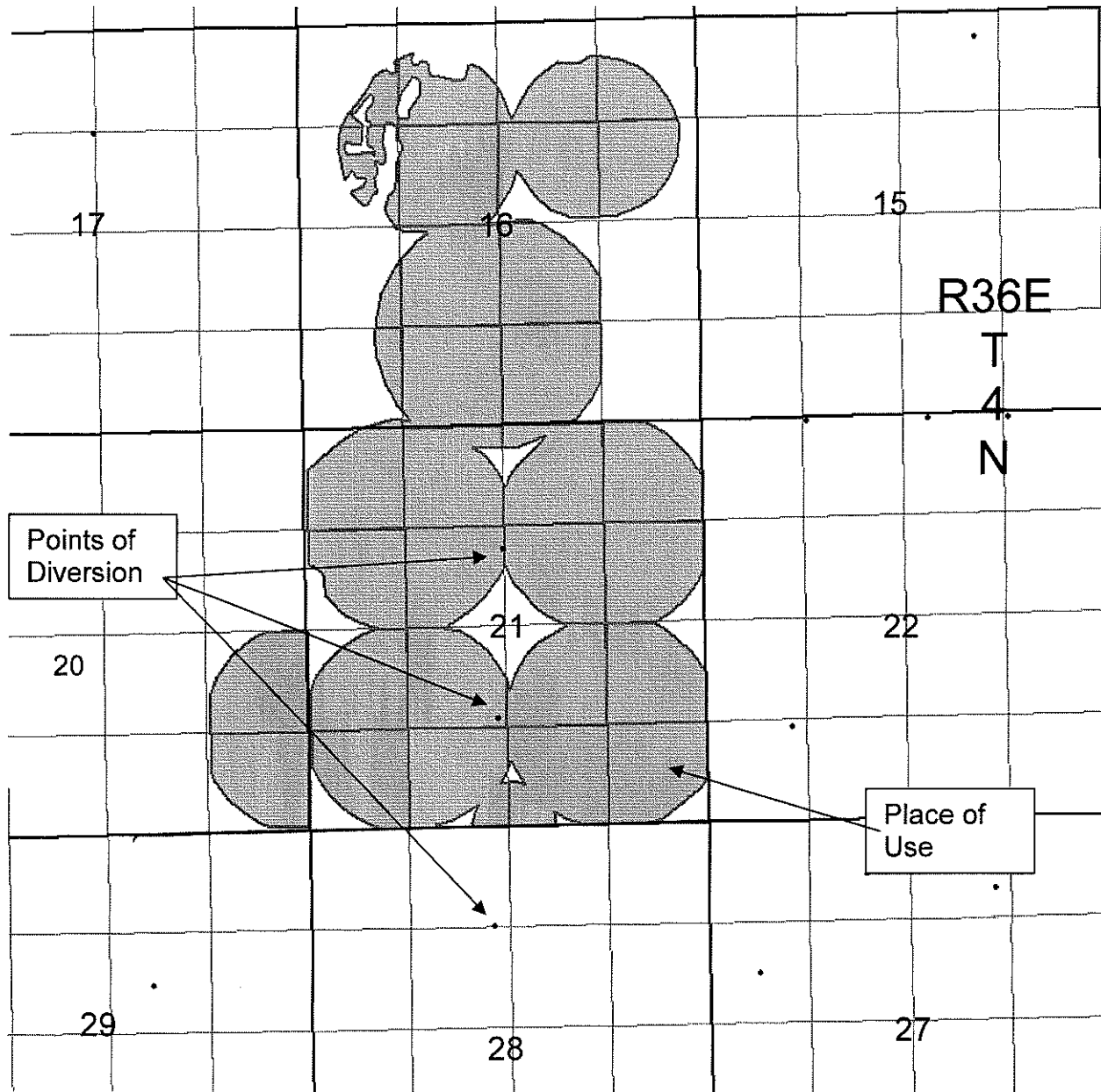
Current water right: 35-2451B, 35-2451A, 35-2451C, 35-2369, 35-7013, 35-8594

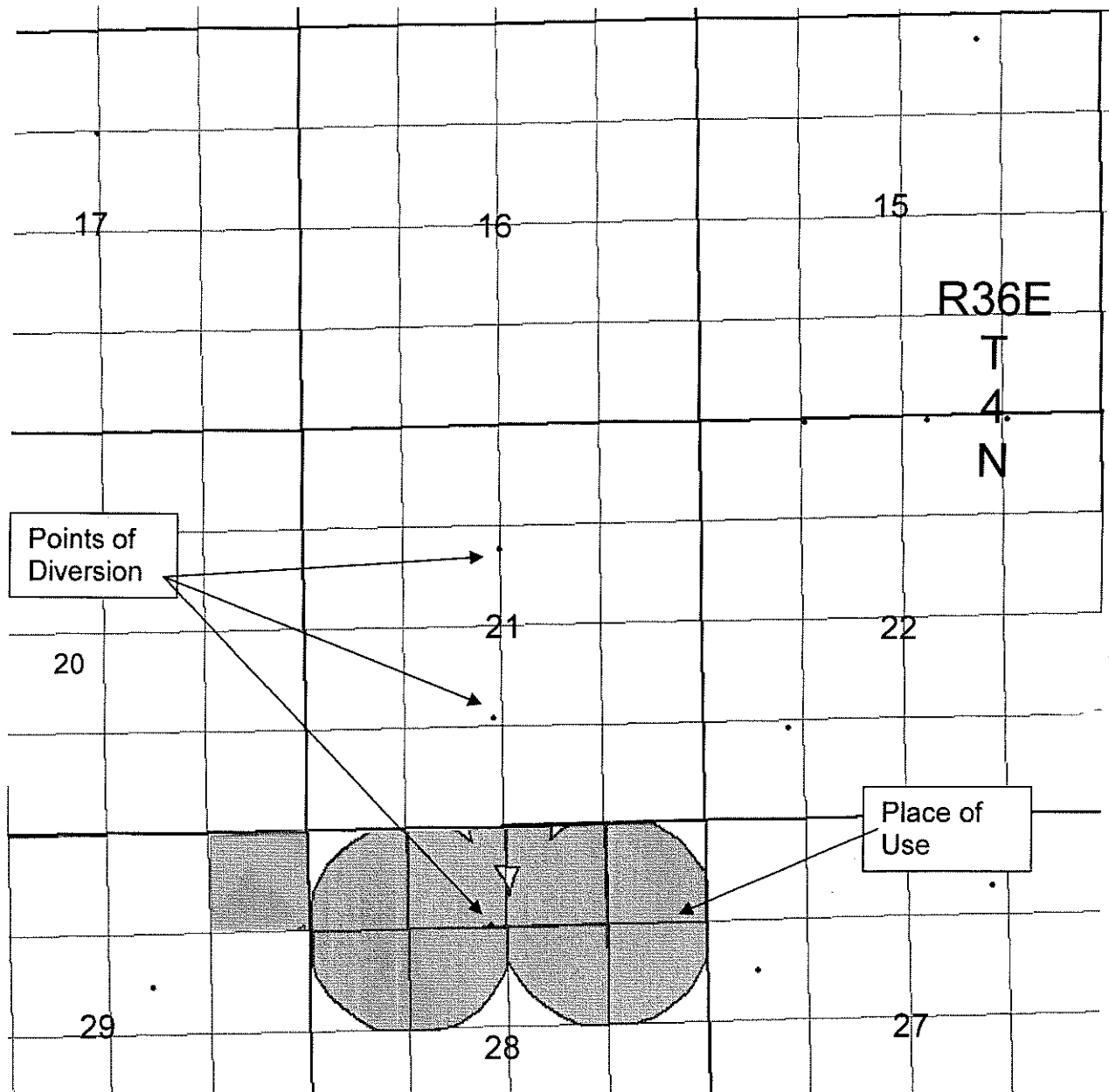
Documentation of Ownership of the Current Place of Use: Tax Notices & Warranty Deeds

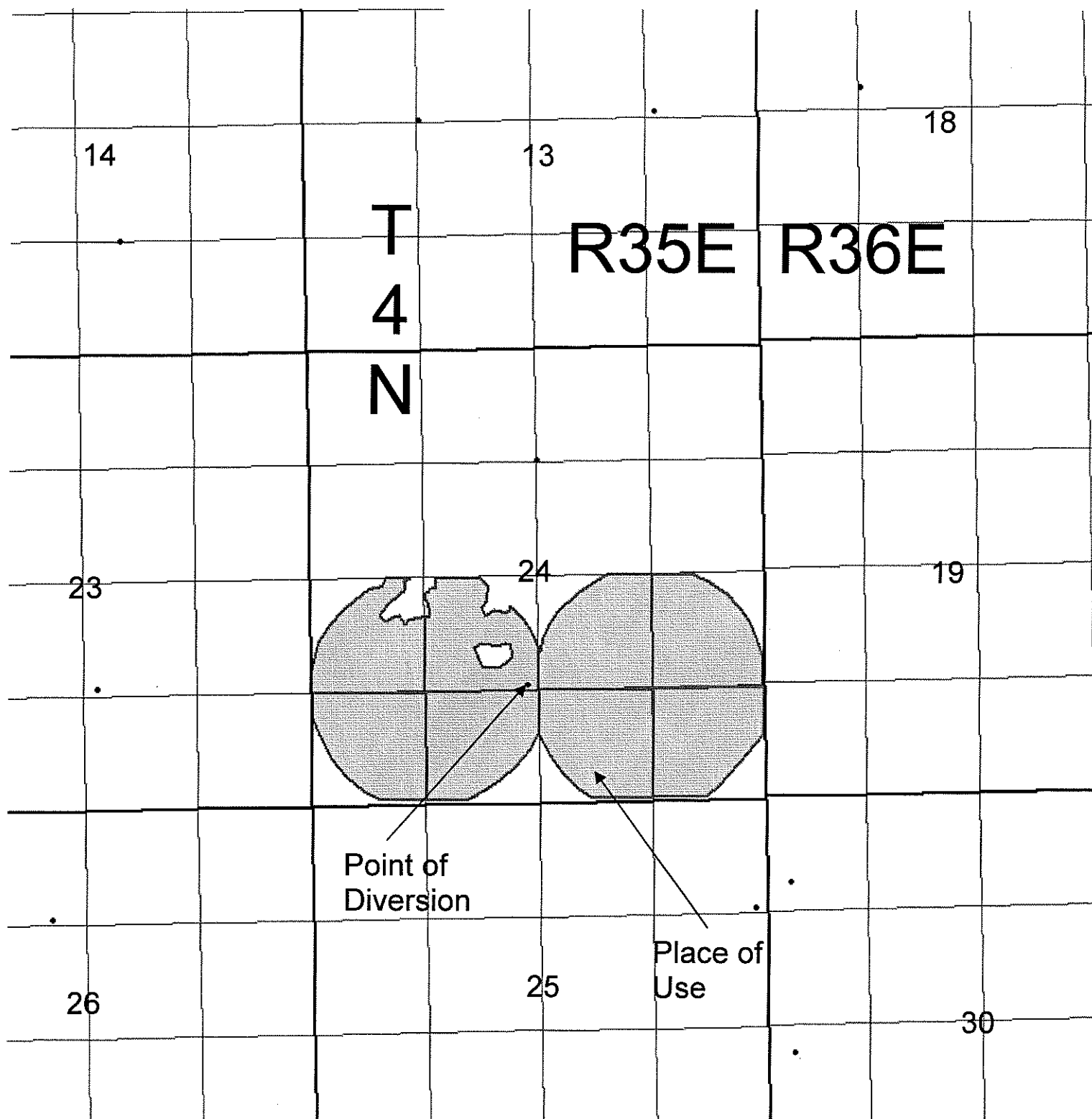
Is this property subject to any liens, deeds of trust, mortgages, or contracts of other encumbrances? ____ Yes X No. If yes provide a notarized statement from the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

Describe the affect on the current place of use for this water right is the place of use is changed pursuant to this transfer. Land will no longer be irrigated.

To your knowledge, has any portion of the water right undergone a period of five (5) or more consecutive years of non-use? NO.







REMAINING Place of Use for 35-7103 (PART)

PART 3

B. CHANGES IN NATURE OF USE

N/A

1. New Nature of Use Amount cfs Hours/days/year Period of use to
2. Quantity and quality of return flows and location of discharge:
3. Describe effects on other water uses resulting from the proposed change:

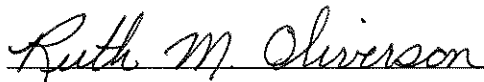
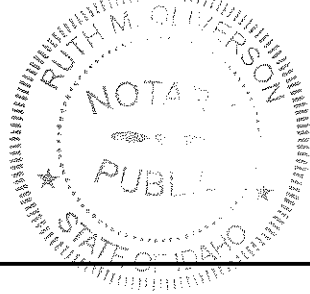
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



(Signature of Applicant)

Subscribed and sworn to before me this 27 day of June, 20 .



Notary Public

My Commission expires: 11/30/2010

FOR DEPARTMENT USE ONLY

Transfer contains 21 pages and 21 attachments
Received by _____ Date _____ Protest filed by _____
Prelim check by _____ Fee \$650
Receipted by DC Date 7/11/2007 E033091
Published in _____ Copies of protest forwarded by _____
Pub. Dates _____ Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial
_____ rec'd _____ By _____
Copy of transfer sent to lien holder _____

73709

ESPA Spreadsheet ANALYSIS

Water rights involved in this transfer:

35-7103	Row 29, Column 49
35-2451B	Row 29, Column 50
35-2451A	Row 29, Column 50 & Row #30, Column #50
35-2451C	Row 29, Column 50 & Row #30, Column #50
35-2639	Row 29, Column 50 & Row #30, Column #50
35-8594	Row 29, Column 50 & Row #30, Column #50

All cells are adjacent and therefore do not require an ESPA Analysis.

Snake River Equipment Co. / The Watkins Co.
Transfer Analysis

43709

6/29/2007

Transfer corners to cover irrigated POU & Separate Resulting Water Rights by Owner:

35-2451B 2.94 cfs/314 acres Current Owner: George W Watkins Family Partnership

Transfer 33.7 ac in the N½ Sec 28, to S16, S20 & S20, T04N, R36E - Snake River Equipment Co
 $[(33.7 \text{ ac}) \div (314 \text{ ac})] \times (2.94 \text{ cfs}) = 0.32 \text{ cfs}$

Remaining 280.3 ac in the N½ Sec 28, T04N, R36E - The Watkins Co
 $[(280.3 \text{ ac}) \div (314 \text{ ac})] \times (2.94 \text{ cfs}) = 2.62 \text{ cfs}$

35-7103 6.13 cfs/309 acres Current Owner: George W Watkins Family Partnership

Transfer 51.6 ac S½ Sec 24, T04N, R35E to S16, S20 & S20, T04N, R36E - Snake River Equipment Co
 $[(51.6 \text{ ac}) \div (309 \text{ ac})] \times (6.13 \text{ cfs}) = 1.02 \text{ cfs}$

Remaining 257.4 ac S½ Sec 24, T04N, R35E - The Watkins Co
 $[(257.4 \text{ ac}) \div (309 \text{ ac})] \times (6.13 \text{ cfs}) = 5.11 \text{ cfs}$

**35-8594 3.56 cfs Limited to 178 ac* w/in 1231 acres - Current Owner(s): Snake River Equipment Co.
Bish Jenkins & Sons**

Transfer 910.7 acres w/in S16, S20 & S20 & N½ Sec 28, T04N, R36E - Snake River Equipment Co.
 $[(910.7 \text{ ac}) \div (1231 \text{ ac})] \times (3.56 \text{ cfs}) = 2.63 \text{ cfs}$
 $[(910.7 \text{ ac}) \div (1231 \text{ ac})] \times (178 \text{ ac}) = 131.68 \text{ ac} = 132 \text{ ac}^{**} \text{ within } 910.7 \text{ ac}$
 $[(4.0 \text{ AFA}) \times (131.68 \text{ ac})] = 526.7 \text{ AFA}$

Remaining 320.3 acres N½ Sec 28, NENE Sec 29 T04N, R36E - The Watkins Co
 $[(320.3 \text{ ac}) \div (1231 \text{ ac})] \times (3.56 \text{ cfs}) = 0.93 \text{ cfs}$
 $[(320.3 \text{ ac}) \div (1231 \text{ ac})] \times (178 \text{ ac}) = 46.3147 \text{ ac} = 46.3 \text{ ac}^{**} \text{ within } 320.3 \text{ ac}$
 $[(4.0 \text{ AFA}) \times (46.3147 \text{ ac})] = 185.2588 \text{ AFA} = 185.3 \text{ AFA}$

**NOTE: (A second transfer will be filed on this remaining portion of the right to change
the point of diversion for the NENE Sec 29)**

Transfer on water rights 35-2451A, 35-2451C & 35-2639 do not require additional calculations.

* Assume that the 178 acres of original right spread equally over 1231 acres of right.

** Calculations needed because of limit of 178 acres within the 1231 acres.

Prepared by: Rocky Mountain Environmental Assoc
Keith C. Wilson 482 Constitution, Ste 303, Idaho Falls,
(208) 524-2353; Fax (208) 524-1

T 73709
ATTACHMENT 2 OF 21

CORPORATION WARRANTY DEED

T# 73709

BISH JENKINS & SONS, INC.

a corporation duly organized and existing under the laws
of the State of Idaho as the GRANTOR, for good and valuable considerations, the receipt of which is hereby acknowledged,
having been duly authorized by resolution of its Board of Directors, does hereby grant, bargain, sell and convey unto SNAKE RIVER
EQUIPMENT CO.,

P.O. Box 50781

Idaho Falls, State of Idaho, as GRANTEE, and to his

successors and assigns forever, all of the following described real estate situated in the State of Idaho, to-wit:
Township 4 North, Range 36, East of the Boise Meridian, Jefferson County, Idaho.

Section 16: SW1/4; W1/2SE1/4; NW 1/4; NE 1/4.

LESS AND EXCEPTING THEREFROM: That portion lying North of the North County Road
(400 North, sometimes referred to as Pole Line Road.)

SUBJECT TO the 1990 and subsequent years general taxes and assessments, all
existing patent reservations, easements, right of ways, protective and restrictive
covenants, zoning ordinances and applicable building codes, laws and regulations.

ALSO SUBJECT TO those certain Certificates of Land Sale, Certificates No. 24787,
24788, 25886 & 25888, between the STATE OF IDAHO, as Seller and BISH JENKINS &
SONS, INC., as Buyers, which the Grantees herein agree to assume and pay the
remaining balance thereof.

TOGETHER WITH any and all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereunto
belonging or in anywise appertaining.

Grantor, for itself, its successors and assigns, does hereby warrant and agree to forever defend the Grantee, his successors and assigns, in the quiet
and peaceable possession of said premises forever against the lawful claims of any and all persons.

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

IN WITNESS WHEREOF, the Grantor hereunto has set his hand and seal the 22nd day of June 1993.

BISH JENKINS & SONS, INC.

Corporation Name

by

President

STATE OF IDAHO

County of Bonneville ss.

On this 22nd day of June
19 93 before me, the undersigned, a Notary Public in and for said State,
personally appeared TIM K. JENKINS

known to me to be the PRESIDENT
of the corporation that
executed the within instrument, and acknowledged to me that such
corporation executed the same.

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

Notary Public for the State of Idaho

Residing at Idaho Falls, ID

Commission Expiration Date: 1/19/99

Bonneville Land & Title Co.

200 N. Capitol Ave., Suite 100 • PO Box 51690 • Idaho Falls, ID 83405-1690 • (208) 524-6600

RECORDING DATA

Microfilm No. 268321
33 Day June 19 93
At 2:33 O'Clock P.M.
CONNIE M. KELLER
Jefferson Co. Recorder
Fee \$3.00 Deputy
Recorded at Request of JST

RECEIVED BY

ASSESSOR

For PLATTING

Date 6-23-93 Time 2:41

T 73709
ATTACHMENT 3 OF 21

JOYCE BRIGGS, JEFF COUN A. : ASSESSMENT NOTICE
P.O. BOX 538
RIGBY, IDAHO 83442

T# 73709

PARCEL DESCRIPTION:
W1/2; NE1/4; LESS THAT PART NO
OF ROAD: W2SE4: SEC 16,
TWP 4 NORTH RGE 36 EBM

For any questions, please notify
the Assessor's office immediately.
Assessor's telephone#: (208) 745-9215

PARCEL ADDRESS:

SNAKE RIVER EQUIPMENT

P O BOX 50781
IDAHO FALLS

ID 83405

Appeals of your property value must
be filed in writing on a form provided
by the County, by:
JUNE 25, 2007

Tax Code Area: 54-0000

Parcel Number: RP04N36E160002 A

ASSESSED VALUE OF YOUR PROPERTY

CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
1 IRRGTD AG	141.000 AC	41,960	61,050
18 OTHER LAND	372.500 AC	26,080	26,080
19 WASTE	12.000 AC		
SUBTOTAL:		68,040	87,130
LESS HOMEOWNERS EXEMPTION:		68,040	87,130
NET TAXABLE PROPERTY VALUE:			

TAXING DISTRICT INFORMATION

TAXING DISTRICTS	LAST YEAR'S TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
STATE			Not Required
JEFF COUNTY		745-7756	09/04/2007
SCH DIST 251			No Response
SC#251 M&O			No Response
SC#251 BONDS		745-6693	06/06/2007
SC#251 PLANT FC		745-6693	06/06/2007
SC#251 TORT		745-6693	06/06/2007
SC#251 EMERGNCY		745-6693	06/06/2007
ROAD/BRIDGE		745-7756	Not Required
ROBTS CEMT #6		228-6163	08/14/2007
ROBERTS FIRE		228-3831	08/14/2007
SUBTOTAL:			
+ FEES:			
= TOTAL:			

1-24-2000 301031
301030
301029
301028
301027

THIS IS NOT A BILL. DO NOT PAY



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.govC. L. "BUTCH" OTTER
GovernorDAVID R. TUTHILL, JR.
Interim Director

May 29, 2007

Dane Watkins
Snake River Equipment Co.
PO box 50781
Idaho Falls, ID 83405*Additional
information on ownership
see Finding of Fact
#1 Page 1 attached*

Re: Consent Order and Agreement; Notice of Violation Dated April 25, 2007

Dear Mr. Watkins,

Please find enclosed a revised Consent Order and Agreement regarding the Notice of Violation dated April 25, 2007 that the Idaho Department of Water Resources sent to Snake River Equipment Company. This Agreement has been revised to acknowledge the application to rent water from the water supply bank that you submitted to the Department on May 21, 2007. The original Agreement assumed that you would idle the 52-acre enlargement this year.

Please note that I have made changes regarding the civil penalty due to additional staff time spent regarding this matter. Please carefully review and consider the terms and conditions of this proposed order and agreement. If you agree with the terms and conditions, please sign the document and return it directly to me as soon as possible. I will then execute the agreement on behalf of the Department and return a copy of the original with signatures to you. If you have any further concerns or questions about the proposed order and agreement, please call me directly or submit written comments to me at the office listed on this letterhead. I look forward to your prompt reply and a final resolution of this matter.

Respectfully,

Tim Luke
Water Distribution Section

Enclosure: Consent Order and Agreement

Cc: Ernie Carlsen, Watermaster, Water District No. 120

T 73709
ATTACHMENT 5 OF 21

T# 73709

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO
CONSENT ORDER AND AGREEMENT

In the matter of Notice of Violation and Cease and Desist Order dated April 25, 2007, 2007, issued to Snake River Equipment Co. Inc., pursuant to Section 42-1701B, Idaho Code.

Findings of Fact

- 1) Snake River Equipment Co. Inc. (SRE) is the owner of record of property situated in the N1/2 of Section 16, Township 4 North (T4N) and Range 36 East (R36E). SRE owns water right no.s 35-2451A, 34-2451B, 35-2451C, 35-2451D, 35-2639 and 35-8594 that authorize irrigation of 1,231 acres of land in the S1/2 Section 16, Section 21, N1/2 Section 28, E1/2SE1/4 Section 20, T4N, R36E. Water under rights 35-2451A, 35-2451C, 35-2639 and 35-8594 is diverted from three ground water wells located within Section 21 and the NENW of Section 28, T4N, R36E. Water under right 35-2451D is diverted from a ground water well located in the SWNE of Section 29, T4N, R36E.
- 2) On December 11, 2006, the watermaster of Water District No. 120 sent a notice to SRE advising that there were two pivots located in the N1/2 of Section 16, T4N, R36E being used to irrigate about 190 acres without a valid water right. The notice advised SRE that a search of water rights on record at the Idaho Department of Water Resources (Department) found no water rights appurtenant to the two pivots in question. The watermaster advised SRE to cease and desist further irrigation of the approximate 190 acres under the two pivots until valid water rights were obtained for the land. SRE was further advised that a copy of the notice was forwarded to the Department for potential administrative enforcement action.
- 3) After receipt of the watermaster's notice dated December 11, 2007, a representative of SRE, Dane Watkins, visited the watermaster to discuss the notice and SRE's water rights. Mr. Watkins explained that the pivots in question were added as a result of drying up corners on adjacent pivots and water rights owned by SRE described in Finding of Fact 1 above. SRE indicated that the wells under water rights 35-2451A, 35-2451C, 35-2639 and 35-8594 were used to provide water to the pivots located in the N1/2 of Section 16, T4N, R36E. SRE has initiated efforts with the watermaster and Department representatives to file a water right transfer application to correct the irrigated place of use for the adjacent water rights and new pivots.
- 4) The Department finds that SRE irrigated a total of 1,283 acres in 2006 under using the points of diversion described in water rights 35-2451A, 35-2451B, 35-2451C, 35-2451D, 35-2639 and 35-8594. The 1,283 acres include about 159 irrigated acres located within the two pivots in the N1/2 of Section 16, T4N, R36E. The additional 31 acres under the two pivots are rock piles and are not counted toward the total number of irrigated acres. The total combined number of irrigated acres authorized by SRE's water rights is 1,231 acres. SRE irrigated 52 additional acres without valid water rights.

Snake River Equipment Consent Order and Agreement, 5-29-2007

T 73709
ATTACHMENT 6 OF 21

T# 73709

- 5) On May 21, 2007, SRE submitted to the Department an Application to Rent Water from the Water Supply Bank to cover the 52 acres of land irrigated without a water right.

It is hereby ordered and agreed that:

Terms of Agreement

- 1) SRE agrees to complete the process for rental of water from the Water Supply Bank, initiated by its' application of May 21, 2007, in order to legally irrigate in 2007 the 52-acre enlargement located in the N1/2 of Section 16, T4N, R36E. The Department will allow SRE to irrigate a maximum of 107 acres of crop under the two pivots in the N1/2 of Section 16, T4N, R36E based on continued evidence that an equal number of pivot corners are not irrigated within the place of use under water rights 35-2451A, 35-2451B, 35-2451C, 35-2451D, 35-2639 and 35-8594. 35-7103
- 2) SRE agrees to file an application for transfer of water right that will change or correct the place of use and points of diversion for water rights 35-2451A, 35-2451C, 35-2451D, 35-2639 and 35-8594. SRE agrees not to irrigate the pivots in the N1/2 of Section 16, T4N, R36E after 2007 until valid water rights are secured for the place of use pursuant to an approved water right transfer or other authorization is obtained from the Department.
- 3) Restitution for unauthorized withdrawals for 52 acres during 2006 will be considered accomplished by the concurrent set-aside during 2006 of 52 acres of irrigated land under water right no 35-7103.
- 4) Payment of an agreed civil penalty in the amount of one thousand eleven hundred and thirty dollars (\$1,130) is payable to the Idaho Department of Water Resources within thirty days (30) days of the execution of this agreement for the violation identified in the Notice of Violation dated April 25, 2007. The penalty amount compensates the Department for time and resources spent bringing this matter to compliance.
- 5) The Department suspends payment of fourteen thousand four hundred and seventy dollars (\$14,470) civil penalty. This penalty or any portion may be re-imposed for SRE's failure to fully comply with the terms of this agreement.
- 6) This agreement does not limit the Department or the Watermaster of Water District No. 120 to seek future compliance or regulation of said water use for other issues not directly related to the unauthorized uses in year.

Dated this _____ day of _____, 2007

Tim Luke, Manager
Water Distribution Section
Idaho Department of Water Resources

Snake River Equipment Consent Order and Agreement, 5-29-2007

T 73709
ATTACHMENT 7 OF 21

T# 73709

CONSENT

Respondent acknowledges, in general, the facts set forth during the conference and accepts fully the terms and conditions of this Order. These terms shall become effective upon execution by the parties. Respondent waives any right to contest this Order and consents to the issue hereof.

Signed this _____ day of _____, 2007

Dane Watkins
Snake River Equipment Co. Inc.

TH 73709

2-30-90

Microfilm No. 255647
 27 Day March 1990
 At 4:23 O'Clock P.M
TAMRA K. STITT
 Jefferson Co. Recorder
 Fee \$ 6.00 SK Deputy
 Recorded at Request of First American Title

First American
 15-832

WARRANTY DEED

WARRANTY DEED made this 22nd day of March, 1990, between **MACHEN FARMS**, a co-partnership consisting of Wendell Machen, Bruce M. Machen, Kevin N. Machen and Gary W. Machen, whose mailing address is 249 N. Bassett Road, Roberts, Idaho 83444, herein referred to as Grantor (whether one or more, male and/or female), and **SNAKE RIVER EQUIPMENT COMPANY**, an Idaho Corporation, whose mailing address is P.O. Box 50781, Idaho Falls, Idaho 83405, herein referred to as Grantee (whether one or more male and/or female), witnesseth:

That Grantor, for and in consideration of the sum of TEN Dollars (\$10.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, has granted, bargained, and sold, and does, by these presents, grant, bargain, sell, convey, and confirm unto Grantee and to his heirs and assigns forever, all the following described real estate located in the County of Jefferson, State of Idaho:

Section 20, Township 4 North, Range 36 East of the Boise Meridian, Jefferson County, Idaho, beginning at the SE Corner of the NE 1/4 of said Section 20 and running thence West 1420 feet; thence South 209 feet; thence West 208 feet; thence North 229 feet; thence East 1628 feet; thence South 20 feet to the point of beginning.

SUBJECT TO:

1. Taxes and assessments for the year 1990 and all subsequent years.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Unpatented mining claims, reservations or exceptions in patents or in acts authorizing the issuance thereof.
4. All reservations, restrictions, easements, road and road rights of way, ditch and ditch rights of way, zoning restrictions, governmental regulations and protective covenants of record.
5. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose.

RECEIVED BY
 ASSESSOR
 For PLATTING
 Date 3-28-90 Time 12:20

WARRANTY DEED - 1

T 73709
 ATTACHMENT 9 OF 21

255647
15-832

T# 73709

TOGETHER with all water, water rights, ditches and ditch rights thereunto belonging or in anywise appertaining, usually had and enjoyed.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, specifically including the reversion and 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.

TO HAVE AND TO HOLD, all and singular the above-described premises together with the appurtenances unto grantee and to his heirs and assigns forever.

And Grantor and his heirs shall and will warrant and by these presents forever defend the premises in the quiet and peaceable possession of Grantee, his heirs, and assigns against Grantor and his heirs and against all and every person and persons whomsoever lawfully claiming the same.

IN WITNESS WHEREOF, Grantor has hereunto set his hand on the day and year first above written.

Wendell Machen
Wendell Machen

Gary W. Machen
Gary W. Machen

Bruce M. Machen
Bruce M. Machen

Kevin N. Machen
Kevin N. Machen

STATE OF IDAHO)
County of Bonneville) ss.

On this 22nd day of March, 1993, before me,
Dean Crofts, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Wendell Machen, Bruce M. Machen, Kevin N. Machen and Gary W. Machen, known to me to be partner(s) of Machen Farms, and the partner(s) who subscribed said partnership name to the foregoing instrument, and acknowledged to me that said partner(s) executed the same in the partnership name.

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



Dean Crofts
Notary Public for State of Idaho
Residing at: IDAHO FALLS
My Commission Expires: 6-5-93

WARRANTY DEED - 2

T 73709
ATTACHMENT 10 OF 21

PHONE 208-745-9215

2007

THIS IS NOT A BILL.
DO NOT PAY.JOYCE BRIGGS, JEFF COUN A R ASSESSMENT NOTICE
P.O. BOX 538
RIGBY, IDAHO 83442

T 73709

PARCEL DESCRIPTION:
TAX 1 SEC 20
TWP 4 NORTH RGE 36 EBMFor any questions, please notify
the Assessor's office immediately.
Assessor's telephone#: (208) 745-9215PARCEL ADDRESS:
245 N 2300 E

83444

SNAKE RIVER EQUIPMENT

P O BOX 50781
IDAHO FALLS

ID 83405

Appeals of your property value must
be filed in writing on a form provided
by the County, by:

JUNE 25, 2007

Tax Code Area: 54-0000

Parcel Number: RP04N36E202399 A

ASSESSED VALUE OF YOUR PROPERTY

CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
1 IRRGTD AG 32 RURAL IMP ON AG	1.745 AC	660 28,750	960 28,750
SUBTOTAL:	1.745	29,410	29,710
LESS HOMEOWNERS EXEMPTION:			
NET TAXABLE PROPERTY VALUE:		29,410	29,710

TAXING DISTRICT INFORMATION

TAXING DISTRICTS	LAST YEAR'S TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
STATE			Not Required
JEFF COUNTY		745-7756	09/04/2007
SCH DIST 251			No Response
SC#251 M&O			No Response
SC#251 BONDS		745-6693	06/06/2007
SC#251 PLANT FC		745-6693	06/06/2007
SC#251 TORT		745-6693	06/06/2007
SC#251 EMERGENCY		745-6693	06/06/2007
ROAD/BRIDGE		745-7756	Not Required
ROBTS CEMT #6		228-6163	08/14/2007
ROBERTS FIRE		228-3831	08/14/2007
SUBTOTAL:			
+ FEES:			
= TOTAL:			

255647-
199368

THIS IS NOT A BILL. DO NOT PAY

T 73709

ATTACHMENT 11 OF 21

**THIS IS NOT A BILL.
DO NOT PAY.**

T# 73709

For any questions, please notify
the Assessor's office immediately.
Assessor's telephone#:(208) 745-9215

Appeals of your property value must
be filed in writing on a form provided
by the County, by:

JUNE 25, 2007

Parcel Number: RP04N36E207200 A

CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
1 IRRGTD AG	77.290 AC	27,040	39,340
19 WASTE	.900 AC		
SUBTOTAL:	78.190	27,040	39,340
LESS HOMEOWNERS EXEMPTION:		27,040	39,340
NET TAXABLE PROPERTY VALUE:			

TAXING DISTRICTS	LAST YEAR'S TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
STATE		745-7756	Not Required 09/04/2007
JEFF COUNTY			No Response
SCH DIST 251			No Response
SC#251 M&O		745-6693	06/06/2007
SC#251 BONDS		745-6693	06/06/2007
SC#251 PLANT FC		745-6693	06/06/2007
SC#251 TORT		745-6693	06/06/2007
SC#251 EMERGENCY		745-7756	Not Required
ROAD/BRIDGE		228-6163	08/14/2007
ROBTS CEMT #6		228-3831	08/14/2007
ROBERTS FIRE			
SUBTOTAL:			
+ FEES:			
= TOTAL:			

T 73709

**THIS IS NOT A BILL.
DO NOT PAY.**

T# 73709

For any questions, please notify
the Assessor's office immediately.
Assessor's telephone#: (208) 745-9215

83444

Appeals of your property value must be filed in writing on a form provided by the County, by: 05 2007

ID 83405

JUNE 25, 2007

Tax Code Area: 54-0000

Parcel Number: RP04N36E210000 A

CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
1 IRRGTD AG	629.090 AC	222,320	323,480
19 WASTE	7.270 AC		
32 RURAL IMP ON AG		250,340	250,340
SUBTOTAL:	636.360	472,660	573,820
LESS HOMEOWNERS EXEMPTION:		472,660	573,820
NET TAXABLE PROPERTY VALUE:			

TAXING DISTRICTS	LAST YEAR'S TAXES		PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
STATE				Not Required
JEFF COUNTY			745-7756	09/04/2007
SCH DIST 251				No Response
SC#251 M&O				No Response
SC#251 BONDS			745-6693	06/06/2007
SC#251 PLANT FC			745-6693	06/06/2007
SC#251 TORT			745-6693	06/06/2007
SC#251 EMERGNCY			745-6693	06/06/2007
ROAD/BRIDGE			745-7756	Not Required
ROBTS CEMT #6			228-6163	08/14/2007
ROBERTS FIRE			228-3831	08/14/2007
SUBTOTAL:				
+ FEES:				
= TOTAL:				

THIS IS NOT A BILL. DO NOT

ATTACHMENT T 73709
13 OF 21

INSTRUMENT NO. 107457

This Indenture, Made this 30th day of December in the year of our Lord one thousand nine hundred and fifty five, between J.E. Garner and Edith Garner, his wife, of the County of Jefferson and State of Idaho the part ies of the first part, and Snake River Equipment Company, a corporation, of the County of Bonneville and State of Idaho the part Y of the second part.

WITNESSETH, That, the said part ies of the first part, for and in consideration of the sum of Twelve Thousand Eight Hundred and No/100(\$12,800.00)- - - - - DOLLARS, and other good and valuable consideration lawful money of the United States of America/to them in hand paid by the said part Y of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said part y of the second part, and to its successors and assigns, forever, all the following described real estate, situated in

Jefferson County, State of Idaho, to-wit: Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$); and the North Half of the Northwest Quarter (N $\frac{1}{2}$ NW $\frac{1}{4}$) Section Twenty one (21); the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$), and the South Half of the North Half (S $\frac{1}{2}$ N $\frac{1}{2}$) of Section Twenty-eight (28), Township Four (4) North Range Thirty-six, East of the Boise Meridian,

\$1.85 in U.S.I.R. stamps attached and cancelled.

together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profit thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said part ies of the first part.

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, together with the appurtenances unto the said part Y of the second part, to its successors and assigns forever. And the said part ies of the first part and their heirs, the said premises in the quiet and peaceable possession of the said part y of the second part, its successors and assigns, against the said part ies of the first part, and their heirs, and against all and every person and persons whosoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said part ies of the first part have hereunto set their hands and seals, the day and year first above written.

Signed, Sealed and Delivered in
Perry Lemmon

T 73709
ATTACHMENT 14 OF 21

Garner (SEAL)
Garner (SEAL)
(SEAL)

**THIS IS NOT A BILL.
DO NOT PAY.**

JOYCE BRIGGS, JEFF COUN ASR ASSESSMENT NOTICE
P.O. BOX 538
RIGBY, IDAHO 83442

H 3 Fox on

773709

PARCEL DESCRIPTION:
NORTH 1/2; SEC 28
LESS 30' ROW ON THE WEST
TWP 4 NORTH RGE 36 EBM

For any questions, please notify
the Assessor's office immediately.
Assessor's telephone#:(208) 745-9215

PARCEL ADDRESS:

WATKINS COMPANY LLC THE
% WATKINS DANE H MANAGER
P O BOX 50781
IDAHO FALLS ID 83402

Appeals of your property value must
be filed in writing on a form provided
by the County, by:
JUNE 25, 2007

JUNE 25, 2007

Tax Code Area: 54-0000

Parcel Number: RP04N36E280003 A

ASSESSSED VALUE OF YOUR PROPERTY

CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
1 IRRGTD AG	312.640 AC	112,270	163,350
19 WASTE	5.540 AC		
SUBTOTAL:	318.180	112,270	163,350
LESS HOMEOWNERS EXEMPTION:		112,270	163,350
NET TAXABLE PROPERTY VALUE:			

TAXING DISTRICT INFORMATION

TAXING DISTRICTS	LAST YEAR'S TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
STATE			Not Required
JEFF COUNTY		745-7756	09/04/2007
SCH DIST 251			No Response
SC#251 M&O			No Response
SC#251 BONDS		745-6693	06/06/2007
SC#251 PLANT FC		745-6693	06/06/2007
SC#251 TORT		745-6693	06/06/2007
SC#251 EMERGNCY		745-6693	06/06/2007
ROAD/BRIDGE		745-7756	Not Required
ROBTS CEMT #6		228-6163	08/14/2007
ROBERTS FIRE		228-3831	08/14/2007
SUBTOTAL:			
+ FEES:			
= TOTAL:			

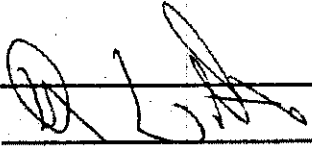
THIS IS NOT A BILL. DO NOT

ATTACHMENT T 73709
15 OF 21

FILED EFFECTIVE

REINSTATEMENT

73709

No. W 21526	Annual Report Form	2. Registered Agent and Office NOT A P.O. BOX												
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 FEE DUE \$30.00	ADMIN DISSOLVED 02/08/2007 1. Mailing Address - Correct in this box, if applicable WATKINS COMPANY LLC (THE) PO BOX 50781 IDAHO FALLS, ID 83405	DANE H WATKINS 349 RIVER PKWY IDAHO FALLS, ID 83405 3. <u>New</u> registered agent signature												
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors Limited Liability Companies: Enter Names and Addresses of management. Limited and Limited Liability Partnerships: Enter names and addresses of at least two (2) partners. <table border="1"><thead><tr><th>Office held</th><th>Name</th><th>Street or P.O. Address</th><th>City</th><th>State</th><th>Zip</th></tr></thead><tbody><tr><td></td><td>DANE WATKINS</td><td>Box 50781</td><td>Idaho Falls</td><td>Idaho</td><td>83405</td></tr></tbody></table>			Office held	Name	Street or P.O. Address	City	State	Zip		DANE WATKINS	Box 50781	Idaho Falls	Idaho	83405
Office held	Name	Street or P.O. Address	City	State	Zip									
	DANE WATKINS	Box 50781	Idaho Falls	Idaho	83405									
5. Organized under the laws of: IDAHO W 21526	6.  Signature _____ Date <u>11/24/07</u> Name (Typed or Printed) _____ Title <u>Manager</u>													

Issued 04/24/2007 by DK1

T 73709
ATTACHMENT 14 OF 24

FILED/EFFECTIVE**AMENDED AND RESTATED
CERTIFICATE OF LIMITED PARTNERSHIP**00 APR 14 1983
SECRETARY OF STATE
STATE OF IDAHO
Instructions on back of application

The existing name of the limited partnership is: _____

THE GEORGE WATKINS, JR. FAMILY LIMITED PARTNERSHIPThe date on which its certificate of limited partnership was filed with the Secretary of State
was: June 29, 1983

The certificate of limited partnership is amended and restated to read:

1. The name of the limited partnership is:

The George & Sharon Watkins Family Limited Partnership

(must include "Limited Partnership" or an acceptable abbreviation thereof)

2. The name and business address of the registered agent are:

George W. Watkins, Jr., 1259 East 21st Street, Idaho Falls, ID,

(not a P.O. Box)

83404

3. The name and business address of each general partner are:

NameAddressGeorge & Sharon Watkins Family Properties Management, LLC1259 East 21st Street, Idaho Falls, ID,83404

(If more space is needed, continue in item 5.)

4. The latest date on which the partnership will dissolve is: January 1, 2051

5. Other matters (optional):

6. Signature of at least one general partner and all
new general partners: George & Sharon
Watkins Family Properties Management, LLC

By: _____

George W. Watkins, Jr., Manager

IDAHO SECRETARY OF STATE

04/14/2008 09:00

Dr. 24052 - 011-1430 - Mr. 203272

Secretary of State use only

1 0 30.00 = 30.00 RESTATE LP 0 3

1 0 20.00 = 20.00 EXPEDITE C 0 4

L 387

diploma/CRLP.ppt8 Revised 8/04

T 73709
ATTACHMENT 17 OF 21

No. C 46348		Due no later than Nov 30, 2006 Annual Report Form		2. Registered Agent and Address (NO PO BOX)	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080		1. Mailing Address: Correct in this box if needed. BISH JENKINS AND SONS, INC. TYSON WALKER PO BOX 1835 IDAHO FALLS ID 83403		TIM JENKINS 3911 N 5TH E IDAHO FALLS ID 83401	
NO FILING FEE IF RECEIVED BY DUE DATE		3. New Registered Agent Signature:*			
4. Corporations: Enter Names and Business Addresses of President, Secretary, Directors and (optional) Treasurer.					
Office Held PRESIDENT	Name TIM JENKINS	Street or PO Address 3911 N 5TH E	City IDAHO FALLS	State ID	Country USA
				Postal Code 83401	
5. Organized Under the Laws of: IDAHO C 46348		6. Annual Report must be signed.* Signature: Tyson Walker Name (type or print): Tyson Walker Date: 09/11/2006 Title: Controller			
Processed 09/11/2006 *Electronically provided signatures are accepted as original signatures.					

ATTACHMENT T 73709
18 OF 21

73709

No. C 23205		Due no later than May 31, 2007 Annual Report Form		2. Registered Agent and Address (NO PO BOX)	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080		1. Mailing Address: Correct in this box if needed. SNAKE RIVER EQUIPMENT COMPANY DANE WATKINS P. O. BOX 50781 IDAHO FALLS ID 83405-0781		DANE WATKINS 385 RIVER PARKWAY IDAHO FALLS ID 83402	
NO FILING FEE IF RECEIVED BY DUE DATE		3. New Registered Agent Signature:*			
4. Corporations: Enter Names and Business Addresses of President, Secretary, Directors and(optional) Treasurer.					
Office Held	Name	Street or PO Address	City	State	Country Postal Code
SECRETARY	DAMOND WATKINS	PO BOX 50781	IDAHO FALLS	ID	USA 83405-0781
TREASURER	DAVID WATKINS	PO BOX 50781	IDAHO FALLS	ID	USA 83405-0781
DIRECTOR	DANE WATKINS, JR.	PO BOX 50781	IDAHO FALLS	ID	USA 83405-0781
PRESIDENT	DANE WATKINS	PO BOX 50781	IDAHO FALLS	ID	USA 83405-0781
5. Organized Under the Laws of:		6. Annual Report must be signed.*			
ID C 23205	Signature: Dane Watkins Name (type or print): Dane Watkins		Date: 06/07/2007 Title: President		
Processed 06/07/2007 *Electronically provided signatures are accepted as original signatures.					

ATTACHMENT 19 OF 21

New Irrigated Areas

Indicate Method of Determination

Do not use this space