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

JUL 24 2001
 Idaho Department of Water Resources
 Eastern Region

Please print or type Attach pages with additional information Instructions are on the back of this page
 Incomplete forms will be returned

- 1 Water Right No(s): 35-0862
- Adjudication Claim No(s): 35-0862 - shown only
35-08632 - Part of Deed
2. The following **REQUIRED** information must be submitted with this form:
- A. 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 or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
- AND**
- B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claims(s) (These are usually attached to your deed or on file with the county.)
- OR**
- C. If your water rights or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with 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 Monroc, Inc.
Box 51298, Idaho Falls, ID 83405
- 4 New Owner/Claimant(s) Riverview Two L.L.C.
 Name connector (check one) ☐ and ☐ or, ☐ and/or
 New Mailing Address P.O. Box 50130
 City, State and ZIP Code Idaho Falls, ID 83405
 New Telephone Number (208) 523-0620
- 5 Date you acquired the property March 13, 2001
6. **Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.**

Number of acres you irrigated with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

- 7 Signature of New Owner(s) Riverview Two, L.L.C., by its Member
 Or Claimant(s) Allen Ball, Trustee of the Allen Ball and Connie Ball Living Trust
Corporations or other organizations must submit list of directors and/or officers demonstrating authority to sign form.
- 8 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

Receipt # C065511 --- 10.31.02 --- \$25.00 --- J. Masi

MICROFILMED

JUL 13 2001

CORPORATION LIMITED WARRANTY DEED

THIS INDENTURE is made this 14 day of March, 2001, by MONROC, INC., a Delaware corporation, the "Grantor", and RIVERVIEW TWO LLC, an Idaho limited liability company, whose mailing address is 5465 South 5th West, Idaho Falls, Idaho 83404, the "Grantee".

W I T N E S S E T H:

That the Grantor having been duly authorized by resolution of its Board of Directors, 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 successors and assigns forever, all of the following property in the County of Bonneville, State of Idaho, described on Exhibit "A" hereto.

SUBJECT to all real property taxes and assessments, all existing patent reservations, all applicable zoning ordinances, building codes, laws and regulations, and all encroachments, overlaps, boundary line disputes, claims of easements and other matters that would be disclosed by an accurate survey or inspection of the property and the Permitted Encumbrances listed on Exhibit "B" hereto.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, 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 property and the appurtenances unto the Grantee, and to the Grantee's successors and assigns forever. The Grantor and the Grantor's successors shall warrant and defend the property in the quiet and peaceable possession of the Grantee and the Grantee's successors and assigns, against all claims arising by, under or through the Grantor and the Grantor's successors.

In construing this Limited 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.

MICROFILMED
MAR 13 2002

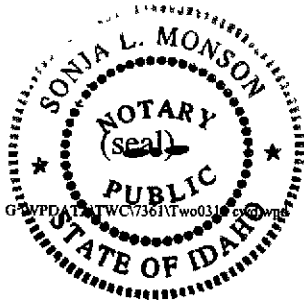
MONROC, INC.

By: A. L. Gimm
Its: PRESIDENT

STATE OF ~~UTAH~~ IDAHO)
)ss.
County of Bonneville)

On the this 14th day of March, 2001, before me, the undersigned, a notary public, in and for said State, personally appeared A. L. Gimm, known or identified to me to be the PRESIDENT of Monroc, Inc., and the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, 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 in this certificate first above written.



Sonja L. Monson
Notary Public for the State of ~~Utah~~ IDAHO
Residing at Idaho Falls ID
My Commission Expires: 07-17-2002

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APR 18 2002

Exhibit "A"
Legal Description

Parcel No. 2

Part of the SW 1/4 of Section 24 and the NE 1/4 of Section 25 of Township 2 North, Range 37 East, Bonneville County, Idaho described as: (Basis of Bearing is the City of Idaho Falls Base)

Beginning at a point on the south easterly bank of the Porter Canal that is N 86°51'42" E 155.18 feet along the section line from the NW Corner of said Section 25 and running thence along said bank the following eight (8) courses; (1) N 14°55'07" E 152.31 feet; (2) thence N 28°51'10" E 135.46 feet; (3) thence N 36°59'27" E 176.80 feet; (4) thence N 44°51'58" E 202.51 feet; (5) thence N 65°27'27" E 292.01 feet; (6) thence N 67°05'35" E 267.89 feet; (7) thence N 65°52'30" E 229.47 feet; (8) thence N 79°29'07" E 93.91 feet; thence S 0°25'29" W 823.38 feet to the south line of said Section 24; thence S 86°51'42" W 585.00 feet along said section line; thence S 3°08'18" E 565.00 feet; thence S 41°51'42" W 140.00 feet; thence S 71°51'42" W 120.00 feet; thence S 9°51'42" W 550.50 feet; thence S 86°51'42" W 270.82 feet to the east bank of said Porter Canal; thence along said bank the following nine (9) courses: (1) N 4°46'22" W 51.70 feet; (2) thence N 14°56'16" E 97.34 feet (3) thence N 8°48'11" E 88.36 feet; (4) thence N 0°43'31" W 136.15 feet; (5) thence N 13°39'16" W 188.33 feet; (6) thence N 3°05'39" W 168.30 feet; (7) thence N 3°07'22" W 237.55 feet; (8) thence N 4°20'59" W 167.23 feet; (9) thence N 05°21'26" E 107.71 feet along said bank to the point of beginning.

Parcel No. 3

Part of the South 1/2 of Section 24 and the North 1/2 of Section 25 and Township 2 North, Range 37 East, Bonneville County, Idaho described as: (Basis of Bearing is the City of Idaho Falls Base)

Beginning at a point that is N 89°25'52" E 13.21 feet along the section line from the South 1/4 Corner of said Section 24 and running thence S 8°00'00" E 282.41 feet; thence S 83°35'00" E 272.00 feet to the west bank of the Snake River; thence S 30°32'27" W 600.52 feet along said west bank; thence S 75°38'00" W 1400.33 feet; thence N 0°25'29" E 170.00 feet; thence N 35°25'29" E 390.00 feet; thence N 26°25'29" E 550.00 feet; thence S 80°34'31" E 90.00 feet; thence S 30°34'31" E 310.00 feet; thence N 11°25'29" E 118.00 feet; thence N 22°25'29" E 320.00 feet; thence N 80°25'29" E 492.52 feet; thence S 8°00'00" E 17.54 feet to the point of beginning.

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NOV 13 2002

Exhibit "B"

Permitted Encumbrances

1. 2001 taxes are an accruing lien, not yet due and payable. Taxes which may be assessed and entered on the property roll for 2001 with respect to new improvements and first occupancy, which may be included on the regular property, which are an accruing lien, not yet due and payable.
2. Liens, Levies and assessments of the New Sweden Irrigation District and the rights, powers and easements of said District as by law provided.
3. Reservations in United States Patent, recorded in Book Z of Deeds, Page 505 (Portion of Parcel 2) and Book F of Deeds, Page 185 (Portion of Parcel 2, and all of Parcel 3).
4. Any claim arising from the difference in the mean high water line of the Snake River and the meander line as shown by the Original Government Survey. Parcel 3
5. Right, title and interest of the State of Idaho within the natural bed of the Snake River below the ordinary high water line, and also excepting any artificial accretions waterward of said ordinary high water line. Parcel 3

INSTRUMENT NO	1043182
DATE	3-14-01
INST CODE	235
IMAGED PGS	4
FEE	12.00
STATE OF IDAHO) COUNTY OF ADAMS) ss	
I hereby certify that the within instrument is a correct	
Record Book 10	
County Recorder	
By <u>H. B. Bess</u>	Deputy
Request of <u>FATCO</u>	

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1999

JB (101)

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 35-08632

NAME AND ADDRESS: MONROC INC
1730 BECK ST
SALT LAKE CITY, UT 84116

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS
1.00 AFY

PRIORITY DATE: 01/19/1981

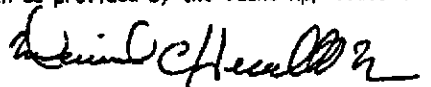
POINT OF DIVERSION: T02N R37E S24 LOT 04 (NESWSE) Within Bonneville County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Commercial	01-01 TO 12-31	0.04 CFS 0.40 AFY
	Industrial	01-01 TO 12-31	0.04 CFS 0.60 AFY

PLACE OF USE:	Industrial	Within Bonneville County
	T02N R37E S24 LOT 04 (SWSE)	
	Commercial	Within Bonneville County
	T02N R37E S24	

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 31, 2002

RIVERVIEW TWO LLC
PO BOX 50130
IDAHO FALLS ID 83405

RE: Change of Ownership for Water Right 35-8632

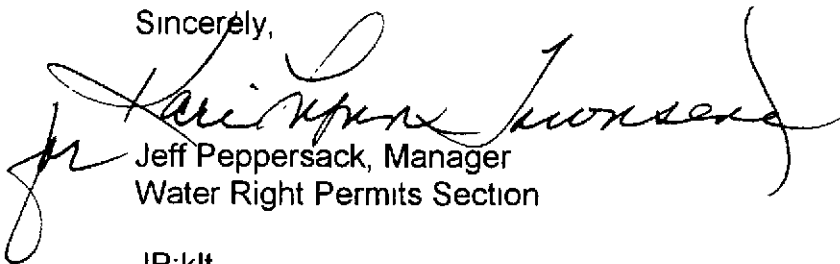
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records. Also enclosed is a receipt for the \$25.00 filing fee.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,



Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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OCT 1 2003

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
CHARLES A. HOMER
GARY L. MEIKLE
DONALD L. HARRIS
DALE W. STORER
MARIE T. TYLER
ROBERT M. FOLLETT
FREDERICK J. HAHN III
KARL R. DECKER
THEL W. CASPER
SIÂN B. PERRY
AMELIA A. SHEETS

US BANK BUILDING
330 SHOUP AVENUE THIRD FLOOR
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
FACSIMILE (208) 523-9518
E-MAIL KFOSTER@HOLDENLEGAL.COM

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

Of Counsel
Fred J. Hahn

RECEIVED

OCT 31 2002

Department of Water Resources

October 29, 2002

Idaho Department of Water Resources
Kari Lynn Townsend
1301 N. Orchard St.
Boise, ID 83706

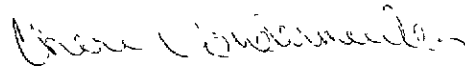
RE: Change in Ownership of Decreed Water Right 35-08632

Dear Kari Lynn:

Enclosed is our check in the amount of \$25.00 for the above referenced Change in Ownership.

If there are any questions regarding this matter, please feel free to contact this office at your convenience. Thank you for your kind attention to this matter.

Sincerely,



Cheri Vandermeulen
Secretary for Kent W. Foster

Enclosure

G:\WPDATA\KWF\1301 N. ORCHARD ST. ALLEN\IDWR 102902 rwpd odv

MICROFILMED

NOV 1 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 24, 2002

RIVERVIEW TWO LLC
PO BOX 50130
IDAHO FALLS ID 83405

RE: Change in Ownership of Decreed Water Right 35-08632

Dear Interested Parties:

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 fees, we will hold any action on your notice pending receipt of the necessary fees. If we do not receive the necessary fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

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

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k

MICROFILMED

2003 11 14



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A. Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 22, 2001

RIVERVIEW TWO LLC
PO BOX 50130
IDAHO FALLS ID 83405

RE: CHANGE IN OWNERSHIP FOR A35-08632

Dear Claimant:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

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SEP 11 2002

PIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 35-08632
Date Received: 8/18/1988
Receipt No: E001430
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

NOV 14 2001

Department of Water Resources

1. Name of Claimant(s)

RIVERVIEW TWO LLC Phone: (208) 523-0620

PO BOX 50130
IDAHO FALLS ID USA 83405

2. Date of Priority: 01/19/1981

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	37E	25	NE NW	BONNEVILLE	

5. Description of diverting works:

WELL & PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
INDUSTRIAL	1/01	12/31	0.04	
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
02N	37E	25	NE NW	INDUSTRIAL	

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11. Place of use in counties: BONNEVILLE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Permit

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

FRED J HAHN
KENT W FOSTER
ROBERT E FARNAM
WILLIAM D FALER
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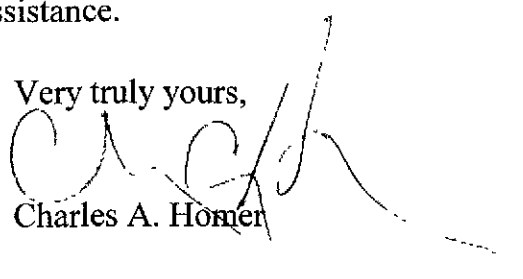
July 18, 2001

Idaho Department of Water Resources
900 Skyline Drive
Idaho Falls, Idaho 83402-1718

Gentlemen:

Enclosed are two separate "Notice of Change of Water Right Ownership" forms for filing. You will note that the enclosed forms pertain to the transfer of water rights from Monroc, Inc. to Riverview One, LLC and Riverview Two, LLC. After you have reviewed the enclosed documentation, if you need any additional information from our office, please advise us as to the same. Thank you for your assistance.

Very truly yours,


Charles A. Homer

Enclosures

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