



RECEIVED

JUL 16 2004

Department of Water Resources
Southern Region

May 12, 2004

Ms. Jeanie Robertson
Idaho Department of Water Resources
1341 Fillmore Street
Twin Falls, ID 83301-3380

Dear Ms. Robertson:

Please accept the enclosed Application for Transfer of Water Right (transfer number 71355) as a replacement for the original application filed with the Department on November 26, 2003. I have also enclosed copies of our 2002 Cassia County Tax Bills for the affected properties (parcel numbers RP11S22E119400, RP11S22E14200, RP11S22E140190 and RP12S22E097000), which I understand is sufficient evidence of ownership in these parcels by Western Farm Service, Inc.

If there is any additional information we may be able to provide, please contact Sharon Gaebe here in Fresno at (559) 436-2816. Garth Heidel, Sharon Gaebe and I really appreciate your assistance in helping us complete this application.

Sincerely,

WESTERN FARM SERVICE, INC.

A handwritten signature in cursive script that reads "Randy Orgill".

Randy Orgill
Assistant Corporate Secretary

Enclosures

Amended

Transfer No. 71355

Receipt No. 5026304

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

1. Applicant Information WESTERN FARM SERVICE INC
PO BOX 1168
FRESNO CA 93715
(559)438-6133

Will this transfer result in an ownership change? ☒ Yes ☐ No

2. Current Water Right

	Origin/Basis WR/License	Rate	Volume	Part 2 Attached for Each Right		Source
				Acre Limit	Total Acres	
45-7648		0.20	2.6			GROUND WATER

3. Purpose of Transfer (Change Proposed)

Right	Split	POD	POU	Part 3A Attached for Each Proposed Right Part 3B Attached for Each Split Right		
				Add POD	Period of Use	Nature of Use
45-7648	NO	NO	YES	YES	NO	NO

Describe the reason for the proposed changes

Adding second well to provide greater flexibility and to change Place of Use to reflect actual locations of use. Application will also update ownership.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

N/A

B. Describe the effects on other water uses resulting from the proposed change

N/A

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
45-7648	0.20 cfs			2.6 af
TOTAL	0.20 cfs			2.6 af

Transfer No. 71355

Receipt No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

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 contained 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.

Landy Ogden
(Signature of Applicant)

ASST. SECRETARY - WESTERN FARM
SERVICE, INC.

(Title or Office)

Subscribed and sworn to before me this 29th day of JUNE, 2004.

Christina Comstock
(Notary Public)

My commission expires 6-30-04



Transfer No. 71355

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 45-7648

Priority Date: June 13, 1989

Origin: Water Right

Basis: License

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
COMMERCIAL	1/01 12/31	0.20 CFS	2.6 AFA	
	Total Diversion	0.20 CFS	2.6 AFA	

Source and Point(s) of Diversion:

GROUND WATER NENE Sec. 14 Twp 11S Rge 22E CASSIA County

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11S	22E	14	X																

Conditions/Remarks:

- Commercial use is for an agriculture fertilizer & chemical plant.
- Water used under this right when discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Receipt No. _____

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11

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12

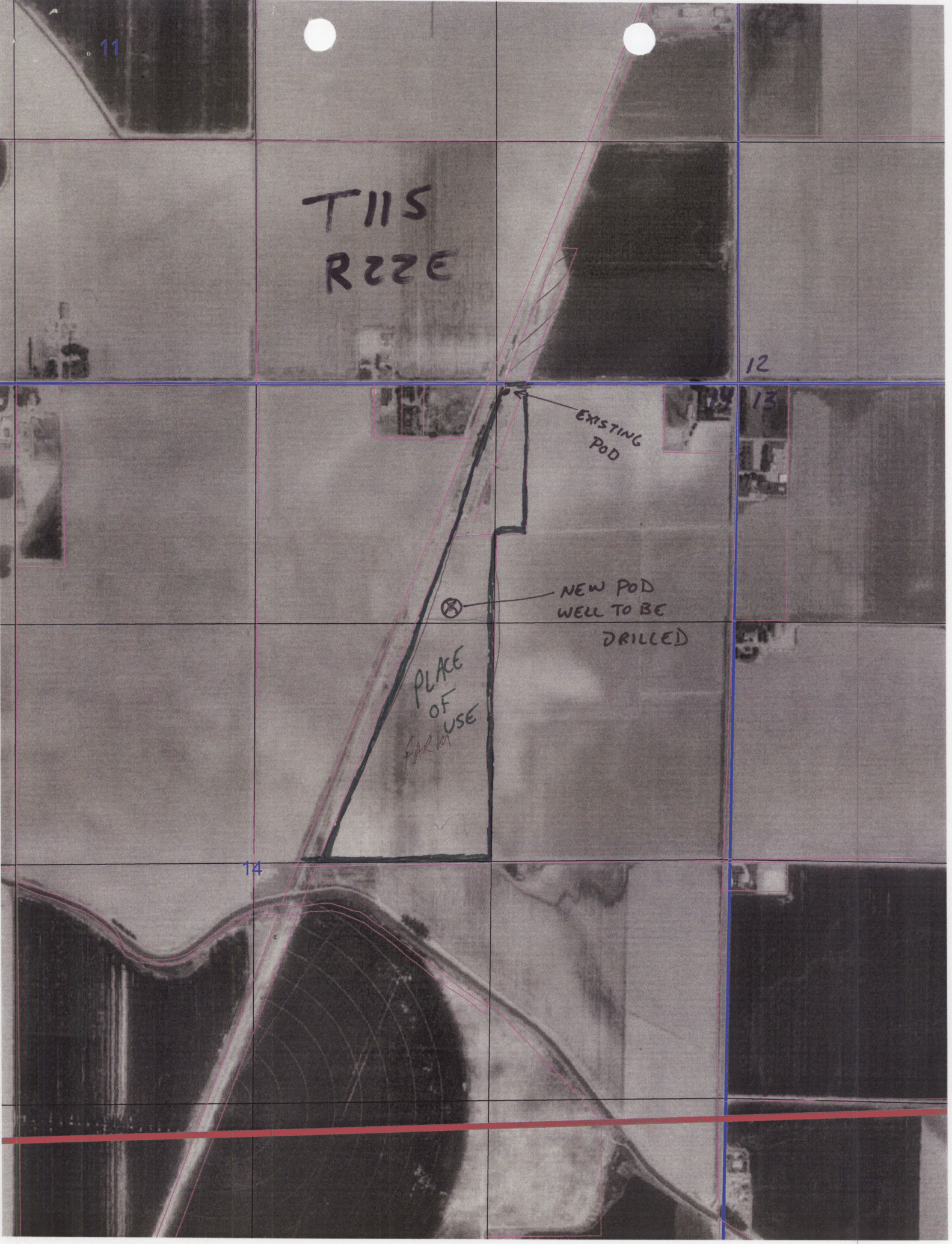
13

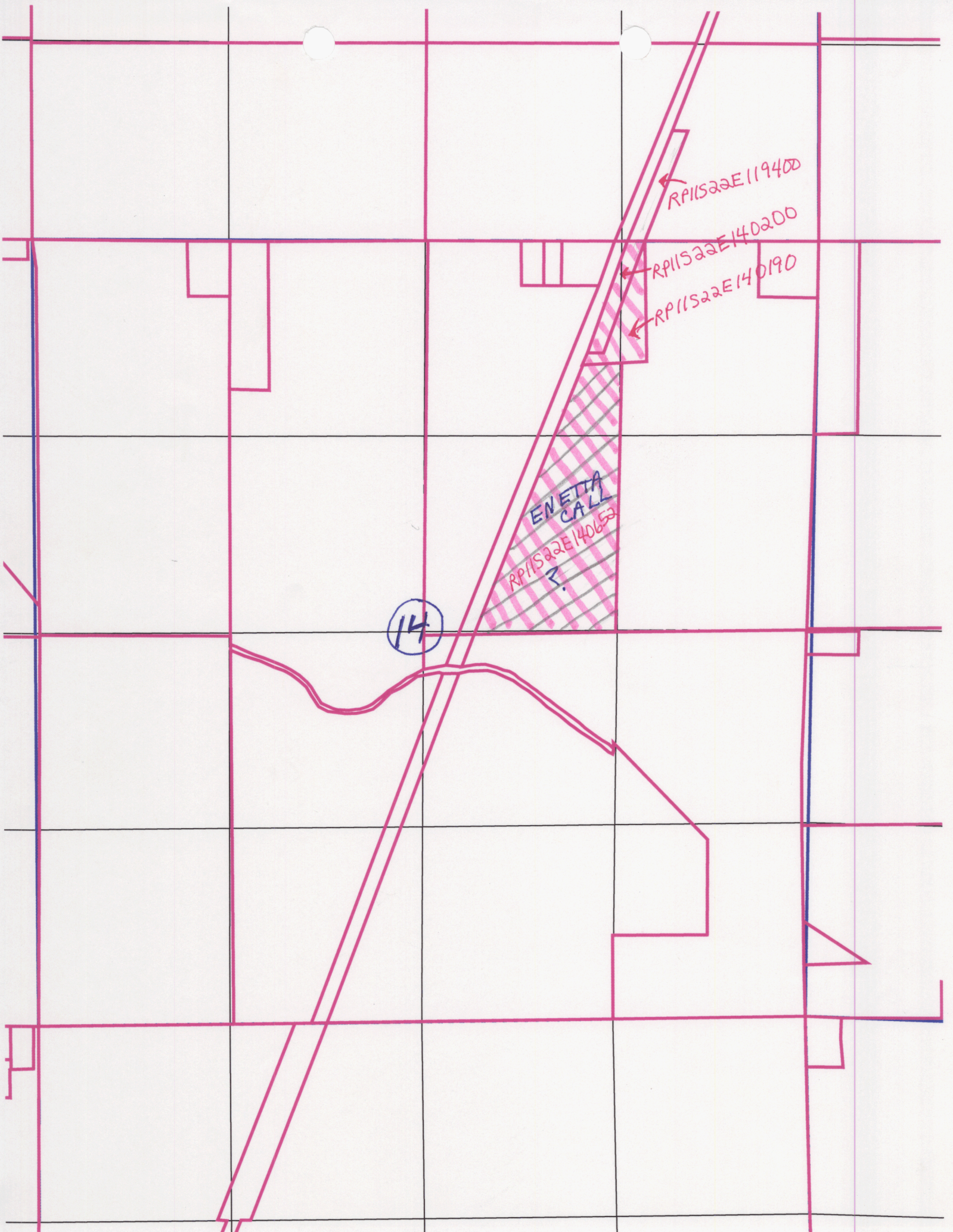
EXISTING
POD

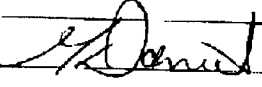
NEW POD
WELL TO BE
DRILLED

PLACE
OF
USE
FARM

14





No. C 123064		Due no later than March 31, 2004 Annual Report Form		2. Registered Agent and Office NO PO BOX	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080		WESTERN FARM SERVICE, INC. 4582 S ULSTER ST STE 1700 DENVER, CO 80237		QT CORPORATION SYSTEM 300 N 6TH ST BOISE, ID 83701	
NO FILING FEE IF RECEIVED BY DUE DATE				3. <u>New</u> Registered Agent Signature	
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.					
<u>Office held</u>	<u>Name</u>	<u>Street or P.O. Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>
Director	Richard L. Gearheard	4582 S. Ulster St., Suite 1700,	Denver,	CO	80237
Director	Bruce G. Waterman	13131 Lake Fraser Dr. S.E.	Calgary,	Alberta,	CA T2J 7E8
Director	Gordon R. Miller	2787 W. Bullard Ave., Suite 101,	Fresno,	CA	93715-1168
Director	Randy N. Orgill	3705 Beechwood Ave.	Fresno,	CA	93711
President	Richard L. Gearheard	4582 S. Ulster St., Suite 1700,	Denver,	CO	80237
Secretary	Gary J. Daniel	13131 Lake Fraser Dr. S.E.,	Calgary,	Alberta,	CA T2J 7E8
SEE ATTACHED SCHEDULE "1"					
5. Organized Under the Laws of:		6.			
DELAWARE		Signature 		Date <u>January 27, 2004</u>	
C 123064		Name (Typed or Printed) Gary J. Daniel		Title <u>Corporate Secretary</u>	
Issued 01/05/2004		Do Not Tape or Staple		2377	

Schedule "C"

WESTERN FARM SERVICE, INC.

FORMERLY WESTERN FARMCO HOLDINGS, INC.
 REORGANIZED AND NAME CHANGE TO WESTERN FARM SERVICE, INC.
 EFFECTIVE NOVEMBER 11, 1997

DATE OF FILING: April 13, 1999

INCORPORATING JURISDICTION: Delaware

CORPORATE ID #: : 06009229

INDUSTRY: Agribusiness, Inc.

INDUSTRY: Richard L. Gaudreau
 Bruce C. Wattenberg
 Gordon E. Miller
 Randy N. Grull

OFFICERS: Richard L. Gaudreau * President
 Bruce C. Wattenberg ** Senior Vice President, Finance, C.F.O. & Treasurer
 Gary J. Dahl ** Corporate Secretary
 Gordon E. Miller *** Vice President, West Region Operations
 Thomas E. Wattenberg **** Vice President, East Region Operations
 Randy Grull ***** Assistant Corporate Secretary

PRINCIPAL PLACE OF BUSINESS: 5535 S. Yale St., Suite 1700, Denver, CO 80237

REGISTERED AGENTS: The Corporation Trust Company
REGISTERED ADDRESS: 100000 First Street
 1200 Orange Street
 Washington, D.C. 20001

* Located at 5535 S. Yale St., Suite 1700, Denver, CO 80237
 ** Located at 1130 Lake Superior St., Chicago, IL 60601
 *** Located at 2785 W. Hubbard Ave., Suite 111, Fresno, CA 93715-1168
 **** Located at 2054 W. Lincoln Dr., Glendale, CA 91205-1467
 ***** Located at 1705 West 1000 Ave., Fresno, CA 93711

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Comments, questions or suggestions can be emailed to: sosinfo@idsos.state.id.us



Idaho Secretary of State Viewing Business Entity

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[[Get a certificate of existence for WESTERN FARM SERVICE, INC.](#)]

WESTERN FARM SERVICE, INC.

4582 S ULSTER ST STE 1700
DENVER, CO 80237

Type of Business: CORPORATION, GENERAL BUSINESS

Status: GOODSTANDING, ANREPT SENT 05 Jan 2004

State of Origin: DELAWARE

Date of 06 Mar 1998

Origination/Authorization:

Initial Registered Agent: CT CORPORATION SYSTEM
300 N 6TH ST
BOISE, ID 83701

**Organizational ID / Filing
Number:** C123064

**Number of Authorized Stock
Shares:**

Date of Last Annual Report: 02 Feb 2004

Amendments:

Amendment filed 06 Mar 1998 CERTIFICATE OF
AUTHORITY

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Annual Reports:

Report for year 2004 ANNUAL REPORT

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Report for year 2003 ANNUAL REPORT

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Report for year 2002 ANNUAL REPORT

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Report for year 2001 ANNUAL REPORT

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CHECK PAYABLE TO:

EREKSON

A COUNTY TAX COLLECTOR

OVERLAND PH: 878-7202

Y, ID 83318

ST HALF DUE

84.34

TAX

LATE

INT

COST

TOT

2ND HALF DUE

84.34

TAX

LATE

INT

COST

TOT

FULL DUE

168.68

TOT MV

14.48

TOT ACS

1.81

TAXING DISTRICT

COUNTY

SCH DIST 151

BURLEY HWY

PELLA CEM

N CASSIA FIRE

FLOOD DIST 16

AMOUNT DUE

RATE

003152160

006444440

001587010

000000000

000465449

000000000

011649059

AMOUN

45.6

93.3

22.9

6.7

168.6

OREGON SHORT LINE RAILROAD CO

% WESTERN FARM SERVICE INC

P O BOX 1168

FRESNO

CA 93715

T 6585A (SESE)

S 11 T 11 R 22

TANKS ASSESSED ON PP 15583

*** IMPORTANT ***
 PLEASE READ BOTH FRONT AND BACK
 *** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
 APPLIED TO THE OLDEST DELINQUENT YEAR.
 TO AVOID LATE CHARGES, PAYMENTS MUST BE
 RECEIVED OR POSTMARKED BY THE DUE DATE.
 KEEP TOP PORTION FOR YOUR RECORDS.
 PERSONAL CHECKS ARE YOUR RECEIPT
 SUBJECT TO BANK CLEARANCE.

Y BY CREDIT CARD CALL 1-888-827-4240
 SIT WWW.OFFICIALPAYMENTS.COM

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
 PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

TERN FARM SERVICE INC
 2002
 10069



AMOUNT DUE 84.34

A COUNTY
 22E119400A
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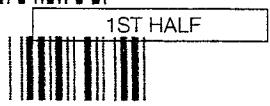
LATE
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 TOT

JUNE 20, 2003
 CHECK #
 CASH

IT IF NOT PAID ON OR BEFORE

PAID
 BY

% WESTERN FARM SERVICE INC
 200
 1006



AMOUNT DUE 84.34



168.6

CASSIA COUNTY
 RP11S22E119400A
 54-00

LATE
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DELINQUENT IF NOT PAID ON OR BEFORE
 DATE PAID
 PAID BY

DECEMBER 20, 2002
 CHECK #
 CASH

LATE
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 COST
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CHECK PAYABLE TO:

2002 TAX BILL/RECEIPT

PARCEL NUMBER

EREKSON

A COUNTY TAX COLLECTOR

BILL#

10103

CODE AREA

4-00

L

14,80

OVERLAND PH: 878-7202

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144,00

Y, ID 83318

ST HALF DUE

2ND HALF DUE

FULL DUE

TOT MV

158,80

924.93

TAX

924.93

TAX

1,849.86

LATE

LATE

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INT

COST

COST

TOT

TOT

TOT ACS

1.85

WESTERN FARM SERVICE INC

P O BOX 1168

FRESNO

CA 93715

TAXING DISTRICT

RATE

AMOUNT

COUNTY

.003152160

500.5

SCH DIST 151

.006444440

1,023.0

BURLEY HWY

.001587010

252.0

PELLA CEM

.000000000

N CASSIA FIRE

.000465449

73.0

FLOOD DIST 16

.000000000

AMOUNT DUE

.011649059

1,849.8

T 6582B (NE)

S 14 T 11 R 22

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RN FARM SERVICE INC

2002

10103



2ND HALF



AMOUNT DUE

924.93

A COUNTY

22E140200A

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IF NOT PAID ON OR BEFORE

JUNE 20, 2003

PAID

CHECK #

CASH

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

WESTERN FARM SERVICE INC

20

101



1ST HALF



AMOUNT DUE

924.93

FULL



1,849.8

CASSIA COUNTY

RP11S22E140200A

54-00

LATE

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COST

TOT

LATE

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COST

TOT

DELINQUENT IF NOT PAID ON OR BEFORE

DECEMBER 20, 2002

DATE PAID

CHECK #

CASH

CASH

CHECK PAYABLE TO:

2002 TAX BILL/RECEIPT

PARCEL NUMBER

EREKSON

A COUNTY TAX COLLECTOR

BILL#

10102

CODE AREA

54-00

L

26,24

OVERLAND PH: 878-7202

I

2,558.39

Y, ID 83318

ST HALF DUE

2ND HALF DUE

FULL DUE

TOT MV

2,584.63

15,114.25

TAX 15,114.25

TAX 30,228.50

LATE

LATE

INT

INT

COST

COST

TOT

TOT

TOT ACS

3.28

WESTERN FARM SERVICE INC

P O BOX 1168

FRESNO

CA 93715

TAXING DISTRICT

RATE

AMOUN

COUNTY

.003152160

8,147.1

SCH DIST 151

.006444440

16,656.5

BURLEY HWY

.001587010

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PELLA CEM

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N CASSIA FIRE

.000465449

1,203.0

FLOOD DIST 16

.000000000

DISTRICT TOTAL

.011649059

30,108.5

SOLID WASTE FEE

120.0

AMOUNT DUE

30,228.5

T 7170, T 7171, T 7172 (NE)

S 14 T 11 R 22

*** IMPORTANT ***

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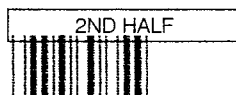
SIT WWW.OFFICIALPAYMENTS.COM

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

RN FARM SERVICE INC

2002
10102

WESTERN FARM SERVICE INC

200
1010

AMOUNT DUE

15,114.25

A COUNTY
22E140190A
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INT
COST
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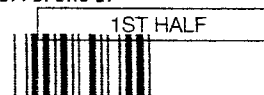
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JUNE 20, 2003

PAID

CHECK #

CASH



AMOUNT DUE

15,114.25

30,228.5

CASSIA COUNTY
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54-00LATE
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COST
TOTLATE
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COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

DECEMBER 20, 2002

DATE PAID

CHECK #

CASH

CASH

CHECK PAYABLE TO:

2002 TAX BILL/RECEIPT

PARCEL NUMBER

EREKSON

RP12S22E097000

A COUNTY TAX COLLECTOR

L LL#

12024

CODE AREA

-00

L

15,88

OVERLAND PH: 878-7202

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202,65

Y, ID 83318

ST HALF DUE

2ND HALF DUE

FULL DUE

TOT MV

218,53

1,396.23

TAX

1,396.23

TAX

2,792.46

LATE

LATE

INT

INT

COST

COST

TOT

TOT

TOT ACS

3.97

WESTERN FARM SERVICE INC

P O BOX 1168

FRESNO

CA 93715

TAXING DISTRICT

RATE

AMOUN

COUNTY

.003152160

688.8

SCH DIST 151

.006444440

1,408.3

OAKLEY HWY

.001716154

375.0

OAKLEY CEM

.000133360

29.1

N CASSIA FIRE

.000465449

101.7

FLOOD DIST 16

.000000000

OAKLEY LIB

.000116889

25.5

OAKLEY REC

.000200955

43.9

DISTRICT TOTAL

.012229407

2,672.4

SOLID WASTE FEE

120.0

AMOUNT DUE

2,792.4

T 3768

S 9 T 12 R 22

★ ★ ★ IMPORTANT ★ ★ ★

PLEASE READ BOTH FRONT AND BACK

★ ★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★

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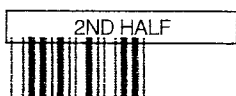
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PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

RN FARM SERVICE INC

2002

12024



AMOUNT DUE

1,396.23

A COUNTY
22E097000A
00LATE
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COST
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IF NOT PAID ON OR BEFORE

JUNE 20, 2003

PAID

CHECK #

RV

CASH

WESTERN FARM SERVICE INC

200

1202



AMOUNT DUE

1,396.23

2,792.4

CASSIA COUNTY
RP12S22E097000A
37-00LATE
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INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

DECEMBER 20, 2002

DATE PAID

CHECK #

PAID BY

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