STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 87692

This is to certify that: RANDY HUSKINSON FAMILY LTD PARTNERSHIP
PO BOX 670
REXBURG, ID 83440

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
22-7082	WR/DECREED	11/11/1973	7.560 cfs	1631.0 af	N/A	465.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
22-7082	NO	YES	NO	NO	NO	NO

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
22-7082	22-7082	7.560 cfs	1631.0 af	N/A	465.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		**7.560 cfs**	**1631.0 af**	**N/A**	**465.0**		**N/A**	**N/A**	**N/A**	**N/A**

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 26th day of May, 2023.

Regional Manager

Transfer No. 87692

SCANNED
MAY 30 2023

WATER RIGHT NO. 22-7082

As Modified by Transfer No. 87692

In accordance with the approval of Transfer No. 87692, Water Right No. 22-7082 is now described as follows:

Right Holder: RANDY HUSKINSON FAMILY LTD PARTNERSHIP
PO BOX 670
REXBURG, ID 83440

Priority Date: 11/11/1973

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to	11/01	7.560 cfs	1631.0 af
				7.560 cfs	1631.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSW	Sec 24 Twp 06N Rge 40E	MADISON County
GROUND WATER	SWSW	Sec 24 Twp 06N Rge 40E	MADISON County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N	40E	24									35.0	40.0	40.0	40.0					155.0
06N	40E	25					40.0	40.0	39.0	36.0									155.0
06N	40E	26													40.0	40.0	35.0	40.0	155.0

POU Total Acres: 465.0

CONDITIONS OF APPROVAL

1. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 100.

2. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

3. Prior to the diversion and use of water under Transfer approval 87692, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

4. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

Transfer No. 87692

SCANNED
MAY 30 2023

WATER RIGHT NO. 22-7082

As Modified by Transfer No. 87692

CONDITIONS OF APPROVAL

5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

6. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.

7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

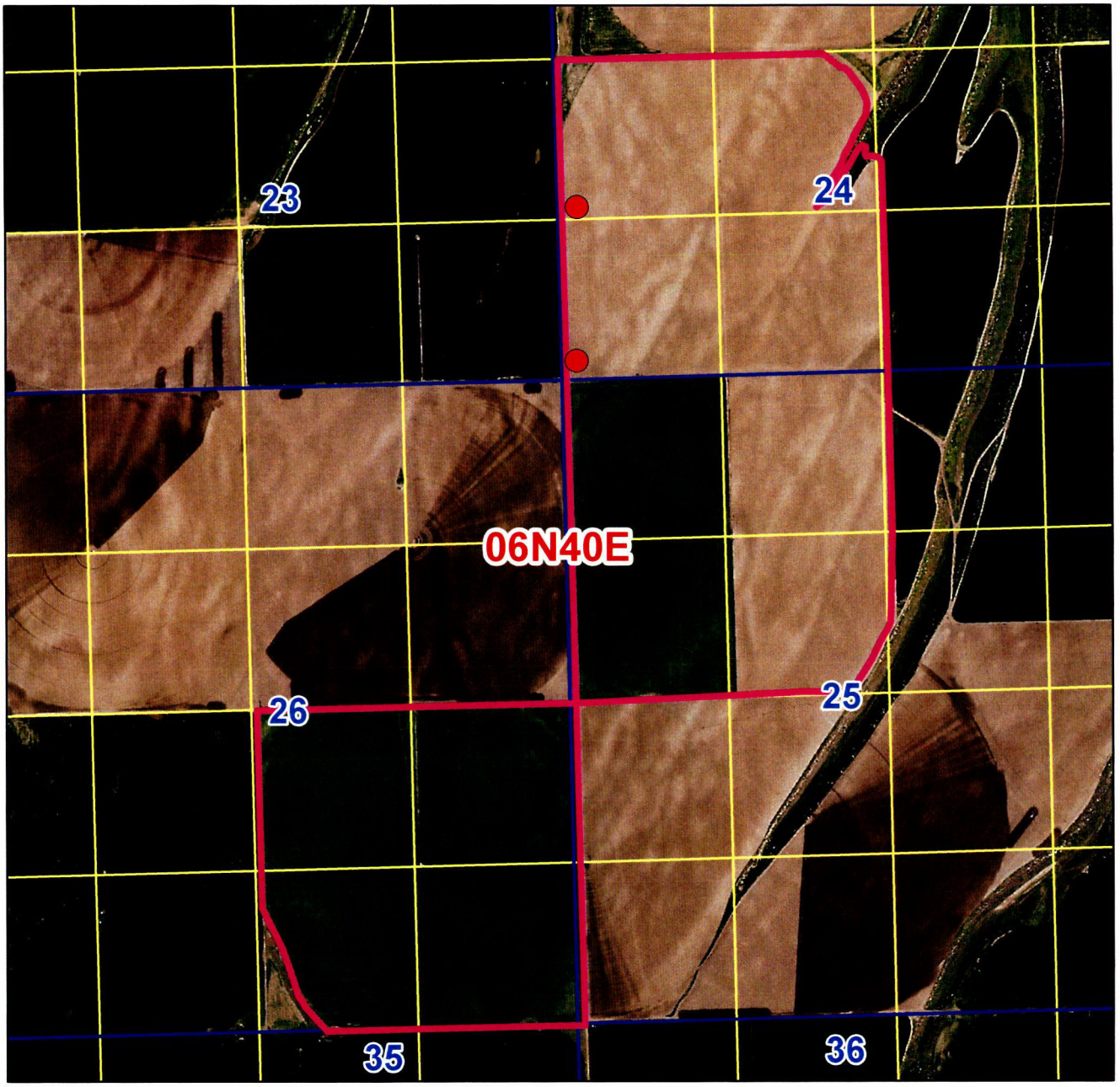
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

9. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED
MAY 30 2023

Attachment to Transfer Approval 87692

This map depicts the place of use boundary at the time of this transfer approval and is attached to the approval document solely for illustrative purposes.



Legend

- WR POD
- WR POU
- Township/Range
- Sections
- QQ

0 750 1,500 3,000 Feet

N
W E
S

SCANNED
MAY 30 2023

Date: 5/26/2023

42-222 POD - 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the *Application for Transfer Instructions* for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

☑ Change diversion point(s) ☐ Add diversion point(s) ☑ Ownership change ☐ Ownership split

☐ Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** Randy Huskinson Family Limited Partnership Phone 208-270-3159
2. **MAILING ADDRESS** PO Box 670 City Rexburg
   State ID Zip 83440 Email

☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.

☑ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.

☑ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☑ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 22-7082

☑ Attach a copy of the water right(s) as recorded, available at *idwr.idaho.gov, Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 7.56 (diversion rate) cubic feet per second and/or 1631 (storage volume) acre-feet per annum.

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources.*

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Y			NW	SW	24	06N	40E	Madison	Ground Water	
			SW	SW	24	06N	40E	Madison	Ground Water	WMIS#1003063

Transfer No. 87692

87692

SCANNED
APR 20 2023

6. **GENERAL INFORMATION**

a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Complex system to multiple pivots with a full profile magnetic flow meter for measurement. The power is capable of being shut off and locked.

b. Who owns the property at the point(s) of diversion? Randy Huskinson Family Limited Partnership

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes	No	
☐	☑	undergone a period of five or more consecutive years of non-use,
☐	☑	currently used in a mitigation plan limiting the use of water under the right(s), or
☐	☑	currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☑ No

☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☑ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. You may create a map at idwr.idaho.gov, *Water Rights, Water Right Transfers, File a Transfer Application, Step 2C.*

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Signature of applicant or authorized agent	Print name and title if applicable	Date
	MIKE HUSKINSON PRESIDENT	3/28/23

9. **FEE** – ☑ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of $50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The *Fee Schedule* is available at *www.idwr.idaho.gov, Water Right Transfers, Step 4* and in the *Application for Transfer Instructions*.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by _____ Date _____

Fee paid 1085.00 Date 3-30-23 Receipted by M. Pettis Receipt # E049020

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

87692

SCANNED
APR 20 2023

RECEIVED
MAR 30 2023
Department of Water Resources
Eastern Region

42-222 POD - 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the *Application for Transfer Instructions* for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

☑ Change diversion point(s) ☐ Add diversion point(s) ☑ Ownership change ☐ Ownership split

☐ Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** Randy Huskinson Family Limited Partnership Phone 208-270-3159
2. **MAILING ADDRESS** PO Box 670 City Rexburg
   State ID Zip 83440 Email kwhuskinson@gmail.com

☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.

☑ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.

☑ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☑ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 22-7082

☑ Attach a copy of the water right(s) as recorded, available at *idwr.idaho.gov, Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 7.56 (diversion rate) cubic feet per second and/or 1631 (storage volume) acre-feet per annum.

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources.*

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Y			NW	SW	24	06N	40E	Madison	Ground Water	
			SW	SW	24	06N	40E	Madison	Ground Water	WMIS#1003063

Transfer No. _____

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

Current Water Right No.: 22-7082

Current Owner: R & B INC

Priority Date: 11/11/1973

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	04/01 to 11/01	7.56 CFS	1631 AF
	Total Diversion	7.56 CFS	1631 AF

Location of Point(s) of Diversion

GROUND WATER MADISON County	SW1/4SW1/4SW1/4	Sec. 24,	Twp 06N,	Rge 40E B.M.
GROUND WATER MADISON County	NE1/4SE1/4NW1/4	Sec. 24,	Twp 06N,	Rge 40E B.M.

Place of Use

IRRIGATION Within MADISON County

T06N R40E S24	NESW	35.00	T06N R40E S24	NWSW	40.00
T06N R40E S24	SWSW	40.00	T06N R40E S24	SESW	40.00
T06N R40E S25	NENW	40.00	T06N R40E S25	NWNW	40.00
T06N R40E S25	SWNW	39.00	T06N R40E S25	SENW	36.00
T06N R40E S26	NESE	40.00	T06N R40E S26	NWSE	40.00
T06N R40E S26	SWSE	35.00	T06N R40E S26	SESE	40.00

Total Acres: 465

Conditions of Approval:

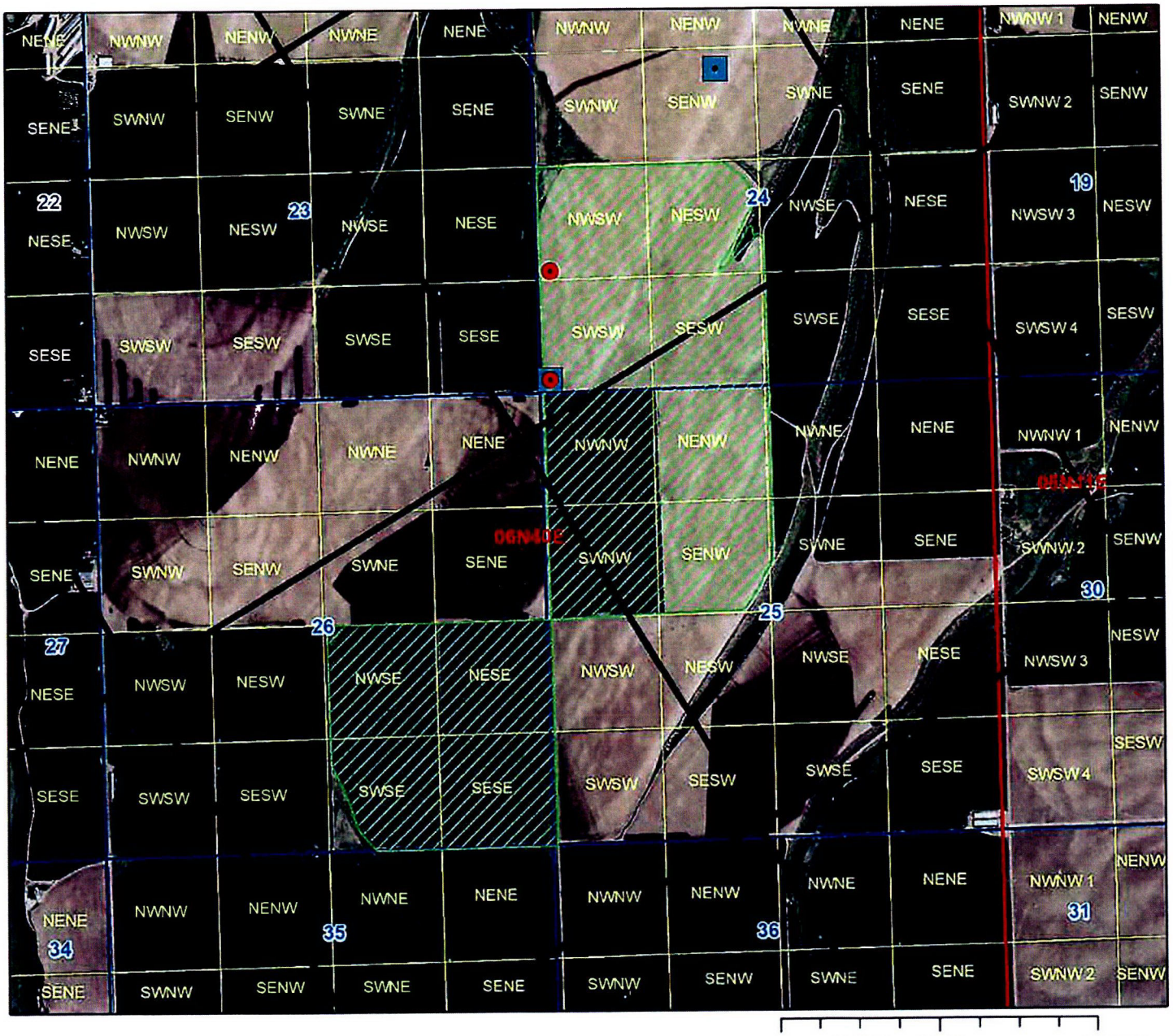
1. F06 The following rights are also diverted through points of diversion described above: 22-7047A and 22-11019.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Decreed Date: 11/24/2008

87692

SCANNED
APR 20 2023

Water Right 22-7082:
Proposed Point of Diversion Change



0 0.175 0.35 0.7 Miles

Legend

- Proposed Points of Diversion
- Current Points of Diversion 22-7082
- ESPAM2_ModelGrid_06092011
- 22-7082 Place of Use
- Township/Range
- Sections
- QQ

N

IDAHO DEPARTMENT OF WATER RESOURCES

87692

SCANNED
APR 20 2023

Microfile No. 418535
29 DAY Aug 2018
At 04 O'Clock 17 PM
KIM H. MUIR
MADISON CO RECORDER
Fee $15.00
Deputy
Recorded at Request of
BEARD ST. CLAIR GAFFNEY PA

SPECIAL WARRANTY DEED

FOR VALUE RECEIVED, **R & B Farms, Inc.**, *an Idaho corporation*, c/o Randy Huskinson, of 260 Shoshone Avenue, Rexburg, Idaho 83440 (Grantor), hereby grants, bargains, sells, conveys, and confirms unto **Randy Huskinson**, as sole trustee of the Jenny Huskinson Family Trust, dated February 16, 2017, of 260 Shoshone Avenue, Rexburg, Idaho 83440, and **Randy Huskinson**, as sole trustee of the Randy Huskinson Survivor Trust, dated February 16, 2017, of 260 Shoshone Avenue, Rexburg, Idaho 83440 (collectively "Grantee"), with each trust to hold an undivided 26.11% interest in the following described real property located in Madison County, State of Idaho, to wit:

See attached Exhibit A.

Together with: All improvements, appurtenances, hereditaments, rents, profits, and issues pertaining thereto.

Subject to: All encumbrances, restrictions, reservations, use regulations and restrictions, and easements of sight or record, and payment of present year's taxes, which are an accruing lien.

Grantor, for itself, its heirs, successors, and assigns, covenants with Grantee, its heirs, successors, and assigns as follows:

Grantor is currently the owner of the property as described in this deed.

Grantor has the right to convey the property described in this deed to Grantee.

The property described in this deed is free from all encumbrances, except as otherwise shown in this deed or of record.

The warranty in this deed is limited to the amount of coverage the Grantor has under a policy of title insurance or $10.00, whichever is greater.

Dated: October 25, 2017.

NOT A LEGAL COPY

SCANNED
APR 20 2020

87692

418535

R & B Farms, Inc.

Randy Huskinson, President

ACKNOWLEDGMENT

State of Idaho

County of Madison | ss.

On October 25, 2017, before me, an Idaho notary public, personally appeared Randy Huskinson, President of R & B Farms, Inc., *an Idaho corporation*, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that such corporation executed the same.

Notary Public for Idaho
Residing at: REXBURG
My commission expires: 5/12/2020

(SEAL)

MICHAEL W. BROWN
NOTARY PUBLIC
STATE OF IDAHO

NOT A LEGAL COPY

SCANNED
APR 20 2023

87692

418535

EXHIBIT A

The following real property located in Madison County, Idaho:

SW1/4 of Sec. 24, NW1/4 of Sec. 25, and SE1/4 of Sec. 26, all in Twp. 6 N., Rge. 40 E., Boise Mer. Madison County, Idaho.

TOGETHER with improvements and appurtenances.

ALSO the farm headquarters property in Madison County, Idaho, described as follows:

Commencing at a point 1000 feet West of the Northeast corner of the NW1/4 of Sec. 22, Twp. 6 N., Rge. 40 E. Boise Mer., and running thence West 400 feet; thence South 400 feet; thence East 400 feet; thence North 400 feet to the point of beginning.

EXCEPTING AND EXCLUDING: The residence home, garage, and immediate surrounding yard.

NOT A LEGAL COPY

SCANNED
APR 20 2023

87692

418535

Microfile No. **418536**
29 DAY Aug 2018
At 04 O'Clock 17 PM
KIM H. MUIR
MADISON CO RECORDER
Fee $15.00
Deputy
Recorded at Request of
BEARD ST. CLAIR GAFFNEY PA

SPECIAL WARRANTY DEED

FOR VALUE RECEIVED, **R & B Farms, Inc.**, *an Idaho corporation*, c/o Randy Huskinson, of 260 Shoshone Avenue, Rexburg, Idaho 83440 (Grantor), hereby grants, bargains, sells, conveys, and confirms unto **Michael Huskinson**, *a married man acquiring as his sole and separate property, including the income, rents, issues, and profits therefrom*, of PO Box 421 Rexburg ID 83440 (Grantee), an undivided 47.78% interest in the following described real property located in Madison County, State of Idaho, to wit:

See attached Exhibit A.

Together with: All improvements, appurtenances, hereditaments, rents, profits, and issues pertaining thereto.

Subject to: All encumbrances, restrictions, reservations, use regulations and restrictions, and easements of sight or record, and payment of present year's taxes, which are an accruing lien.

Grantor, for itself, its heirs, successors, and assigns, covenants with Grantee, its heirs, successors, and assigns as follows:

Grantor is currently the owner of the property as described in this deed.

Grantor has the right to convey the property described in this deed to Grantee.

The property described in this deed is free from all encumbrances, except as otherwise shown in this deed or of record.

The warranty in this deed is limited to the amount of coverage the Grantor has under a policy of title insurance or $10.00, whichever is greater.

Dated: October 25, 2017.

NOT A LEGAL COPY

SCANNED
APR 20 2023

R & B Farms, Inc.

Randy Huskinson, President

ACKNOWLEDGMENT

State of Idaho
ss.
County of Madison

On October 25, 2017, before me, an Idaho notary public, personally appeared Randy Huskinson, President of R & B Farms, Inc., *an Idaho corporation*, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that such corporation executed the same.

Notary Public for Idaho
Residing at: REXBURG
My commission expires: 5/12/2020

(SEAL)

MICHAEL W BROWN
NOTARY PUBLIC
STATE OF IDAHO

NOT A LEGAL COPY

SCANNED
APR 20 2023

87692

EXHIBIT A

The following real property located in Madison County, Idaho:

SW1/4 of Sec. 24, NW1/4 of Sec. 25, and SE1/4 of Sec. 26, all in Twp. 6 N., Rge. 40 E., Boise Mer. Madison County, Idaho.

TOGETHER with improvements and appurtenances.

ALSO the farm headquarters property in Madison County, Idaho, described as follows:

Commencing at a point 1000 feet West of the Northeast corner of the NW1/4 of Sec. 22, Twp. 6 N., Rge. 40 E. Boise Mer., and running thence West 400 feet; thence South 400 feet; thence East 400 feet; thence North 400 feet to the point of beginning.

EXCEPTING AND EXCLUDING: The residence home, garage, and immediate surrounding yard.

NOT A LEGAL COPY

418536

SCANNED
APR 20 2023

87692

Microfile No. 418537
29 DAY Aug 2018
At 04 O'Clock 17 PM
KIM H. MUIR
MADISON CO RECORDER
Fee $15.00
Deputy
Recorded at Request of
BEARD ST. CLAIR GAFFNEY PA

SPECIAL WARRANTY DEED

FOR VALUE RECEIVED, **Randy Huskinson**, as sole trustee of the Jenny Huskinson Family Trust, dated February 16, 2017, of 260 Shoshone Avenue, Rexburg, Idaho 83440, and **Randy Huskinson**, as sole trustee of the Randy Huskinson Survivor Trust, dated February 16, 2017, of 260 Shoshone Avenue, Rexburg, Idaho 83440 (collectively "Grantor"), hereby grants, bargains, sells, conveys, and confirms unto the **Randy Huskinson Family Limited Partnership**, *an Idaho limited partnership*, c/o Randy Huskinson, of 260 Shoshone Avenue, Rexburg, Idaho 83440 (Grantee), all of Grantor's interest in the following described real property located in Madison County, State of Idaho, to wit:

See attached Exhibit A.

Together with: All improvements, appurtenances, hereditaments, rents, profits, and issues pertaining thereto.

Subject to: All encumbrances, restrictions, reservations, use regulations and restrictions, and easements of sight or record, and payment of present year's taxes, which are an accruing lien.

Grantor, for itself, its heirs, successors, and assigns, covenants with Grantee, its heirs, successors, and assigns as follows:

Grantor is currently the owner of the property as described in this deed.

Grantor has the right to convey the property described in this deed to Grantee.

The property described in this deed is free from all encumbrances, except as otherwise shown in this deed or of record.

The warranty in this deed is limited to the amount of coverage the Grantor has under a policy of title insurance or $10.00, whichever is greater.

Dated: October 25, 2017.

NOT A LEGAL COPY

87692

SCANNED
APR 20 2023

418537

Randy Huskinson, Trustee of the Jenny Huskinson Family Trust, dated February 16, 2017

Randy Huskinson, Trustee of the Randy Huskinson Survivor Trust, dated February 16, 2017

ACKNOWLEDGMENT

State of Idaho)
ss.
County of Madison)

On October 25, 2017, before me, an Idaho notary public, personally appeared Randy Huskinson, in his capacities as Trustee of the Jenny Huskinson Family Trust, dated February 16, 2017, and Trustee of the Randy Huskinson Survivor Trust, dated February 16, 2017, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacities.

Notary Public for Idaho
Residing at:
My commission expires:

(SEAL)

MICHAEL W BROWN
NOTARY PUBLIC
STATE OF IDAHO

NOT A LEGAL COPY

EXHIBIT A

The following real property located in Madison County, Idaho:

SW1/4 of Sec. 24, NW1/4 of Sec. 25, and SE1/4 of Sec. 26, all in Twp. 6 N., Rge. 40 E., Boise Mer. Madison County, Idaho.

TOGETHER with improvements and appurtenances.

ALSO the farm headquarters property in Madison County, Idaho, described as follows:

Commencing at a point 1000 feet West of the Northeast corner of the NW1/4 of Sec. 22, Twp. 6 N., Rge. 40 E. Boise Mer., and running thence West 400 feet; thence South 400 feet; thence East 400 feet; thence North 400 feet to the point of beginning.

EXCEPTING AND EXCLUDING: The residence home, garage, and immediate surrounding yard.

NOT A LEGAL COPY

SCANNED
APR 20 2023

87692

418537

Microfile No. 418538
29 DAY Aug 2018
At 04 O'Clock 17 PM
KIM H. MUIR
MADISON CO RECORDER
Fee $15.00
Deputy
Recorded at Request of
BEARD ST. CLAIR GAFFNEY PA

SPECIAL WARRANTY DEED

FOR VALUE RECEIVED, **Michael Huskinson**, *a married man dealing with his sole and separate property* ("Grantor"), hereby grants, bargains, sells, conveys, and confirms unto the **Randy Huskinson Family Limited Partnership**, *an Idaho limited partnership*, c/o Randy Huskinson, of 260 Shoshone Avenue, Rexburg, Idaho 83440 (Grantee), all of Grantor's interest in the following described real property located in Madison County, State of Idaho, to wit:

See attached Exhibit A.

Together with: All improvements, appurtenances, hereditaments, rents, profits, and issues pertaining thereto.

Subject to: All encumbrances, restrictions, reservations, use regulations and restrictions, and easements of sight or record, and payment of present year's taxes, which are an accruing lien.

Grantor, for himself, his heirs, successors, and assigns, covenants with Grantee, its heirs, successors, and assigns as follows:

Grantor is currently the owner of the property as described in this deed.

Grantor has the right to convey the property described in this deed to Grantee.

The property described in this deed is free from all encumbrances, except as otherwise shown in this deed or of record.

The warranty in this deed is limited to the amount of coverage the Grantor has under a policy of title insurance or $10.00, whichever is greater.

Dated: October 25, 2017

Michael Huskinson

NOT A LEGAL COPY

ACKNOWLEDGMENT

SCANNED
APR 20 2023

State of Idaho

County of Madison | ss.

On October 25, 2017, before me, an Idaho notary public, personally appeared Michael Huskinson, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Michael W Brown

Notary Public for Idaho
Residing at: REXBURG
My commission expires: 5/12/2020

(SEAL)

MICHAEL W. BROWN
NOTARY PUBLIC
STATE OF IDAHO

NOT A LEGAL COPY

SCANNED
APR 20 2023

87692

418538

EXHIBIT A

The following real property located in Madison County, Idaho:

SW1/4 of Sec. 24, NW1/4 of Sec. 25, and SE1/4 of Sec. 26, all in Twp. 6 N., Rge. 40 E., Boise Mer. Madison County, Idaho.

TOGETHER with improvements and appurtenances.

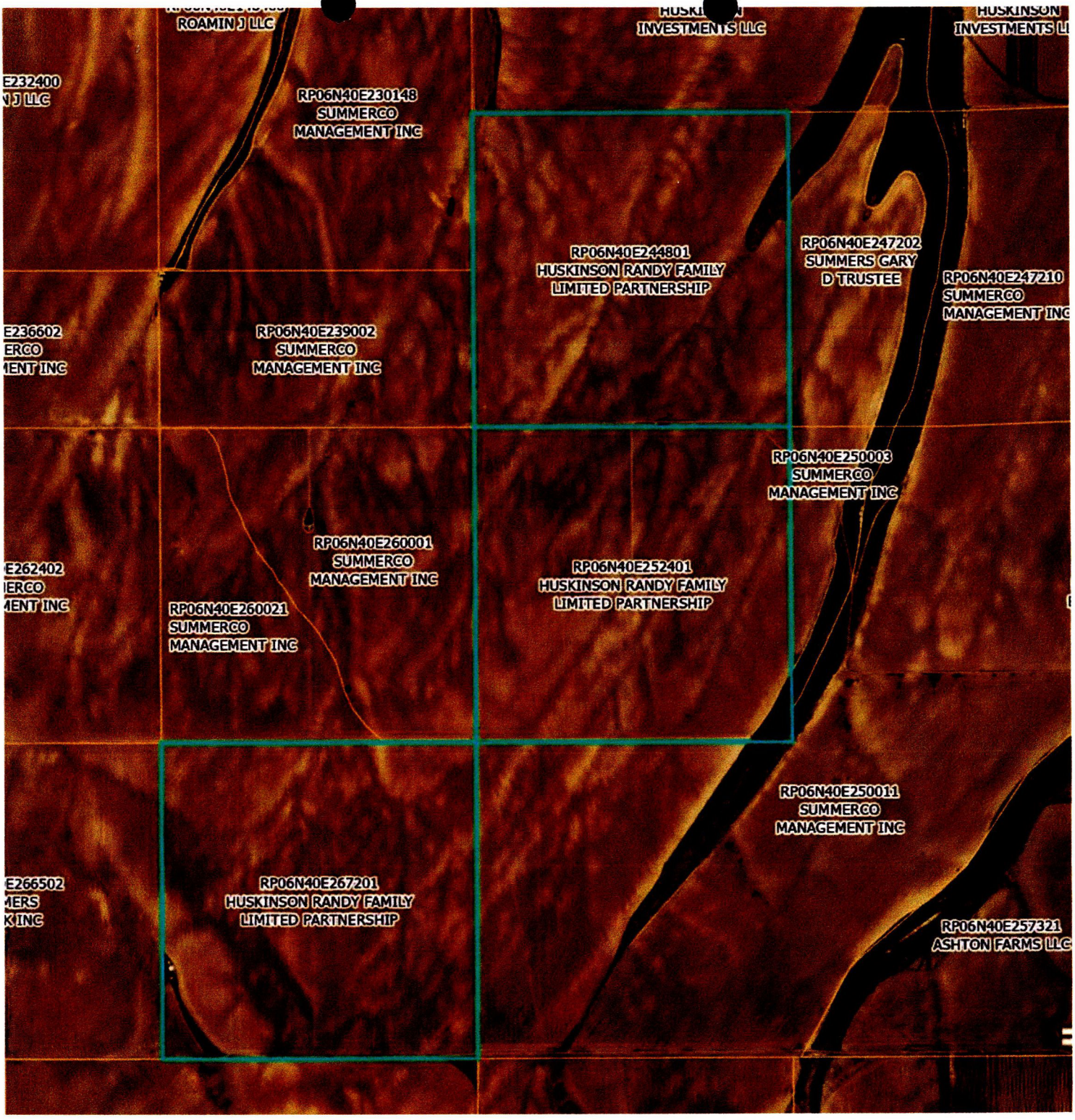
ALSO the farm headquarters property in Madison County, Idaho, described as follows:

Commencing at a point 1000 feet West of the Northeast corner of the NW1/4 of Sec. 22, Twp. 6 N., Rge. 40 E. Boise Mer., and running thence West 400 feet; thence South 400 feet; thence East 400 feet; thence North 400 feet to the point of beginning.

EXCEPTING AND EXCLUDING: The residence home, garage, and immediate surrounding yard.

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SCANNED
APR 20 2023



SCANNED
APR 20 2023

87692

IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718
Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

May 26, 2023

RANDY HUSKINSON FAMILY LTD PARTNERSHIP
PO BOX 670
REXBURG ID 83440

Re: Transfer No: 87692
Water Right No(s).: 22-7082

Transfer Approval Notice

Dear Water Right Holder:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

SCANNED
MAY 30 2023

Please note that water right owners are required to report any change of 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 on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 525-7161.

Sincerely,

Christina Henman
Administrative Assistant

Enclosure
CC:

SCANNED
MAY 30 2023

CERTIFICATE OF SERVICE

I hereby certify that on May 26, 2023 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 87692
Water Right No(s).: 22-7082

RANDY HUSKINSON FAMILY LTD PARTNERSHIP
PO BOX 670
REXBURG ID 83440

Christina Henman
Administrative Assistant

SCANNED
MAY 30 2023

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

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MAY 30 2023

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

> Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:
>
> (a) The petition for reconsideration is disposed of; or
> (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

i. A hearing was held,
ii. The final agency action was taken,
iii. The party seeking review of the order resides, or
iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

SCANNED
MAY 30 2023

MEMORANDUM

Date: May 19, 2023

To: Transfer 87692

From: Cameron Ring

Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to change ownership and the points of diversion for water right 22-7082. One of the points of diversion will be changed to a proposed new well located in the NWSW, T06N 40E, S24. The existing well location in SWSW, T06N R40E, S24, will continue to be utilized. The points of diversion will be described to a 40 acre tract.

Authority to File:
The applicant is the owner of the property at the proposed points of diversion and place of use per deeds. The ownership for water right 22-7082 will be updated through this transfer.

Water Right Validity:
The water right was decreed in 2008. Reviewing arial photography, there is no indication of forfeiture. Forfeiture is not an issue.

Injury to Other Water Rights:
The proposed changes will not result in injury to other water users. The points of diversion are within the same ESPA model cell. No ESPA analysis required. This transfer proposes to only change the point of diversion, no other elements are being changed. The net rate, volume, and irrigated acres will stay the same. The right is regulated by water district 100. The water master does not oppose the application. This application was advertised without protest.

Enlargement of Use:
The approval of this transfer will not result in enlargement of a water right.

Local Public interest:
No issues identified.

Beneficial Use/Conservation of Water Resources:
No issues identified.

Effect on Economy the Local Area:
No issues identified.

Effect on Agricultural Base of the Local Area:
No issues identified.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

SCANNED
MAY 30 2023

STANDARD JOURNAL
UVSJ.COM

PROOF OF PUBLICATION
Standard Journal

RECEIVED
MAY 08 2023
Department of Water Resources
Eastern Region

State of Idaho
County of Madison & Fremont

I, ~~Dawn Giannini, or~~ Collins Crapo first being duly sworn, depose and say: That I am the ~~Classified Manager, or~~ Processing Clerk employed by Adams Publishing Group of the Rockies LLC, publishers of Standard Journal, a newspaper of general circulation, published 2 days, Tuesday and Friday at Rexburg, Idaho.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Standard Journal for 2 day(s), first publication having been made on 04/28/2023 last publication having been made on 05/05/2023, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Collins Crapo

Subscribed and sworn to before me, on this 5th day of May, 2023

Beth Crossley

BETH CROSSLEY
68167
NOTARY PUBLIC
STATE OF IDAHO
MY COMMISSION EXPIRES 07/28/28

Notary Public
My commission expires:

_____ attached jurat _____

STATE OF IDAHO

ss.

COUNTY OF MADISON & FREMONT

On this 5th day of May, 2023 before me, the undersigned, a Notary public for said state, personally appeared ~~Dawn Giannini or~~ Collins Crapo, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she/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.

BETH CROSSLEY
68167
NOTARY PUBLIC
STATE OF IDAHO
MY COMMISSION EXPIRES 07/28/28

Beth Crossley

Notary Public for APG of the Rockies
Residing: Idaho Falls, Idaho
Commission expires:

SCANNED
MAY 17 2023

362422

AD# 362422AD#

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 87692

RANDY HUSKINSON FAMILY LTD PARTNERSHIP, C/O RANDY HUSKINSON, PO BOX 670, REXBURG, ID 83440 has filed Application No. 87692 for changes to the following water rights within MADISON County(s): Right No(s). 22-7082; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows: Application changes points of diversion. The proposed points of diversion are in SWSW and NWSW of Sec 24 T06N R40E for 7.56 cfs from ground water. For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of $25.00 for each application on or before 5/15/2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN
Director

Published: April 28, & May 5, 2023 (SJ9319-362422)

SCANNED
MAY 17 2023

State of Idaho
Department of Water Resources
Transfer of Water Right(s)
RECOMMENDATION FORM

RE: Transfer No. 87692

Transfer Applicant's Name: RANDY HUSKINSON FAMILY LTD PARTNERSHIP
C/O RANDY HUSKINSON
PO BOX 670
REXBURG, ID 83440

Watermaster's Recommendation:

a) X I do not oppose approval of this application.

b) _____ I do not oppose approval of this application if it is conditioned as follows:

c) _____ I oppose approval of this application for the following reasons:

d) _____ Additional comments:

Dated this 24th day of April 2023.

Blake Jordan
Watermaster's Signature
WD100

SCANNED
MAY 17 2023

Henman, Christina

From: Henman, Christina
Sent: Thursday, April 20, 2023 10:44 AM
To: Jordan, Blake
Subject: Application for Transfer No. 87692, 87783, Amended Application for Transfer 87513
Attachments: tmpB94F.docx; tmp7241.docx; tmp2EF9.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Please contact this office if you have any questions regarding the application.

SCANNED
MAY 17 2023

IDAHO DEPARTMENT
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718
Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

April 19, 2023

RANDY HUSKINSON FAMILY LTD PARTNERSHIP
C/O RANDY HUSKINSON
PO BOX 670
REXBURG, ID 83440

RE: Transfer No. 87692
Water Right No(s). 22-7082

Dear Applicant:

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the REXBURG STANDARD JOURNAL on 4/28/2023 and 5/5/2023. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Christina Henman
Administrative Assistant

SCANNED
APR 20 2023

Henman, Christina

From: Henman, Christina
Sent: Wednesday, April 19, 2023 4:50 PM
To: legalnotices@postregister.com
Subject: Legal Notice for Standard Journal
Attachments: 87692 Standard Journal.docx

LEGAL NOTICE DEPARTMENT
REXBURG STANDARD JOURNAL
PO BOX 10
REXBURG, ID 83440

RE: Transfer No. 87692
Water Right No(s). 22-7082

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 5/15/2023. Your cooperation is appreciated.

Thank You,

IDAHO DEPARTMENT OF WATER RESOURCES

Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

SCANNED
APR 20 2023

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 87692

RANDY HUSKINSON FAMILY LTD PARTNERSHIP, C/O RANDY HUSKINSON, PO BOX 670, REXBURG, ID 83440 has filed Application No. 87692 for changes to the following water rights within MADISON County(s): Right No(s). 22-7082; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows: Application changes points of diversion. The proposed points of diversion are in SWSW and NWSW of Sec 24 T06N R40E for 7.56 cfs from ground water.

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GARY SPACKMAN, Director

Published on 4/28/2023 and 5/5/2023

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