

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

10/28/2022

**Water Right 35-13826** *After Split*

**Owner Type**      **Name and Address**  
Current Owner      HOWARD TAYLOR & SONS INC  
                                 PO BOX 51780 7891 S  
                                 YELLOWSTONE HWY  
                                 IDAHO FALLS, ID 83405  
                                 (208) 522-7770

Security Interest      RABO AGRIFINANCE LLC  
                                 14767 NORTH OUTER 40 RD STE 400  
                                 CHESTERFIELD, MO 63017-2003  
                                 (314) 317-8000

**Priority Date:** 3/25/1964  
**Basis:** Decreed  
**Status:** Active

**Source**  
GROUND WATER

**Tributary**

| <b><u>Beneficial Use</u></b> | <b><u>From</u></b>            | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| IRRIGATION                   | 04/01                         | 10/31            | 0.880 CFS                    |                      |
|                              | <b><u>Total Diversion</u></b> |                  | 0.880 CFS                    |                      |

**Source and Point(s) of Diversion:**

|              |        |                                              |
|--------------|--------|----------------------------------------------|
| GROUND WATER | SWNWNW | Sec. 26, Twp 03N, Rge 35E, BONNEVILLE County |
| GROUND WATER | SWNWSW | Sec. 26, Twp 03N, Rge 35E, BONNEVILLE County |
| GROUND WATER | SWNWSE | Sec. 26, Twp 03N, Rge 35E, BONNEVILLE County |
| GROUND WATER | NENENE | Sec. 28, Twp 03N, Rge 35E, BONNEVILLE County |
| GROUND WATER | SENENW | Sec. 35, Twp 03N, Rge 35E, BONNEVILLE County |

**Place Of Use:**

IRRIGATION within BONNEVILLE County

|     |     |     | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals                  |
|-----|-----|-----|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|-------------------------|
| Twp | Rng | Sec | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |                         |
| 03N | 35E | 21  |      |      |      |      |    |    |    |    |    |    |    |    | 40.0 | 40.0 | 40.0 | 40.0 | 160.0                   |
| 03N | 35E | 28  | 40.0 | 40.0 | 34.0 | 40.0 |    |    |    |    |    |    |    |    |      |      |      |      | 154.0                   |
| 03N | 35E | 34  | 20.0 |      |      |      |    |    |    |    |    |    |    |    |      |      |      |      | 20.0                    |
|     |     |     |      |      |      |      |    |    |    |    |    |    |    |    |      |      |      |      | Right Acre Limit: 61.50 |
|     |     |     |      |      |      |      |    |    |    |    |    |    |    |    |      |      |      |      | POU Total Acres: 334.0  |

**Conditions of Approval:**

1.      X27      This right is limited to the irrigation of 61.5 acres within the authorized place of use in a single irrigation season.

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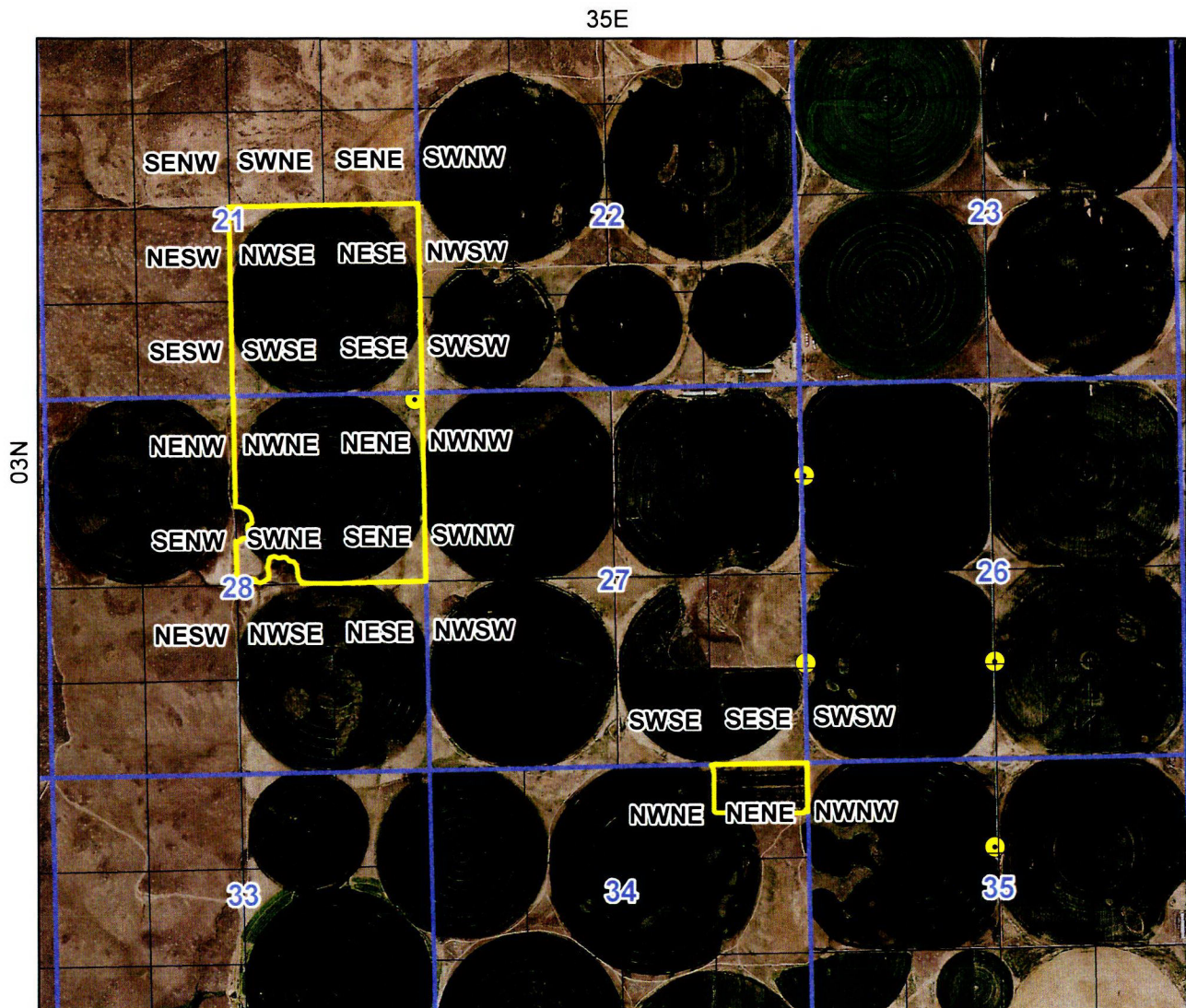
- |    |     |                                                                                                                                                                                                                                                                                                          |
|----|-----|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2. | X35 | Rights 35-13824, 35-13826, 35-13828, 35-13830, 35-13832, 35-13834 and 35-13836 when combined shall not exceed a total diversion rate of 5.61 cfs, a total annual maximum diversion volume of 1336 af at the field headgate, and the irrigation of 334 acres.                                             |
| 3. | C03 | Right includes accomplished change in point of diversion pursuant to Idaho Code § 42-1425.                                                                                                                                                                                                               |
| 4. | C05 | Right includes accomplished change in place of use pursuant to Idaho Code § 42-1425.                                                                                                                                                                                                                     |
| 5. | 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. Idaho Code § 42-1412(6). |

**Comments:**

|                                                            |       |            |                  |
|------------------------------------------------------------|-------|------------|------------------|
| 5                                                          | jbarg | 10/28/2022 | Ownership Change |
| water right 35-13826 was split into 35-13826 and 35-14789. |       |            |                  |

State of Idaho  
Department of Water Resources  
**Water Right License**

35-13824, 35-13826, 35-13828, 35-13830, 35-13832, 35-13834, 35-13836



- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Point of Diversion

0 0.3 0.6 1.2 Miles



**10/25/2022**

35-13826

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**10/25/2022**

**Conditions of Approval:**

- |    |     |                                                                                                                                                                                                                                                                                                          |
|----|-----|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. | X27 | This right is limited to the irrigation of 321 acres within the authorized place of use in a single irrigation season.                                                                                                                                                                                   |
| 2. | X35 | Rights 35-13824, 35-13826, 35-13828, 35-13830, 35-13832, 35-13834 and 35-13836 when combined shall not exceed a total diversion rate of 29.29 cfs, a total annual maximum diversion volume of 6,976 af at the field headgate, and the irrigation of 1,744 acres.                                         |
| 3. | C03 | Right includes accomplished change in point of diversion pursuant to Idaho Code § 42-1425.                                                                                                                                                                                                               |
| 4. | C05 | Right includes accomplished change in place of use pursuant to Idaho Code § 42-1425.                                                                                                                                                                                                                     |
| 5. | 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. Idaho Code § 42-1412(6). |

RECEIVED

OCT 21 2022

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources  
Eastern Region

## NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

| Water Right/Claim No. | Split?                                  | Leased to Water Supply Bank? | Water Right/Claim No. | Split?                                  | Leased to Water Supply Bank? |
|-----------------------|-----------------------------------------|------------------------------|-----------------------|-----------------------------------------|------------------------------|
| 35-13824              | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> | 35-13834              | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |
| 35-13826              | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> | 35-13836              | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |
| 35-13828              | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> | 35-10330              | Yes <input type="checkbox"/>            | Yes <input type="checkbox"/> |
| 35-13830              | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/>            | Yes <input type="checkbox"/> |
| 35-13832              | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/>            | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Howard Taylor & Sons, Inc.  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Cannon Shelley Property Limited Partnership  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 1470 N. 750 E. Shelley ID 83274  
Mailing address City State Zip
- cannondairy@yahoo.com  
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?  
☐ 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.
5. Date you acquired the water rights and/or claims listed above: June 15, 2021
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐  
o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:  
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.  
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).  
☒ Filing fee (see instructions for further explanation):  
o \$25 per *undivided* water right.  
o \$100 per *split* water right.  
o No fee is required for pending adjudication claims.  
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.  
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Robert L. Cannon Attorney October 19, 2022  
Signature of new owner/claimant Title, if applicable Date

Print name

Signature: \_\_\_\_\_ Title, if applicable \_\_\_\_\_ Date \_\_\_\_\_  
Signature of new owner/claimant

Print name

## For IDWR Office Use Only:

Received by M. Jettin Date 10-21-22 Receipt No. E048646 Receipt Amt. 800.00  
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐  
Name on W-9 \_\_\_\_\_ Approved by JB Processed by JB Date 10/28/2022

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 19 2022

Department of Water Resources  
Eastern Region

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

| Water Right/Claim No. | Split?                                  | Leased to Water Supply Bank? | Water Right/Claim No. | Split?                                  | Leased to Water Supply Bank? |
|-----------------------|-----------------------------------------|------------------------------|-----------------------|-----------------------------------------|------------------------------|
| 35-7203 OK            | Yes <input type="checkbox"/>            | Yes <input type="checkbox"/> | 35-13854 OK           | Yes <input type="checkbox"/>            | Yes <input type="checkbox"/> |
| 35-13857 OK           | Yes <input type="checkbox"/>            | Yes <input type="checkbox"/> | 35-13824 OK           | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |
| 35-13826 OK           | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> | 35-13828 OK           | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |
| 35-13830 OK           | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> | 35-13832 OK           | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |
| 35-13834 OK           | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> | 35-13836 OK           | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Howard Taylor & Sons, Inc.  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Cannon Shelley Properties Limited Partnership- an Idaho Limited Partnership  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1470 N 750 E Shelley ID 83274  
Mailing address City State ZIP
- Telephone \_\_\_\_\_ Email \_\_\_\_\_
4. If the water rights and/or adjudication claims were split, how did the division occur?  
☒ 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.
5. Date you acquired the water rights and/or claims listed above: 6-17-2021
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:  
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.  
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).  
☒ Filing fee (see instructions for further explanation):  
o \$25 per *undivided* water right.  
o \$100 per *split* water right.  
o No fee is required for pending adjudication claims.  
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.  
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

in Here

8. Signature: Scott A 10-17-22  
Signature of new owner/claimant Title, if applicable Date

Signature: \_\_\_\_\_  
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by m. peltier Date 10-19-22 Receipt No. E048634 Receipt Amt. 775.00  
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐  
Name on W-9 \_\_\_\_\_ Approved by JB Processed by JB Date 10/28/2022