

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 12 2025

DEPT. 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?
25-14561 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
25-14562 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
25-14563 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Foster Land and Cattle

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Sunroc Corporation

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

730 N 1500 W

Orem

UT

84057

Mailing address

City

State

Zip

801-222-3306

billing@clydeinc.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: March 3, 2025

6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
- ☐ 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):

☐ \$25 per *undivided* water right.

☐ \$100 per *split* water right.

☐ 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: *Brent Turpin* Vice President 28/02/25

Signature of new owner/claimant

Title, if applicable

Date

Brent Turpin

Print name

Signature: _____ Title, if applicable _____ Date _____

Signature of new owner/claimant

Title, if applicable

Date

Print name

Received by: *Cxh* Date: 3/12/25 Receipt No. E050715 Receipt Amt. \$75.00

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: *SB* Processed by: *SB* Date: 3/17/2025

SUPPORT DATA

IN FILE # 25-14561

Instrument # 1784452
Bonneville County, Idaho Falls, Idaho
03/03/2025 12:35:01 PM No. of Pages: 8
Recorded for: PIONEER TITLE CO OF BONNEVILLE CO LLC
Penny Manning Fee: \$15.00
Ex-Officio Recorder Deputy Rupchurch
Index to: DEED, WARRANTY

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Dorsey & Whitney LLP
101 South Capitol Blvd., Suite 1701
Boise, Idaho 83702
Attn: Richard Hall

PTC 864 114

(Space Above for Recorder's Use)

SPECIAL WARRANTY DEED FOR WATER RIGHTS

FOSTER LAND AND CATTLE, an Idaho general partnership, whose address is PO Box 40, Ririe, Idaho 83443 (hereinafter collectively "Grantor") does hereby grant, bargain, sell, assign, and convey unto SUNROC CORPORATION, an Idaho corporation, whose address is 730 N. 1500 W., Orem, Utah 84057 (hereinafter "Grantee"), against all claiming by, through, or under Grantor, but not otherwise, all of Grantor's right, title, and interest in water rights described on Exhibit A attached hereto (collectively, the "Water Right").

Grantor hereby covenants and warrants to Grantee as follows:

- (A) Grantor is the owner of the Water Right;
- (B) Grantor has not conveyed any of the Water Right to anyone other than Grantee;
- (C) The Water Right is free from all liens, claims, or encumbrances; and
- (D) Grantor has the authority to convey the Water Right to Grantee.
- (E) No portion of the Water Right has been forfeited or abandoned in whole or in part.

Grantor makes no other covenants or warranties as to the Water Right except as provided for herein.

[Signature of Following Page]

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Dorsey & Whitney LLP
101 South Capitol Blvd., Suite 1701
Boise, Idaho 83702
Attn: Richard Hall

Recorded Electronically	
ID	1784452
County	bonnerille
Date	3/3/2015
Time	12:35pm
Simplifile.com 800.460.5657	

PTC 864 114

(Space Above for Recorder's Use)

SPECIAL WARRANTY DEED FOR WATER RIGHTS

FOSTER LAND AND CATTLE, an Idaho general partnership, whose address is PO Box 40, Ririe, Idaho 83443 (hereinafter collectively "Grantor") does hereby grant, bargain, sell, assign, and convey unto **SUNROC CORPORATION**, an Idaho corporation, whose address is 730 N. 1500 W., Orem, Utah 84057 (hereinafter "Grantee"), against all claiming by, through, or under Grantor, but not otherwise, all of Grantor's right, title, and interest in water rights described on Exhibit A attached hereto (collectively, the "Water Right").

Grantor hereby covenants and warrants to Grantee as follows:

- (A) Grantor is the owner of the Water Right;
- (B) Grantor has not conveyed any of the Water Right to anyone other than Grantee;
- (C) The Water Right is free from all liens, claims, or encumbrances; and
- (D) Grantor has the authority to convey the Water Right to Grantee.
- (E) No portion of the Water Right has been forfeited or abandoned in whole or in part.

Grantor makes no other covenants or warranties as to the Water Right except as provided for herein.

[Signature of Following Page]

IN WITNESS WHEREOF, the undersigned authorized officer of Grantor, acting on behalf of Grantor, has caused his name to be hereunto subscribed.

"GRANTOR"

FOSTER LAND AND CATTLE,
an Idaho general partnership


By: Bradley Foster
Its: Partner

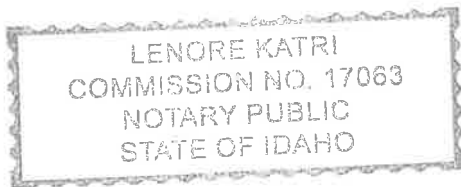
DATED this 3rd day of March, 2025

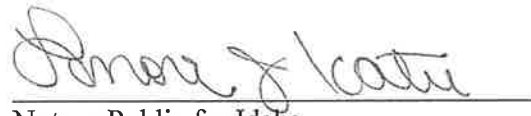
STATE OF IDAHO)

County of Bonneville ss.

On this 3rd day of March 2025, before me, the undersigned, a Notary Public in and for said state, personally appeared **BRADLEY FOSTER**, known or identified to me to be the Partner of FOSTER LAND AND CATTLE, an Idaho general partnership, 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.





Notary Public for Idaho

My Commission Expires:

Residing at Idaho Falls, ID
My Commission Expires: 1-30-2027

EXHIBIT A **WATER RIGHT DESCRIPTION**

Page 3 of 13

WATER RIGHT NO. 25-14561

As Modified by Transfer No. 89478

In accordance with the approval of Transfer No. 89478, Water Right No. 25-14561 is now described as follows:

Right Holder: FOSTER LAND AND CATTLE
PO BOX 40
RIRIE, ID 83443-0040

Priority Date: 8/4/1979

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
INDUSTRIAL	01/01	to 12/31	0.070 cfs	25.0 af
DIVERSION TO STORAGE	01/01	to 12/31	0.010 cfs	1.5 af
INDUSTRIAL STORAGE	01/01	to 12/31	0.080 cfs	26.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L1 (NENW) Sec 10 Twp 01N Rge 37E BONNEVILLE County

PLACE OF USE: INDUSTRIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	37E	10	X	X	X	X	X			X									
01N	37E	11					L 1		X	X									

PLACE OF USE: INDUSTRIAL STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	37E	10					X			X									
							L 1			L 2									

CONDITIONS OF APPROVAL

1. Industrial use is for a concrete batch plant.
2. This right includes 1.5 acre-feet for the replacement of losses due to evaporation from industrial storage ponds.
3. The surface water area of the pond(s) established by the storage of water under this right shall not exceed 0.75 acres.

Transfer No. 89478

WATER RIGHT NO. 25-14561
As Modified by Transfer No. 89478

CONDITIONS OF APPROVAL

4. Rights 25-14561, 25-14562 and 25-14563 when combined shall not exceed a total diversion rate of 0.18 cfs and a total annual maximum diversion volume of 26.5 af.
5. 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. 120.
6. 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.
7. Prior to diversion and use of water under Transfer approval 89478, the right holder shall install and maintain two (2) acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications. The measuring devices must separately measure water used for gravel washing and concrete mixing at the industrial facility.
8. 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.
9. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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.

Transfer No. 89478

WATER RIGHT NO. 25-14562
As Modified by Transfer No. 89478

In accordance with the approval of Transfer No. 89478, Water Right No. 25-14562 is now described as follows:

Right Holder: FOSTER LAND AND CATTLE
 PO BOX 40
 RIRIE, ID 83443-0040

Priority Date: 2/24/1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
INDUSTRIAL	01/01	to 12/31	0.070 cfs 0.070 cfs	10.7 af 10.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L1 (NENW) Sec 10 Twp 01N Rge 37E BONNEVILLE County

PLACE OF USE: INDUSTRIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	37E	10	X	X	X	X	X			X									
01N	37E	11					L1			L2									
								X	X										

CONDITIONS OF APPROVAL

1. Industrial use is for a concrete batch plant.
2. Rights 25-14561, 25-14562 and 25-14563 when combined shall not exceed a total diversion rate of 0.18 cfs and a total annual maximum diversion volume of 26.5 af.
3. 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. 120.
4. 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.
5. Prior to diversion and use of water under Transfer approval 89478, the right holder shall install and maintain two (2) acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications. The measuring devices must separately measure water used for gravel washing and concrete mixing at the industrial facility.

Transfer No. 89478

WATER RIGHT NO. 25-14562
As Modified by Transfer No. 89478

CONDITIONS OF APPROVAL

6. 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.
7. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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11. 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.

Transfer No. 89478

WATER RIGHT NO. 25-14563
As Modified by Transfer No. 89478

In accordance with the approval of Transfer No. 89478, Water Right No. 25-14563 is now described as follows:

Right Holder: FOSTER LAND AND CATTLE
 PO BOX 40
 RIRIE, ID 83443-0040

Priority Date: 6/7/1957

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
INDUSTRIAL	01/01	to 12/31	0.030 cfs	4.8 af
			0.030 cfs	4.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L1 (NENW) Sec 10 Twp 01N Rge 37E BONNEVILLE County

PLACE OF USE: INDUSTRIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	37E	10	X	X	X	X	X			X									
							L 1			L 2									
01N	37E	11						X	X										

CONDITIONS OF APPROVAL

1. Industrial use is for a concrete batch plant.
2. Rights 25-14561, 25-14562 and 25-14563 when combined shall not exceed a total diversion rate of 0.18 cfs and a total annual maximum diversion volume of 26.5 af.
3. 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. 120.
4. 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.
5. Prior to diversion and use of water under Transfer approval 89478, the right holder shall install and maintain two (2) acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications. The measuring devices must separately measure water used for gravel washing and concrete mixing at the industrial facility.

Transfer No. 89478

WATER RIGHT NO. 25-14563
As Modified by Transfer No. 89478

CONDITIONS OF APPROVAL

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Transfer No. 89478



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 Mathew Weaver

March 17, 2025

SUNROC CORPORATION
730 N 1500 W
OREM UT 84057-2826

Re: Change in Ownership for Water Right No(s): 25-14561, 25-14562, 25-14563

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Baily
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 120
BONNEVILLE JEFFERSON GROUND WATER DISTRICT