

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>02-07090B</u>	<u>A02-07090B</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
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2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
 (See Exhibit A for a description of the attached documents)

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) David L. Putnam, Thomas T. Nicholson and Diana Rae Nicholson
- 10378 Fairview Ave., Ste 235, Boise, ID 83704
4. New Owner/Claimant(s) J. R. Simplot Company
- Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address PO Box 27
- City, State and ZIP Code Boise, ID 83707
- New Telephone Number (208) 336-2110
5. Date you acquired the property May 3, 1999

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable) J. R. Simplor, Company by Terry T. Uhling, its
Senior Vice President, Secretary and General Counsel

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

Exhibit A
(Notice of Change of Water Right No. 02-07090B)

The following is a description of the documents attached to this Notice:

1. Water Right Quitclaim Deed recorded in the real property records of Owyhee County on January 23, 1998 as instrument no. 223848. In this deed Dave Putnam quitclaims his interest in water right 02-7090B to M. L. Investment Company.
2. Water Right Quitclaim Deed recorded in the real property records of Owyhee County on January 23, 1998 as instrument no. 223847. In this deed Thomas T. Nicholson and Diana R. Nicholson quitclaim their interest in water right no. 02-7090B to M. L. Investment Company.
3. Bargain and Sale Deed recorded in the real property records of Owyhee County on May 3, 1999 as instrument no. 228425. In this deed M.L. Investment Company conveys its interest in the real property (which includes water right 02-7090B) to J. R. Simplot Company.

P-154328 SE

Water Right Quitclaim Deed

GRANTORS, **Thomas T. Nicholson and Diana R. Nicholson**, husband and wife of 700 West Overland Road, Meridian, Idaho 83642, County of Ada, State of Idaho, for good and valuable consideration, the receipt of which hereby acknowledged, does hereby REMISE, RELEASE, ASSIGN and forever QUITCLAIM, unto **M. L. Investment Company, a Nevada corporation** whose current address is P. O. Box 27, Boise, Idaho 83707, County of Ada, State of Idaho as GRANTEE, and to grantee's heirs and assigns forever, the following water right: The right to divert 3.04 cubic feet per second from the Snake River to irrigate 152 acres under the Idaho Department of Water Resources ("IDWR") Water Right License number 02-07090B, said License being appurtenant to the following real property located in Owyhee County, State of Idaho:

T.6S R.4E Section 2: SW $\frac{1}{4}$ NW $\frac{1}{4}$ (1 acre), NW $\frac{1}{4}$ SW $\frac{1}{4}$ (24 acres)

Section 3: NW $\frac{1}{4}$ SE $\frac{1}{4}$ (9 acres), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (13 acres), SE $\frac{1}{4}$ SE $\frac{1}{4}$ (4 acres)

Section 9: NW $\frac{1}{4}$ NW $\frac{1}{4}$ (9 acres), SE $\frac{1}{4}$ NW $\frac{1}{4}$ (4 acres), NW $\frac{1}{4}$ SW $\frac{1}{4}$ (7 acres)

Section 10: NE $\frac{1}{4}$ SW $\frac{1}{4}$ (11 acres), NW $\frac{1}{4}$ SW $\frac{1}{4}$ (27 acres), NE $\frac{1}{4}$ SE $\frac{1}{4}$ (13 acres)

Section 11: NW $\frac{1}{4}$ NW $\frac{1}{4}$ (30 acres)

For purposes of notice to anyone claiming an interest in lands to which the water right conveyed hereby was formerly appurtenant, said right is the result of a split of the original IDWR License number 02-07090 as a result of the approved IDWR Transfer Number 4969, said original License being formerly appurtenant to and beneficially used on the following described real property situated in Owyhee County, State of Idaho, to wit:

T.5S R.1E Section 12: NE $\frac{1}{4}$ SE $\frac{1}{4}$ (38 acres), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (22 acres), SE $\frac{1}{4}$ SE $\frac{1}{4}$ (40 acres)

Section 13: NE $\frac{1}{4}$ NE $\frac{1}{4}$ (40 acres), NW $\frac{1}{4}$ NE $\frac{1}{4}$ (40 acres)

T.5S R.2E Section 18: NW $\frac{1}{4}$ NW $\frac{1}{4}$ (40 acres), SW $\frac{1}{4}$ NW $\frac{1}{4}$ (40 acres), NW $\frac{1}{4}$ SW $\frac{1}{4}$ (40 acres)

TOGETHER with all hereditaments and appurtenances thereunto belonging.

P-154328

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument this 11th day of December, 19 99.

Diana R. Nicholson

Diana R. Nicholson

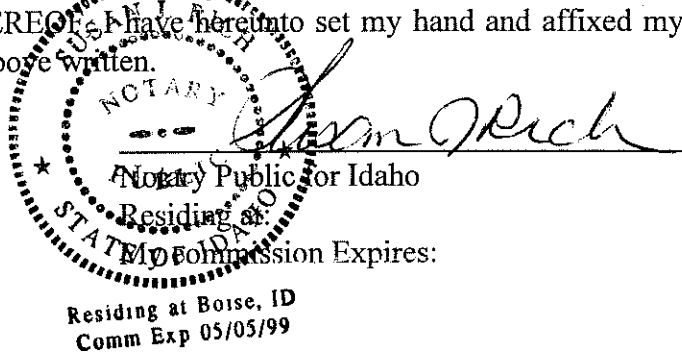
Thomas T. Nicholson

Thomas T. Nicholson

STATE OF IDAHO)
) SS.
County of Ada)

On this 11th day of December, 19 99 before me the undersigned, a Notary Public of Idaho, personally appeared Diana R. & Thomas T. Nicholson known to me to be the people whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



DEPUTY
BY B. Huntley Jr.
OWYHEE COUNTY RECORDER
JIM HUNTLEY JR.

98 JAN 23 AM 11:32

FILED - RECORDED

223847

A-154328 SR

Water Right Quitclaim Deed

GRANTOR, **Dave Putnam**, a single man, whose address is P. O. Box 690, Meridian, Idaho 83680, County of Ada, State of Idaho, for good and valuable consideration, the receipt of which hereby acknowledged, does hereby REMISE, RELEASE, ASSIGN and forever QUITCLAIM, unto **M. L. Investment Company, a Nevada corporation** whose current address is P. O. Box 27, Boise, Idaho 83707, County of Ada, State of Idaho as GRANTEE, and to grantee's heirs and assigns forever, the following water right: The right to divert 3.04 cubic feet per second from the Snake River to irrigate 152 acres under the Idaho Department of Water Resources ("IDWR") Water Right License number 02-07090B, said License being appurtenant to the following real property located in Owyhee County, State of Idaho:

T.6S R.4E Section 2: SW $\frac{1}{4}$ NW $\frac{1}{4}$ (1 acre), NW $\frac{1}{4}$ SW $\frac{1}{4}$ (24 acres)

Section 3: NW $\frac{1}{4}$ SE $\frac{1}{4}$ (9 acres), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (13 acres),
SE $\frac{1}{4}$ SE $\frac{1}{4}$ (4 acres)

Section 9: NW $\frac{1}{4}$ NW $\frac{1}{4}$ (9 acres), SE $\frac{1}{4}$ NW $\frac{1}{4}$ (4 acres),
NW $\frac{1}{4}$ SW $\frac{1}{4}$ (7 acres)

Section 10: NE $\frac{1}{4}$ SW $\frac{1}{4}$ (11 acres), NW $\frac{1}{4}$ SW $\frac{1}{4}$ (27 acres),
NE $\frac{1}{4}$ SE $\frac{1}{4}$ (13 acres)

Section 11: NW $\frac{1}{4}$ NW $\frac{1}{4}$ (30 acres)

For purposes of notice to anyone claiming an interest in lands to which the water right conveyed hereby was formerly appurtenant, said right is the result of a split of the original IDWR License number 02-07090 as a result of the approved IDWR Transfer Number 4969, said original License being formerly appurtenant to and beneficially used on the following described real property situated in Owyhee County, State of Idaho, to wit:

T.5S R.1E Section 12: NE $\frac{1}{4}$ SE $\frac{1}{4}$ (38 acres), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (22 acres),
SE $\frac{1}{4}$ SE $\frac{1}{4}$ (40 acres)

Section 13: NE $\frac{1}{4}$ NE $\frac{1}{4}$ (40 acres), NW $\frac{1}{4}$ NE $\frac{1}{4}$ (40 acres)

T.5S R.2E Section 18: NW $\frac{1}{4}$ NW $\frac{1}{4}$ (40 acres), SW $\frac{1}{4}$ NW $\frac{1}{4}$ (40 acres),
NW $\frac{1}{4}$ SW $\frac{1}{4}$ (40 acres)

TOGETHER with all hereditaments and appurtenances thereunto belonging

97103446
97103446
ADA CO. RECORDER
J. DAVID NAVARRO
BOISE ID
PIONEER TITLE
97 DEC 12 PM 4 12
600
RECORDED AT THE REQUEST OF

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

IN WITNESS WHEREOF, Grantor has hereunto subscribed his name to this instrument this 9th day of December, 19 99.

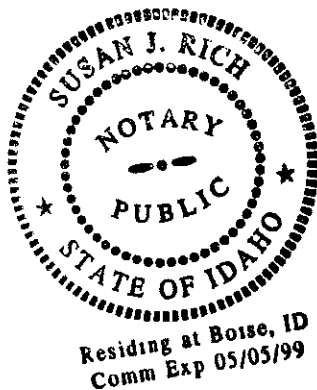
Daye Putnam

Have Barker

STATE OF IDAHO)
) SS.
County of Ada)

On this 9th day of December, 1997 before me the undersigned, a Notary Public of Idaho, personally appeared Dave Putman known to me to be the people whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public for Idaho
Residing at:
My commission Expires:

James J. Rich

BY Jim Huntley Jr.
OWYHEE COUNTY RECORDER
~~DEPUTY~~

98 JAN 23 AM 11:33

FILED - RECORDED

223848

ML Investment Company
ML Investment #13

BARGAIN AND SALE DEED

FOR VALUE RECEIVED, **ML INVESTMENT COMPANY**, a Nevada corporation, as Grantor, does hereby grant, bargain, sell and convey unto **J. R. SIMPLOT COMPANY**, a Nevada corporation, as Grantee, whose current address is P.O. Box 27, Boise, Idaho 83707, all that certain real property located in Owyhee County, Idaho and as more particularly described on Exhibit A attached hereto and made a part hereof by this reference.

TOGETHER WITH all improvements, easements, hereditaments and appurtenances thereto, and subject to such rights, easements, covenants, restrictions and zoning regulations as appear of record or based upon the premises.

IN WITNESS WHEREOF, the Grantor has caused its corporate name to be hereunto subscribed by its President, and its corporate seal to be affixed by its Secretary, this 30th day of April, 1999.

ML INVESTMENT COMPANY

By: [Signature]
Its President

ATTEST:

By: [Signature]
Secretary

228425

FILED - RECORDED

99 MAY -3 PM 2:51

STATE OF IDAHO)
) ss.
County of Ada)

REQUEST OF
[Signature]
FEE

OWYHEE COUNTY CLERK
BY [Signature]
DEPUTY

On this 30th day of April, 1999, before me, a Notary Public in and for said State, personally appeared **DON J. SIMPLOT** and **RONALD N. GRAVES**, the President and Secretary, respectively, of the corporation that executed the foregoing 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.

[Signature]
Notary Public for Idaho
Residing at Boise, Idaho
My commission expires: 5-13-2003



Exhibit A

PARCEL NO. I

Northeast Quarter of the Northwest Quarter, Southeast Quarter of the Northwest Quarter, and that portion of the Northwest Quarter of the Northwest Quarter lying North of natural drain and that portion of the Northeast Quarter of the Southwest Quarter lying below main canal, all in Section 10, Township 6 South, Range 4 East, Boise Meridian, Owyhee County, Idaho.

PARCEL NO. II

North Half of the Southeast Quarter, Section 10, Township 6 South, Range 4 East, Boise Meridian, Owyhee County, Idaho.

PARCEL NO. III

Southeast Quarter, East Half of the Southwest Quarter, Southwest Quarter of the Southwest Quarter of Section 3, Southeast Quarter of the Southeast Quarter of Section 4, Northeast Quarter of the Northeast Quarter and the Southeast Quarter of the Northeast Quarter of Section 8, North Half of the Southeast Quarter, Northeast Quarter of the Southwest Quarter, South Half of the Northwest Quarter, South Half of the Northeast Quarter, Northwest Quarter of the Northeast Quarter, North Half of the Northwest Quarter, Northwest Quarter of the Southwest Quarter of Section 9, Northwest Quarter of the Northeast Quarter, South Half of the Northeast Quarter, Northwest Quarter of the Southwest Quarter, and the Northeast Quarter of the Southwest Quarter above main canal, the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Northwest Quarter South of natural drain of Section 10, all in Township 6 South, Range 4 East of the Boise Meridian, Owyhee County, State of Idaho.

PARCEL NO. IV

The Southwest Quarter of the Northwest Quarter, and the Southwest Quarter of Section 2; the Northeast Quarter of the Northeast Quarter of Section 10; then Northwest Quarter of the Northwest Quarter of Section 11; all in Township 6 South, Range 4 East, Boise Meridian, Owyhee County, State of Idaho.

PARCEL NO. V

Northeast Quarter Northeast Quarter of Section 9, Township 6 South, Range 4 East of the Boise Meridian, Owyhee County, State of Idaho.