

SUPPORT DOCUMENTS FOR OWNERSHIP CHANGE FROM

LARRY & KATHY ADAMS AND/OR
MOUNTAIN MEADOW RANCH INC
TO
AG ACCEPTANCE CORPORATION

SEE FILE 45-2338

Boise
Idaho Falls
Pocatello

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

Eugene C. Thomas
John W. Barrett
R. B. Rock
Richard C. Fields
Robert E. Bakes
John S. Simko
John C. Ward
D. James Manning
Gary T. Dance
Larry C. Hunter
Morgan W. Richards
Mark A. Ellison
Randall A. Peterman
Mark S. Prusynski

Stephen R. Thomas
Glenna M. Christensen
Gerald T. Husch
Scott L. Campbell
Robert B. Burns
James C. Dale
Michael E. Thomas
Patricia M. Olsson
James C. deGlee
Bradley J. Williams
Lee Radford
Michael O. Roe
David S. Jensen
James L. Martin

C. Clayton Gill
David P. Gardner
Julian E. Gabiola
Angela Schaefer Kaufmann
Benjamin H. Schwartz
Jon A. Stenquist
Eric M. Barzee
Bradley J. Dixon
Mark C. Peterson
Andrew J. Waldera
Shawn C. Nunley

Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

February 9, 2004

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise, Idaho 83701 0829

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

RECEIVED
FEB 10 2004
Department of Water Resources
Southern Region

Vicki Hancock
Southern Regional Office
Idaho Department of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380

Re: **Change in Water Right Ownership**
Ag Acceptance Corporation
MTBR&F File No. 18084.8

Dear Vicki:

Enclosed for filing please find an original and one copy of Ag Acceptance Corporation's Notice of Change in Water Right Ownership, which concerns multiple water rights in Twin Falls, Jerome, and Cassia Counties, together with the following supporting documents:

- List of water rights;
- Sheriff's Certificate of Sale of Real Property, indicating ownership of the real property;
- Legal descriptions and maps of the real property.

Finally, enclosed please find the requisite filing fee in the amount of \$100.00. Please receive-stamp the enclosed copy and return it to our office in the enclosed self-addressed, stamped envelope. Thank you for your assistance in this matter. If you have any questions, please do not hesitate to contact me.

Sincerely,


Tiffany M. Hudak
Legal Assistant

/tmh

Enclosures

cc: Norman Fiddelke (w/encls.)

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>please see</u>	_____	___	_____	_____	___
<u>attached listing</u>	_____	___	_____	_____	___
<u>of water rights</u>	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

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**.
- 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) Larry & Kathy Adams and/or Mountain Meadow Ranch, Inc.
1450 West 100 South, Murtaugh, Idaho 83344
4. New Owner/Claimant(s) Ag Acceptance Corporation
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1309 Technology Parkway
- City, State and ZIP Code Cedar Falls, Iowa 50613
- New Telephone Number (800) 395-8505
5. Date you acquired the property July 24, 2003

Form 42-24a/42-1400(6) July, 2000

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) Ag Acceptance Corp by Shawn Smelius - Treasurer
(include title if applicable) - Shawn Smelius

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 _____

**ATTACHMENT 1 TO IDWR
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

<u>Water Right No(s).</u>	<u>Adjudication Claim No(s).</u>	<u>Split</u>
36-7378 <i>pd</i>	36-07378 <i>sent to SO</i>	
45-2338	45-02338	
45-2374	45-02374	
45-2380 ✓	45-02380	
45-2381 ✓	45-02381	
45-2384 ✓	45-02384	
45-2589 ✓	45-02589	
45-2596 ✓	45-02596	
45-2626 ✓	45-02626	
45-2715 ✓	45-02715	<i>Barlow D. 9/9/15</i>
45-4239 ✓	45-04239	
45-7156 ✓	45-07156	<i>Barlow D. 9/9/15</i>
45-7201 ✓	45-07201	
45-7456 ✓	45-07456	<i>Barlow D. 9/9/15</i>
45-10033 <i>pd</i>	45-10033 <i>sent to SO</i>	
45-10104 ✓	A45-10104	
45-10157 <i>pd</i>	45-10157 <i>sent to SO</i>	
45-10158 ✓	45-10158	
45-10164 ✓	45-10164	
45-12757 ✓	A45-12757	
47-16672 ✓	47-16672	

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: SEP-9-1997
PAGE: A-26

RIGHT NUMBER: 45-10033
NAME & ADDRESS: KATHY S ADAMS
LARRY M ADAMS
RT 1
MURTAUGH ID 83344

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 10/20/1955

POINT OF DIVERSION: T11S R20E S34 NENENE Within TWIN FALLS County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within TWIN FALLS County
T11S R20E S34 NENE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 11S20E340000

Claim proofread by:
Date: SEP 25 1997

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A45-10033
Date Received: 10/11/1988
Receipt No: S002867
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: LARRY M. ADAMS 208-432-5350
Address: RT. 1
MURTAUGH, ID 83344

AND

Name: KATHY S. ADAMS 208-432-5350
Address: RT. 1
MURTAUGH, ID 83344

2. Date of Priority: OCT 20, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	20E	34	NE	NE	NE		TWIN FALLS

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11S	20E	34	NE NE		DOMEST	

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
WELL CURRENTLY NOT IN USE. HOUSE VACANT.

15. Basis of Claim: BENEFICIAL USE

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A45-10033
Date Received: 10/11/1988
Receipt No: S002867
Received By: th

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT E. GRANT 916-332-6407
Address: 9496 WATT AVE
ROSEVILLE, CA 95678
AND/OR
Name: HAZEL M. GRANT 916-332-6407
Address: 9496 WATT AVE
ROSEVILLE, CA 95678
2. Date of Priority: OCT 20, 1955
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 11S | 20E | 34 | NE | NE | NE | | TWIN FALLS |
5. Description of diverting works:
WELL & PUMP
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|----------|-------|-------|--------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.040 | | |
7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	20E	34	NE	NE		DOMEST	

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
WELL CURRENTLY NOT IN USE. HOUSE VACANT.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Robert E. Grant Date: 10-11-88

Date: _____

State of Idaho)
County of TE) ss.

Subscribed and sworn (or affirmed) before me this 11th day

of Oct 19 88

Lois White
Notary Public

Seal

Residing at TE

My Commission Expires 5/95

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[] Water Right Number(s): 45-2374/22049 and 45-2626/28958

[] Name and Address of
Former Claimant: Robert E. Grant and Hazel M. Grant
9496 Watt Avenue
Roseville, California 95678

[] New Claimant(s): Larry M. Adams and Kathy S. Adams

[] New Mailing Address: Route 1
Murtaugh, Idaho 83344

New Telephone Number: (208) 432 - 5350

[] Does the change in ownership result in a splitting of the
water right claimed? yes X no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

[] Attach proof of ownership
Describe proof attached: Warranty Deed

[] Signature of New Claimant(s): Larry M. Adams

Kathy S. Adams

Date: May 20, 1991

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 05-23-91

By: af

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Claim Numbers of Split, if any:

RECEIVED
MAY 23, 1991

UNRECORDED
MAR 08 1993

WARRANTY DEED

THIS INDENTURE, made this 9 day of MAY, 1991,
between ROBERT E. GRANT and HAZEL M. GRANT, Trustees of the
GRANT FAMILY LIVING TRUST, dated April 11, 1990, ("Grantor"),
and LARRY M. ADAMS and KATHY S. ADAMS, husband and wife, whose
address is Route 1, Murtaugh, Idaho 83344, ("Grantee").

W I T N E S S E T H:

That the Grantor for and in consideration of the sum of
Ten Dollars (\$10.00), lawful money of the United States of
America, and other good and valuable consideration, to the
Grantor in hand paid by the Grantee, the receipt whereof is
hereby acknowledged, has granted, bargained, and sold and by
these presents does grant, bargain and sell, convey and confirm
unto the Grantee, and to the heirs and assigns of Grantee
forever, all of the following described real estate situated in
the County of Twin Falls, State of Idaho, to-wit:

TOWNSHIP 11 SOUTH, RANGE 20, E.B.M.,

Section 34: Northeast Quarter
(NE $\frac{1}{4}$).

SUBJECT TO: Twin Falls County Right of Way;
1991 taxes, levies and assessments, Unpatented
mining claims, reservations or exceptions in
patents or actions authorizing the issuance
thereof; Power line easements recorded as
instrument numbers 443653, 516504, and 960837,
records of Twin Falls County, Idaho.

TOGETHER with all water rights appurtenant,
including, but not limited to water license
45-2374/22049., and 45-2626/28958.

TOGETHER with all and singular the tenements,
hereditaments and appurtenances thereunto belonging or in

1 anywise appertaining, the reversion and reversions, remainder
2 and remainders, rents, issues and profits thereof, and all
3 estate, right, title and interest in and to said property as
4 well in law as in equity of the Grantor.

5 TO HAVE AND TO HOLD, all and singular the above-
6 mentioned and described premises, together with appurtenances
7 unto the Grantee and to the heirs and assigns of Grantee
8 forever.

9 The Grantor shall and will warrant and by these
10 presents will forever defend the said premises in the quiet and
11 peaceable possession of the Grantee, and the heirs and assigns
12 of Grantee against all and every person and persons whomsoever
13 lawfully claiming the same, except as aforesaid.

14 IN WITNESS WHEREOF, the Grantor has executed this Deed
15 the day and year first above written.

16 GRANT FAMILY LIVING TRUST

17 BY Robert E. Grant
Trustee

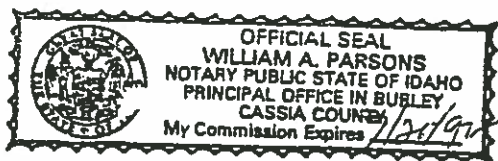
18 BY Hazel M. Grant
19 Trustee

20
21 IDAHO
22 STATE OF CALIFORNIA)
23 County of CASSIA) ss

24 On this 9 day of MAY, in the year 1991,
25 before me, the undersigned, a Notary Public in and for said
26 State, personally appeared ROBERT E. GRANT and HAZEL M. GRANT,
known or identified to me to be the person whose name is
subscribed to the within instrument as Trustees of the Grant
Family Living Trust and acknowledged to me that they executed

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

the same as such Trustees.



William A. Parsons
Notary Public for California DTHW
Residing at _____
My commission expires on _____



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 23, 1991

Mr. & Mrs. Larry M. Adams
Rt. 1
Murtaugh, ID 83344

RE: Snake River Basin Adjudication (SRBA)
Twin Falls County - Claims #A45-02374, A45-02626
& A45-10033

Dear Mr. & Mrs. Adams:

Notice of the change in ownership of the above-referenced water rights has been received. The Claim to Water Rights records of the Department have been changed to reflect such notice.

Claims prepared from the Agency's computer are enclosed for your review and records. If you find the address is incorrect, please contact us.

Yours truly,

John D. Carlson
John D. Carlson
Adjudication Supervisor

JDC:sf:south
Enclosures:
Claims Referenced Above

MICROFILMED

MAR 08 1993

WATER RIGHT NUMBER - A45-10033

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - - LAST NAME - - - - - +

+ - FIRST NAME - - +

+ - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
ADAMS

KATHY S.

1 - RT. 1

2 -

3 -

CITY- MURTAUGH

STATE- ID ZIP- 83344

PHONE - 208-432-5350

ADAMS

LARRY M.

1 - RT. 1

2 -

3 -

CITY- MURTAUGH

STATE- ID ZIP- 83344

PHONE - 208-432-5350

*** D - ORIGINAL OWNER ***
GRANT

ROBERT E.

1 - 9496 WATT AVE

2 -

3 -

CITY- ROSEVILLE

STATE- CA ZIP- 95678

PHONE - 916-332-6407

GRANT

HAZEL M.

1 - 9496 WATT AVE

2 -

3 -

CITY- ROSEVILLE

STATE- CA ZIP- 95678

PHONE - 916-332-6407

+ - - PRIORITY DATE - - +
10/20/1955+ - - - REGION - - - +
ERROR IN REGION+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - - SOURCE - - - - - +
GROUNDWATER

+ - - - - - TRIBUTARY - - - - - +

TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY	POINT OF DIVERSION	STREAM INDEX (BLANK IF NO INDEX CODE)
11S	20E	34	NE NE NE				(83) TWIN FALLS	

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	WATER USE	DIVERSION RATE	DIVERSION VOLUME
43 - DOMESTIC		01/01	12/31		0.040	

TOTAL DIV. RATE - +	TOTAL DIV. VOLUME - +	TOTAL DIV. CAPACITY - +	TOTAL CONSUMPTIVE USE - +	KW USAGE - +
0.040			0.0	

TWN	RNG	SEC	TRACT	LOT	ACRES	CODE	DESCRIPTION	COUNTY
11S	20E	34	NE NE			43	DOMESTIC	(83) TWIN FALLS

+ - - DIVERSION MEANS - WELL & PUMP

+ - - NON-IRRIGATION USE - D/1 HOUSE

MICROFILMED
OCT 27 1994

WATER RIGHT NUMBER - A45-10033

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - -
WELL CURRENTLY NOT IN USE. HOUSE VACANT.

+ - - - - - OLD WATER RIGHT NUMBERS - - - - -
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 10/11/88 WHITE 10/17/89 REFUNDML 05/23/91 FRAZEE

+ - - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 10/11/1988	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- S002867	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	PDU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- AND	NOTICE OF ERROR FLAG	-

115206340000

DATA ENTRY
ENTERED 10/9/92
CHECKED 2/7/93

Verified By
Topo Map/Ortho-PQ
ASCE Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
OCT 28 1991

CERTIFIED
DEC 23 1991
WATER EXAMINER