

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 29 2021

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

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?
37-12782	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Gary and Glenna Eden

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): JK Potatoes, LLC

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

20511 F Street

Rupert

ID

83350

Mailing address

City

State

Zip

208-537-4119

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: November 8, 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: [Signature] General Manager 11/19/21

Signature of new owner/claimant

Title, if applicable

Date

Print name

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

Print name

Received by SG Date 11/29/21 For IDWR Office Use Only: Receipt No. 5038954 Receipt Amt. \$25.00

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 _____ Processed by JB Date 12-7-21

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
199 Country Lane
Jerome, ID 83338

Instrument # 275569

GOODING COUNTY, GOODING, IDAHO
11-22-2021 15:44:24 No. of Pages: 5
Recorded for: FIRST AMERICAN TITLE - JEROME
DENISE GILL Fee: \$15.00
Ex-Officio Recorder Deputy: JG
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1011485-J (tc)**

Date: **November 08, 2021**

For Value Received, **Gary Eden and Glenna Eden, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **JK Potatoes LLC, an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **20511 F Street, Rupert, ID 83350**, the following described premises, situated in **Gooding County, Idaho**, to-wit:

TOWNSHIP 5 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

SECTION 1: PART OF THE SOUTH 1/2, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A 5/8" REBAR MARKING THE SOUTHEAST CORNER OF THE SOUTHEAST 1/4 OF SAID SECTION 1, BEING ALSO THE POINT OF BEGINNING;

THENCE ALONG THE SOUTH LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 1, NORTH 89 DEGREES 49 MINUTES 39 SECONDS WEST, A DISTANCE OF 2654.93 FEET TO A 1/2-INCH REBAR MARKING THE SOUTHWEST CORNER OF THE SOUTHEAST 1/4 OF SAID SECTION 1; THENCE ALONG THE SOUTH LINE OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 1, NORTH 89 DEGREES 47 MINUTES 53 SECONDS WEST, A DISTANCE OF 1327.46 FEET TO THE SOUTHWEST CORNER OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 1, FROM WHICH A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858 BEARS NORTH 00 DEGREES 28 MINUTES EAST AT A DISTANCE OF 25.0 FEET;

THENCE ALONG THE WEST LINE OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4, NORTH 00 DEGREES 28 MINUTES 21 SECONDS EAST, A DISTANCE OF 1318.12 FEET TO THE NORTHWEST CORNER OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 1, FROM WHICH A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858 BEARS SOUTH 00 DEGREES 28 MINUTES WEST AT A DISTANCE OF 169.4 FEET;

THENCE ALONG THE NORTH LINE OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 1, SOUTH 89 DEGREES 45 MINUTES 44 SECONDS EAST, A DISTANCE OF 52.55 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858 MARKING THE SOUTH LINE OF THE RIGHT OF WAY FOR THE GOODING NORTH MAIN CANAL, SAID RIGHT OF WAY HAVING A WIDTH OF 45 FEET AS MEASURED FROM THE CENTERLINE OF SAID CANAL AS SHOWN ON THE PLAT FOR THE BIG WOOD CANAL COMPANY CANAL SYSTEM ON FILE IN THE BIG WOOD CANAL COMPANY, AMERICAN FALLS RESERVOIR DISTRICT NO. 2 OFFICE IN SHOSHONE, IDAHO;

THENCE ALONG THE SOUTH LINE OF SAID CANAL RIGHT OF WAY THE FOLLOWING BEARINGS AND DISTANCES:

NORTH 12 DEGREES 36 MINUTES 57 SECONDS EAST, A DISTANCE OF 138.78 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858 MARKING THE BEGINNING OF A CURVE TANGENT TO SAID LINE;

THENCE NORTHERLY, NORTHEASTERLY AND EASTERLY A DISTANCE OF 68.42 FEET ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 61.50 FEET TO A CENTRAL ANGLE OF 63 DEGREES 44 MINUTES 22 SECONDS TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858; THENCE NORTH 76 DEGREES 21 MINUTES 19 SECONDS EAST TANGENT TO A CURVE, A DISTANCE OF 32.08 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858 MARKING THE BEGINNING OF A CURVE TANGENT TO SAID LINE;

THENCE EASTERLY AND SOUTHEASTERLY A DISTANCE OF 54.74 FEET ALONG THE CURVE TO THE RIGHT, HAVING A RADIUS OF 62.50 FEET AND A CENTRAL ANGLE OF 50 DEGREES 10 MINUTES 51 SECONDS TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858;

THENCE SOUTH 53 DEGREES 27 MINUTES 50 SECONDS EAST TANGENT TO A CURVE. A DISTANCE OF 31.81 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858 MARKING THE BEGINNING OF A CURVE TANGENT TO SAID LINE;

THENCE SOUTHEASTERLY A DISTANCE OF 13.49 FEET ALONG THE CURVE TO THE RIGHT. HAVING A RADIUS OF 78.50 FEET AND A CENTRAL ANGLE OF 9 DEGREES 50 MINUTES 34 SECONDS TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858;

THENCE SOUTH 43 DEGREES 37 MINUTES 16 SECONDS EAST TANGENT TO SAID CURVE, A DISTANCE OF 210.48 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858 MARKING THE INTERSECTION WITH THE NORTH LINE OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 1;

THENCE ALONG THE NORTH LINE OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 1, SOUTH 89 DEGREES 45 MINUTES 44 SECONDS EAST, A DISTANCE OF 228.80 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858 MARKING THE INTERSECTION WITH SAID CANAL RIGHT OF WAY AND THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 289.00 FEET, A CENTRAL ANGLE OF 45 DEGREES 07 MINUTES 01 SECONDS AND BEING SUBTENDED BY A CHORD WHICH BEARS NORTH 27 DEGREES 24 MINUTES 46 SECONDS EAST 221.74 FEET;

THENCE ALONG THE SOUTH RIGHT OF WAY LINE OF SAID CANAL THE FOLLOWING BEARINGS AND DISTANCES:

NORTHEASTERLY AND NORTHERLY ALONG SAID CURVE, A DISTANCE OF 227.57 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858;

THENCE NORTH 04 DEGREES 51 MINUTES 15 SECONDS EAST TANGENT TO SAID CURVE, A DISTANCE OF 221.17 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858 MARKING THE BEGINNING OF A CURVE TANGENT TO SAID LINE;

THENCE NORTHERLY AND NORTHEASTERLY A DISTANCE OF 154.55 FEET ALONG THE CURVE TO THE RIGHT, HAVING A RADIUS OF 150.00 FEET AND A CENTRAL ANGLE OF 59 DEGREES 01 MINUTES 56 SECONDS TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858;

THENCE NORTH 63 DEGREES 53 MINUTES 11 SECONDS EAST TANGENT TO SAID CURVE, A DISTANCE OF 289.97 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858 MARKING THE BEGINNING OF A CURVE TANGENT TO SAID LINE;

THENCE NORTHEASTERLY AND NORTHERLY A DISTANCE OF 124.36 FEET ALONG THE CURVE TO THE LEFT, HAVING A RADIUS OF 141.50 FEET AND A CENTRAL ANGLE OF 50 DEGREES 21 MINUTES 17 SECONDS TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858;

THENCE NORTH 13 DEGREES 31 MINUTES 54 SECONDS EAST TANGENT TO SAID CURVE, A DISTANCE OF 200.17 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858 MARKING THE BEGINNING OF A CURVE TANGENT TO SAID LINE;

THENCE NORTHERLY, NORTHEASTERLY AND EASTERLY A DISTANCE OF 124.79 FEET ALONG THE CURVE TO THE RIGHT, HAVING A RADIUS OF 97.00 FEET AND A CENTRAL ANGLE OF 73 DEGREES 42 MINUTES 49 SECONDS TO A 1/2-INCH REBAR WITH CAP STAMPED PLS-9858;

THENCE NORTH 87 DEGREES 14 MINUTES 42 SECONDS EAST TANGENT TO SAID CURVE, A DISTANCE OF 36.19 FEET TO A 1/2-INCH REBAR MARKING THE INTERSECTION WITH THE

**WEST LINE OF THE SOUTHEAST ¼ OF SAID SECTION 1;
THENCE ALONG THE WEST LINE OF THE SOUTHEAST ¼ OF SAID SECTION 1, NORTH 00 DEGREES 24 MINUTES 59 SECONDS EAST, A DISTANCE OF 283.00 FEET TO A ½-INCH REBAR WITH CAP STAMPED PLS-9858 MARKING THE NORTHWEST CORNER OF THE SOUTHEAST ¼ OF SAID SECTION 1;
THENCE ALONG THE NORTH LINE OF THE SOUTHEAST ¼ OF SAID SECTION 1, SOUTH 89 DEGREES 43 MINUTES 35 SECONDS EAST, A DISTANCE OF 2642.54 FEET TO A 5/8-INCH REBAR WITH CAP STAMPED PLS-1000 MARKING THE NORTHEAST CORNER OF THE SOUTHEAST ¼ OF SAID SECTION 1;
THENCE ALONG THE EAST LINE OF THE SOUTHEAST ¼ OF SAID SECTION 1, SOUTH 00 DEGREES 08 MINUTES 48 SECONDS WEST, A DISTANCE OF 5.00 FEET TO THE INTERSECTION WITH THE NORTH LINE OF A PARCEL OF LAND CONVEYED TO THE STATE OF IDAHO, DEPARTMENT OF FISH AND GAME BY WARRANTY DEED FILED IN THE GOODING COUNTY RECORDER'S OFFICE AS INSTRUMENT NO. 142942;
THENCE ALONG THE NORTH AND WEST LINE OF SAID FISH AND GAME PARCEL THE FOLLOWING
BEARINGS AND DISTANCES:
NORTH 89 DEGREES 41 MINUTES 11 SECONDS WEST, A DISTANCE OF 38.91 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 750.00 FEET, A CENTRAL ANGLE OF 10 DEGREES 24 MINUTES 55 SECONDS AND BEING SUBTENDED BY A CHORD WHICH BEARS SOUTH 23 DEGREES 53 MINUTES 32 SECONDS WEST 136.15 FEET;
THENCE SOUTHERLY AND SOUTHWESTERLY ALONG SAID CURVE, A DISTANCE OF 136.34 FEET;
THENCE SOUTH 29 DEGREES 06 MINUTES 00 SECONDS WEST TANGENT TO SAID CURVE, A DISTANCE OF 367.59 FEET TO THE BEGINNING OF A CURVE TANGENT TO SAID LINE;
THENCE SOUTHWESTERLY, SOUTHERLY AND SOUTHEASTERLY A DISTANCE OF 287.44 FEET ALONG THE CURVE TO THE LEFT, HAVING A RADIUS OF 300.00 FEET AND A CENTRAL ANGLE OF 54 DEGREES 53 MINUTES 52 SECONDS;
THENCE SOUTH 25 DEGREES 47 MINUTES 52 SECONDS EAST TANGENT TO SAID CURVE, A DISTANCE OF 430.26 FEET TO THE BEGINNING OF A CURVE TANGENT TO SAID LINE;
THENCE SOUTHEASTERLY AND SOUTHERLY A DISTANCE OF 407.54 FEET ALONG THE CURVE TO THE RIGHT, HAVING A RADIUS OF 900.00 FEET AND A CENTRAL ANGLE OF 25 DEGREES 56 MINUTES 41 SECONDS, TO THE INTERSECTION WITH THE EAST LINE OF THE SOUTHEAST ¼ OF SAID SECTION 1;
THENCE ALONG THE EAST LINE OF THE SOUTHEAST ¼ OF SAID SECTION 1, SOUTH 00 DEGREES 08 MINUTES 48 SECONDS WEST TANGENT TO SAID CURVE, A DISTANCE OF 1,121.62 FEET TO THE POINT OF BEGINNING.**

TOGETHER WITH 97 WATER SHARES WITH BIG WOOD CANAL COMPANY, AND 67 SHARES WITH AMERICAN FALLS DISTRICT 2 WATER RIGHTS.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all

Date: **11/08/2021**

Warranty Deed
- continued

File No.: **1011485-J (tc)**

encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: **11/08/2021**

Warranty Deed
- continued

File No.: **1011485-J (tc)**



Gary Eden



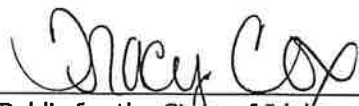
Glenna Eden

STATE OF Idaho)
SS.

COUNTY OF Gooding)
22nd

On this **Nineteenth day of November, 2021**, before me, a Notary Public in and for said State, personally appeared **Gary Eden and Glenna Eden**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.





Notary Public for the State of Idaho
Residing at: Buhl, ID
My Commission Expires: 9-6-2024



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 07, 2021

JK POTATOES LLC
20511 F ST
RUPERT ID 83350-9476

Re: Change in Ownership for Water Right No(s): 37-12782

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) 293-9909.

Sincerely,

Jim Bitzenburg
Senior Water Resource Agent

Enclosure(s)

CC: First American Title Company, Jerome- File #1011485-J



First American Title Company
199 Country Lane, Jerome, ID 83338
Phone (208)324-6822 Fax (208)324-6823

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NOV 29 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

IDWR
650 Addison Ave West Suite 500
Twin Falls, ID 83301

November 22, 2021
File No.: 1011485-J (tc)

Attn:

Re: **Water Right#37-12782**
Property: **2360 East 1300 South Gooding, ID 83330**
Buyer: **JK Potatoes LLC**
Seller: **Gary Eden and Glenna Eden**

Our Check No. **8546** in the amount of **\$25.00**, representing **Water Right#37-12782**.

Sincerely,

Pamela Beauchamp, Assistant for
Tracy Cox, Escrow Officer

pb/pb