

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## Notice of Change in Water Right Ownership

**RECEIVED**  
**SEP 23 2021**  
DEPT 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 #6 of the instructions.

| Water Right/Claim No.  | Split?                       | Leased to Water Supply Bank? | Water Right/Claim No. | Split?                       | Leased to Water Supply Bank? |
|------------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| See Exhibit A attached | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                        | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                        | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                        | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                        | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Box Canyon Land Holdings, LLC  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): L & S Land Holdings, LLC  
New owner(s) as listed on the conveyance document      Name connector ☐ and ☐ or ☐ and/or
- 2930 S. 2300 E.      Wendell      ID      83355  
Mailing address      City      State      ZIP
- 208.536.6148      onaindiarick@bettencourtdairy.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: August 16, 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.

**SUPPORT DATA**

**IN FILE # 36-2232**

8. Signature: [Signature]      Authorized Representative      Date

Signature of new owner/claimant      Title, if applicable

Signature: \_\_\_\_\_      Title, if applicable      Date

Signature of new owner/claimant

**For IDWR Office Use Only:**

Received by SG      Date 9/23/21      Receipt No. 5038846      Receipt Amt. \$400.00

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 bm      Date 10/26/2021

**EXHIBIT A**

**IDWR Notice of Change of Water Right Ownership**

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(Dairy 3)  
36-7387A  
36-7387C  
36-16653  
36-2312D  
36-8367 \*  
36-10098 \*  
36-7387D  
(Heifer Ranch)  
36-2535  
36-11070  
(Tract 7)  
36-2232  
36-8305  
36-15181  
36-4050  
36-10734  
36-10735  
36-10736

\* Duplicates - processed from Ownership Change received  
August 3, 2021.

**Instrument # 274259**  
GOODING COUNTY, GOODING, IDAHO  
08-18-2021 10:33:07 No. of Pages: 10  
Recorded for: TITLEONE - BURLEY  
DENISE GILL Fee: \$15.00  
Ex-Officio Recorder Deputy: DAL  
Electronically Recorded by Simplifile

**SPECIAL WARRANTY DEED**

FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged **BOX CANYON LAND HOLDINGS, LLC**, an Idaho limited liability company, the "Grantor", hereby grants, bargains, sells, and conveys unto **L & S LAND HOLDINGS, LLC**, an Idaho limited liability company, whose address is 2930 S. 2300 E., Wendell, Idaho 83355, the "Grantee", the following described premises located in Gooding County, Idaho, to wit:

**PARCEL NO. 1:**

(Parcel No. 1 of LOP – Tract 7)

TOWNSHIP 8 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN,  
GOODING COUNTY, IDAHO

Section 11: SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

**PARCEL NO. 2:**

(Parcel No. 2 of LOP – Tract 7)

TOWNSHIP 8 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN,  
GOODING COUNTY, IDAHO

Section 11: SW $\frac{1}{4}$ SW $\frac{1}{4}$ , EXCEPTING THEREFROM that portion of land deeded to the State of Idaho by Quitclaim Deed dated December 5, 1941, recorded December 12, 1941 in Book 33 Page 227 as Instrument Number 82315, Gooding County records.

AND EXCEPTING THEREFROM that portion deeded to the State of Idaho by Right of Way Deed dated February 13, 1942, recorded March 26, 1942 in Book 33 Page 296 as Instrument Number 83505, Gooding County records.

**PARCEL NO. 3:**

(Parcel No. 3 of LOP – Tract 7)

TOWNSHIP 8 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN,  
GOODING COUNTY, IDAHO

Section 11: NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; AND that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , described as follows:

Beginning at a point 350 feet North of the Southwest corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Thence South to the Southwest corner thereof;  
Thence East to the Southeast corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Thence North to the center line of the W 28 Canal of the North Side Canal Company;  
Thence following the center line of said Canal to a point straight East of THE POINT OF

BEGINNING;

Thence West to THE POINT OF BEGINNING.

EXCEPT a strip of land 25 feet wide across the South side of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , as set forth in Quitclaim Deed recorded April 10, 1926 in Book 18 Deeds Page 205, AND EXCEPT highway right of way as set forth in Deeds to State of Idaho, as follows:

- a. Recorded November 15, 1941 in Book 33 Deeds Page 190,
- b. Recorded December 10, 1941 in Book 33 Deeds Page 210, records of Gooding County, Idaho.
- c. Dated December 5, 1941, recorded December 12, 1941 in Book 33 Deeds Page 227, Gooding County records.

PARCEL NO. 4:

(Parcel No. 4 of LOP – Tract 7)

TOWNSHIP 8 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN,  
GOODING COUNTY, IDAHO

Section 11: NW $\frac{1}{4}$ SE $\frac{1}{4}$ , EXCEPT a tract of land described as follows:

Beginning at the Northeast corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Thence South along the East boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ , 560 feet;

Thence Northwesterly to a point 560 feet West of the Northeast corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Thence East along the North boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ , 560 feet to the TRUE POINT OF BEGINNING.

PARCEL NO. 5:

(Parcel No. 5 of LOP – Heifer Ranch)

TOWNSHIP 8 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN,  
GOODING COUNTY, IDAHO

Section 15: W $\frac{1}{2}$ SW $\frac{1}{4}$

PARCEL NO. 6:

(Parcel No. 12 of LOP – Dairy 3)

TOWNSHIP 8 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN,  
GOODING COUNTY, IDAHO

Section 25: N $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$

Together with all water rights appurtenant thereto, including but not limited to 155 shares of North Side Canal Co., Ltd. stock, and Water Rights Nos.:

(Dairy 3)

36-7387A

36-7387C

36-16653

36-2312D

36-8367

36-10098

36-7387D

(Heifer Ranch)

36-2535

36-11070

(Tract 7)

36-2232

36-8305

36-15181

36-4050

36-10734

36-10735

36-10736

(The foregoing real property and water rights are referred to below as “the Property”).)

TO HAVE AND TO HOLD, unto Grantee, its successors and assigns forever.

SUBJECT TO the following: (a) general taxes and assessments, which are not yet due and payable; and (b) the encumbrances, easements, restrictions and matters set forth on **EXHIBIT A** attached hereto and incorporated herein (collectively the "Permitted Exceptions").

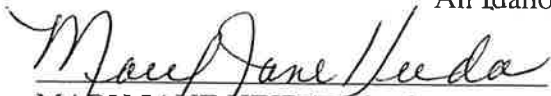
Grantor warrants that it is the owner in fee simple of the Property; that it has not conveyed any interest in the Property to any person other than Grantee; that the Property is free from all encumbrances created or suffered by Grantor, except for the Permitted Exceptions; and that Grantor will warrant and defend the same against all lawful claims of all persons claiming by, through or under Grantor.

IN WITNESS WHEREOF, the parties have executed the within instrument as of the 16 day of August, 2021.

**"GRANTOR"**

BOX CANYON LAND HOLDINGS, LLC

An Idaho limited liability company

  
MARY JANE HEIDA, Member

  
TOM HEIDA, Member

  
JEREMY CRAIG, Member

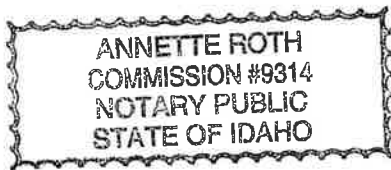
  
JEANNIE ONAINDIA, Member

  
DAWNA CIOCCA, Member

STATE OF IDAHO )  
 )  
:SS.  
County of Jerome )

On this 16 day of Aug, 2021, before me, the undersigned, a Notary Public in and for said County and State, personally appeared MARY JANE HEIDA, as a Member of BOX CANYON LAND HOLDINGS, LLC, an Idaho limited liability company, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same on behalf of said company.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.

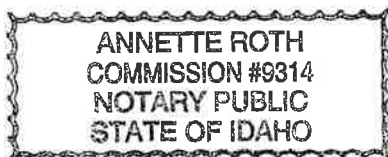


Annette Roth  
NOTARY PUBLIC for Idaho  
Residing at: Rupert Id  
Commission Expires: 8-4-2023

STATE OF IDAHO )  
 )  
:SS.  
County of Jerome )

On this 16 day of August, 2021, before me, the undersigned, a Notary Public in and for said County and State, personally appeared JEANNIE ONAINDIA, as a Member of BOX CANYON LAND HOLDINGS, LLC, an Idaho limited liability company, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that she executed the same on behalf of said company.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.

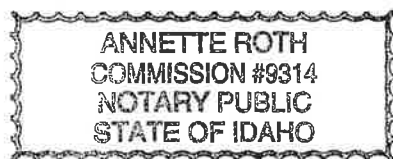


Annette Roth  
NOTARY PUBLIC for Idaho  
Residing at: Rupert Id  
Commission Expires: 8-4-2023

STATE OF IDAHO )  
 )  
:SS.  
County of Jerome )

On this 16 day of August, 2021, before me, the undersigned, a Notary Public in and for said County and State, personally appeared TOM HEIDA, as a Member of BOX CANYON LAND HOLDINGS, LLC, an Idaho limited liability company, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that she executed the same on behalf of said company.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.

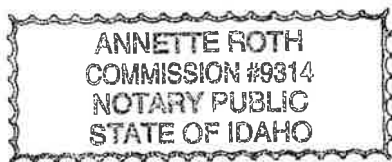


Annette Roth  
NOTARY PUBLIC for Idaho  
Residing at: Rupert Id  
Commission Expires: 8-4-2023

STATE OF IDAHO )  
 )  
:SS.  
County of Jerome )

On this 17 day of August, 2021, before me, the undersigned, a Notary Public in and for said County and State, personally appeared JERIMY CRAIG, as a Member of BOX CANYON LAND HOLDINGS, LLC, an Idaho limited liability company, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same on behalf of said company.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.

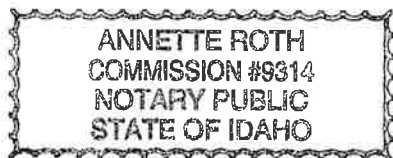


Annette Roth  
NOTARY PUBLIC for Idaho  
Residing at: Rupert, ID  
Commission Expires: 8-4-2023

STATE OF IDAHO )  
 )  
:SS.  
County of Jerome )

On this 16 day of August, 2021, before me, the undersigned, a Notary Public in and for said County and State, personally appeared DAWNA CIOCCA, as a Member of BOX CANYON LAND HOLDINGS, LLC, an Idaho limited liability company, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that she executed the same on behalf of said company.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.



Annette Roth  
NOTARY PUBLIC for Idaho  
Residing at: Rupert, ID  
Commission Expires: 8-4-2023

## EXHIBIT A

1. Taxes and Assessments for 2021 and subsequent years.
2. Liens, levies, and assessments of any and all irrigation districts, including but not limited to the American Falls Reservoir District, and the rights, powers, and easements of said district as provided by law.
3. The land described herein is located within the boundaries of North Side Canal Company Irrigation District and is subject to any assessments levied thereby.
4. Liens, levies, and assessments of any and all irrigation districts, including but not limited to the Lower Snake River Aquifer Recharge District, and the rights, powers, and easements of said district as provided by law.
5. Liens, levies, and assessments of any and all irrigation districts, including but not limited to the North Snake Ground Water District, and the rights, powers, and easements of said district as provided by law.
6. Right-of-way for canals, laterals and waste ditches and the rights of access thereto for maintenance of said North Side Canal Company.
7. Right of way for ditches, tunnels, telephone, and distribution lines constructed by authority of the United States, as granted to the United States under the provisions of Section 58-604 Idaho Code.
8. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: June 4, 1929  
Book 3 at Page 278  
Instrument No.: 48477
9. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: September 6, 1940  
Instrument No.: 78120
10. Easement contained in Right of Way Deed given by Gooding County to the State of Idaho, dated October 9, 1941, recorded December 10, 1941 as Instrument Number 82297, Gooding County records.
11. Conditions and restrictions contained in Quitclaim Deed given by W. Dennis and Louella M. Dennis, husband and wife, the parties of the first part, and State of Idaho, the party of the second part, dated December 5, 1941, recorded December 12, 1941 in Book 33 Page 227 as Instrument Number 82315, Gooding County records, affecting a portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$  and a portion of the NW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 11, Township 8 South, Range 14, East Boise Meridian.
12. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation

- Purpose: Public Utilities  
Recorded: March 8, 1950  
Book 6 at Page 497  
Instrument No.: 111114
13. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: March 19, 1955  
Book 7 at Page 388  
Instrument No.: 126748
14. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: March 19, 1955  
Book 7 at Page 390  
Instrument No.: 126750
15. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: March 19, 1955  
Book 7 of Misc. at Page 393  
Instrument No.: 126755
16. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: March 27, 1962  
Instrument No.: 4118
17. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: May 2, 1967  
Instrument No.: 21715
18. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: April 16, 1969  
Instrument No.: 28421

19. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: January 17, 1972  
Instrument No.: 38674
20. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: May 24, 1972  
Instrument No.: 40566
21. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: October 12, 1972  
Instrument No.: 042268
22. Easement given by Spencer Peterson and Zola Peterson, husband and wife, to Darwin High and Helen High, husband and wife, dated August 31, 1974, recorded October 15, 1974 as Instrument Number 52049, Gooding County records, granting an easement over a portion of the S $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 11, Township 8 South, Range 14, East Boise Meridian, and NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 11, Township 8 South, Range 14, East Boise Meridian, for the purpose of building a road to allow ingress and egress to the NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 11, Township 8 South, Range 14, East Boise Meridian.
23. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: October 11, 1977  
Instrument No.: 66904
24. Well Agreement by and between Dewey D. Durfee and Ynes V. Durfee, husband and wife, first party, and James M. Durfee and Brenda J. Durfee, husband and wife, second party, dated October 11, 1979, recorded October 11, 1979 as Instrument Number 79257, Gooding County records.
25. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: June 27, 1980  
Instrument No.: 83912
26. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation

Purpose: Public Utilities

Recorded: April 7, 1981

Instrument No.: 88743

27. Effect, if any, of Agreement by and between North Side Canal Company, Ltd., and Aardema-Heida Dairy, a general partnership comprised of Frans and Cornelia Aardema, husband and wife, and Thomas and Mary Jane Heida, husband and wife, dated April 24, 1992, recorded May 11, 1992 as Instrument Number 148667, Gooding County records, which pertains to the W-54 Lateral canal which presently traverses Gooding County lands in Sections 11, 12, 13, 14 and 15 in Township 8 South, Range 14, East Boise Meridian.
28. Order of The Board of Directors of the North Snake Ground Water District on the Petitions for Annexation of Land and Facilities into the North Snake Ground Water District, dated June 18, 2002, recorded July 18, 2002 as Instrument Number 196111, Gooding County records. (Box Canyon Dairy - 25-8-14 SWSW, SESW, SWSE, NENE)
29. Terms and conditions of an Agreement by and between Box Canyon Dairy, an Idaho general partnership, Frans Aardema, Tom Heida, Jerimy Craig and Jeannie Wolverton, Partners, and Southfield Dairy, dated December 2, 2008, recorded December 2, 2008 as Instrument No. 228727, Gooding County records, pertaining to setback portions of Gooding County Ordinance No. 90 as to increased animal units.
30. Terms and conditions of an Agreement by and between Box Canyon Dairy, an Idaho general partnership, Frans Aardema, Tom Heida, Jerimy Craig and Jeannie Wolverton, Partners, and Isidro Chavez, an unmarried man, dated December 2, 2008, recorded December 2, 2008 as Instrument No. 228728, Gooding County records, pertaining to setback portions of Gooding County Ordinance No. 90 as to increased animal units.

## Maline, Denise

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**From:** Maline, Denise  
**Sent:** Friday, October 29, 2021 3:21 PM  
**To:** Invoices  
**Subject:** Refund request  
**Attachments:** Refund Request - TitleOne Burley (L & S Land Holdings).pdf

Good afternoon,

Attached please find (2) refund requests being submitted for processing. The are both for TitleOne in Burley; but 2 separate receipts / transactions. Please let me know if there are any questions.

Thank you & Happy Friday!

Denise

**Denise Maline, Administrative Assistant**  
**Idaho Dept of Water Resources, Southern Region**  
**650 Addison Ave W Ste 500**  
**Twin Falls ID 83301-5858**  
**(208) 293-9908**  
[denise.maline@idwr.idaho.gov](mailto:denise.maline@idwr.idaho.gov)

# Idaho Department of Water Resources Receipt

Receipt ID: S038846

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|                |                                                                                                                                                |               |           |        |          |
|----------------|------------------------------------------------------------------------------------------------------------------------------------------------|---------------|-----------|--------|----------|
| Payment Amount | \$400.00                                                                                                                                       | Date Received | 9/23/2021 | Region | SOUTHERN |
| Payment Type   | Check                                                                                                                                          | Check Number  | 36957     |        |          |
| Payer          | TITLEONE                                                                                                                                       |               |           |        |          |
| Comments       | CHANGE OF OWNERSHIP FROM: BOX CANYON LAND HOLDINGS, LLC<br>TO: L&S LAND HOLDINGS, LLC.<br>(16) WR#S, 36-2535, ETC.<br>DOCUMENT NUMBER: R220298 |               |           |        |          |

## Fee Details

| Amount   | Description                          | PCA   | Fund | Fund Detail | Subsidiary | Object |
|----------|--------------------------------------|-------|------|-------------|------------|--------|
| \$400.00 | OWNERSHIP CHANGES/SECURITY INTERESTS | 64140 | 0229 | 21          |            | 1155   |

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COPY

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Signature Line (Department Representative)

2 of the water rights involved in this Ownership Change are duplicates. They were included on an Ownership Change received August 3, 2021: S038743

**Please issue a \$50.00 refund to:**

TitleOne

PO Box 177

Burley ID 83318-0177

(208) 878-3524

*Dm 10/29/2021*



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](mailto:southerninfo@idwr.idaho.gov) • Web: [idwr.idaho.gov](http://idwr.idaho.gov)

**Governor Brad Little**

**Director Gary Spackman**

October 27, 2021

L & S LAND HOLDINGS LLC  
2930 S 2300 E  
WENDELL ID 83355-3150

Re: Change in Ownership for Water Right No(s): 36-2232, 36-2312D, 36-2535, 36-4050,  
36-7387A, 36-7387C, 36-7387D, 36-8305, 36-8367, 36-10098, 36-10734, 36-10735, 36-10736,  
36-11070, 36-15181 & 36-16653

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. While processing this Notice, the following items were noted:

- Water right no(s). 36-8367 and 36-10098 are duplicate filings. These rights were included on a Notice of Change in Water Right Ownership filed on August 3, 2021; which has also recently been completed and copies will be sent under separate cover. A refund in the amount of \$50 has been submitted for processing and will be sent to TitleOne in Burley.
- Michael H Felton Jr. is listed as attorney of record on water right no(s). 36-11070 and 36-15181. Mr. Felton can be removed from the water right records with written authorization from you, your attorney of record, or Mr. Felton.

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.

If you have any questions concerning the enclosed information, please contact me at (208) 293-9908.

Sincerely,

*Denise Maline*

Denise Maline  
Administrative Assistant 1

Enclosure(s)

c: Metropolitan Life Insurance Company, Overland Park, KS  
Metropolitan Life Insurance Company, Fresno, CA  
Kimberly Williams, attorney  
TitleOne, Burley (File #21424258)  
Water District 130



211 West 13th Street  
Burley, ID 83318  
Ph. (208) 881-0087  
Fx. (866) 582-7546  
www.titleonecorp.com

ID Dept. of Water Resources  
650 Addison Avenue West, Ste. 500  
Twin Falls, ID 83301

RECEIVED

SEP 23 2021

DEPT OF WATER RESOURCES  
SOUTHERN REGION

Date: 09/21/2021

Escrow No. 21424258

Bettencourt Dairies, LLC and L & S Land Holdings, LLC/Box Canyon Land Holdings, LLC

Dear Clerk:

Enclose with this letter please find the following documents in connection with the above referred to transaction:

- The original executed Notice of Change in Water Right Ownership
- A copy of the original recorded Special Warranty Deed
- TitleOne check no. 36957 made payable to Idaho Department of Water Resources in the amount of \$400.00 for the transfer fees

Please make the necessary changes in the records to indicate the new Owner for future water assessments and notices. Please send a receipted copy to this office to Ashley Martinkus, TitleOne, P. O. Box 177, Burley, ID 83318.

Should you have any questions, please do not hesitate to contact this office at the number listed above.

Very truly yours,  
TITLEONE

Nancy Garrett  
Ag Escrow Assistant

AR/nrg  
Enc.  
FedEx