

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

Fees rec'd 9/14/2021
RECEIVED

SEP 09 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?
36-8532	Yes ☐	Yes ☐	36-15747	Yes ☐	Yes ☐
36-14833	Yes ☐	Yes ☐	36-15749	Yes ☐	Yes ☐
36-14834	Yes ☐	Yes ☐	36-15757	Yes ☐	Yes ☐
36-14835	Yes ☐	Yes ☐		Yes ☐	Yes ☐
36-15745	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: G & G Dairy; Giltner, Bill; Griffith, Mike
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): See deed Pittcock & Sons Dairy LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 54 N 200 E Jerome ID 83338
Mailing address City State ZIP
208-539-3857 spittcock1@hotmail.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: 4/7/2014
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):
 - ☐ \$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.

SUPPORT DATA

IN FILE # 36-8532

8. Signature: [Signature] President 6-3-2021
Signature of new owner/claimant Title, if applicable Date

Signature: [Signature] Secretary 4/3/2021
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SG Date 9/14/21 Receipt No. 5038830 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 [Signature] Date 9-23-2021

WARRANTY DEED

FOR VALUE RECEIVED,

G & G DAIRY, an Idaho partnership, WILLIAM C. GILTNER and SUZANNE J. GILTNER, husband and wife, and MIKE D. GRIFFITH and JILL M. GRIFFITH, husband and wife, partners, the "Grantor", does hereby grant, bargain, sell and convey unto **M & P DAIRY, LLC**, an Idaho limited liability company, ROBERT GILTNER, Jr. and LINDA L. GILTNER, husband and wife, LUKE MCCOY and TANI MCCOY, husband and wife, SCOTT GILTNER and HOLLY GILTNER, husband and wife, and BRIAN PITTOCK and SANDY PITTOCK, husband and wife, members, whose address is 248 E 200 N, Jerome ID 83338, the "Grantee", the following described premises located in Jerome County, Idaho, to wit:

PARCEL NO. 1:

TOWNSHIP 8 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 4: SE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$;

EXCEPTING THEREFROM that portion deeded to the State of Idaho by Right of Way Deeds recorded June 5, 1939 in Book 121 Page 27 as Instrument Number 73704, and recorded July 24, 1939 in Book 121 Page 40 as Instrument Number 74086, and recorded January 14, 1941 in Book 121 Page 195 as Instrument Number 78839, Jerome County records.

PARCEL NO. 2:

TOWNSHIP 8 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

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

Together with all water rights appurtenant thereto, including but not limited to the following:

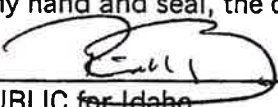
Water Right No. 36-08532
Water Right No. 36-14833
Water Right No. 36-14834

** 36-14856 was split into 36-15756 & 36-15757 in 2003.

STATE OF IDAHO)
)
 ss:
County of Jerome)

On this 30th day of April, 2004, before me, the undersigned, a Notary Public in and for said County and State, personally appeared SUZANNE J. GILTNER, Partner in G & G Dairy, an Idaho partnership, 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 partnership.

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



NOTARY PUBLIC for Idaho
Residing at: Jerome, Id
Commission Expires: 7-30-09

**RICK BERNSEN
NOTARY PUBLIC
STATE OF IDAHO**

STATE OF IDAHO)
)
 ss:
County of Jerome)

On this 30th day of April, 2004, before me, the undersigned, a Notary Public in and for said County and State, personally appeared MIKE D. GRIFFITH, Partner in G & G Dairy, an Idaho partnership, 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 partnership.

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



NOTARY PUBLIC for Idaho
Residing at: Jerome, Id
Commission Expires: 7-30-09

**RICK BERNSEN
NOTARY PUBLIC
STATE OF IDAHO**

STATE OF IDAHO)
)
 ss:
County of Jerome)

On this 30th day of April, 2004, before me, the undersigned, a Notary Public in and for said County and State, personally appeared JILL M. GRIFFITH, Partner in G & G Dairy, an Idaho partnership, 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 partnership.

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



**RICK BERNSEN
NOTARY PUBLIC
STATE OF IDAHO**

NOTARY PUBLIC for Idaho
Residing at: Jerome, Id
Commission Expires: 7-30-09

**RICK BERNSEN
NOTARY PUBLIC
STATE OF IDAHO**

EXHIBIT A

SUBJECT TO:

1. 2004 taxes and subsequent years, taxes are an accruing lien, not yet due or payable.
2. Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided. (Assessment is due and payable, but not yet delinquent.)
3. Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.
4. Agreement between E. V. Cooke and Eunice B. Cooke, husband and wife, and Neile Larsen, Lauritz Larsen, dated February 2, 1920, for use of domestic well, recorded February 25, 1920 in Book 72 of Miscellaneous Page 60 as Instrument Number 5588, Jerome County records. (Parcel No. 1)
5. Terms and conditions of an Agreement by and between E. V. Cooke and Eunice B. Cooke, husband and wife, parties of the first part, and Neils Larsen, Laurita Larsen and Martin T. Larsen, parties of the second part, dated February 2, 1920, recorded September 23, 1924 in Book 69 Page 342 as Instrument Number 25423, Jerome County records, wherein parties of the first part grant an easement for conveying water for domestic use from lands of the parties of the first part for the benefit of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 4, Township 8 South, Range 17 East, Boise Meridian, and other lands. (Parcel No. 2)
6. Power Line Easement given by Fred Otto and Rosa Otto, husband and wife, to Idaho Power Company, a corporation, dated December 6, 1930, recorded February 27, 1931 in Book 98 Miscellaneous Page 554 as Instrument Number 46692, Jerome County records, affecting a portion of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, Township 8 South, Range 17, East Boise Meridian.
7. Easement contained in Right of Way Deeds from Fred Otto and Rosa Otto, his wife, to the State of Idaho, dated March 11, 1939, recorded June 5, 1939 in Book 121 of Deeds Page 27 as Instrument Number 73704 and dated June 12, 1939, recorded July 24, 1939 in Book 121 of Deeds Page 40 as Instrument Number 74086 and dated December 9, 1940, recorded January 14, 1941 in Book 121 of Deeds, Page 195 as Instrument Number 78839, Jerome County records, affecting a portion of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 4, Township 8 South, Range 17, East Boise Meridian.

-Continued-

CONTINUATION

8. Easement contained in Right of Way Deed given by Norman C. Eakin and Helen M. Eakin, husband and wife, Grantors, to the State of Idaho, Grantee, dated March 13, 1939, recorded June 5, 1939 in Book 121 Page 30 as Instrument Number 73707, Jerome County records, wherein it is hereby granted an easement adjacent to a portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 4, Township 8 South, Range 17 East, Boise Meridian, for relocation of all irrigation and drainage ditches and structures and such surface drain ditches as may be necessary to the proper construction of the highway. Construction or relocation of right of way fencing shall be by and at the sole expense of the Jerome Highway District No. 7, and Grantors further agree that no advertising or other signs will be erected on said fence without the written consent of the Commissioner of Public Works. (Parcel No. 2)
9. Power Line Easement given by Bill Giltner to Idaho Power Company, a corporation, dated March 19, 1997, recorded August 29, 1997 as Instrument Number 973652, Jerome County records, affecting SE $\frac{1}{4}$ Section 4, Township 8 South, Range 17 East of the Boise Meridian. (Parcel 1)
10. Grant of Easement by and between William C. Giltner and Suzanne J. Giltner, husband and wife, Grantors, and Tim L. Petterson and Rebecca L. Petterson, husband and wife, Grantees, dated September 21, 1998, recorded September 21, 1998 as Instrument Number 985461, Jerome County records, affecting Section 4 Township 8 South, Range 17 East of the Boise Meridian. (Parcel 1 and 2)
11. Unpaid Balance of that certain Mortgage that secures a note payment, together with interest and any other obligations secured thereby

Recorded: November 19, 1998 as Instrument No. 987011, records of Jerome County, Idaho.

Dated: November 18, 1998

Mortgagor: G & G Dairy, a partnership

Mortgagee: D. L. Evans Bank

ASSIGNED TO: U.S. Bank Trust National Association, as Custodian/Trustee, c/o Lend Lease Agribusiness, Inc. by an Assignment of Mortgage, dated November 18, 1998 and recorded November 19, 1998 as Instrument No. 987012, records of Jerome County, Idaho. (Parcels 1 and 2)

MODIFICATION AGREEMENT dated December 22, 1999, recorded December 20, 1999 as Instrument Number 996470, Jerome County records.

-Continued-

CONTINUATION

12. Financing Statement between G & G Dairy, a partnership, William C. Giltner, Suzanne J. Giltner, Mike Griffith, and Jill Griffith, as Debtors, and D. L. Evans Bank, as Secured Party, U.S. Bank Trust National Association as Custodian/Trustee, c/o Lend Lease Agribusiness, Inc. as Assignee, filed November 19, 1998 as Instrument No. 987013, records of Jerome County, Idaho. CONTINUATION filed August 20, 2003 as Instrument Number 2035068, Jerome County records.
13. Unpaid balance of A Real Estate Mortgage (With Future Advance Clause) to secure an original indebtedness of \$865,000.00, and any other amounts and/or obligations secured thereby.
Recorded: December 28, 1999, as Instrument No. 996473, Jerome County records.
Mortgagor: G & G Dairy, a Partnership
Mortgagee: D.L. Evans Bank
Assigned to U.S. Bank Trust National Association, as Custodian/Trustee, c/o Lend Lease Agribusiness, Inc. by instrument recorded December 28, 1999, as Instrument No. 996474, Jerome County records.
(Covering additional property)
14. Financing Statement between G & G Dairy, a Partnership, as Debtor, and D.L. Evans Bank, as Secured Party, U.S. Bank Trust National Assoc. as Custodian/Trustee c/o Lend Lease Agribusiness, Inc., as Assignee, filed December 28, 1999 as Instrument Number 996475, records of Jerome County, Idaho. CONTINUATION filed July 1, 2003 as Instrument Number 2033988, Jerome County records.
(Covering additional property)
15. 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 2023779, Jerome County records. (Pettersen Dairy - 08S 17E 04 SESW)

END OF EXHIBIT A



0003387456

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***AMENDMENT TO CERTIFICATE OF ORGANIZATION OF
LIMITED LIABILITY COMPANY**

Idaho Secretary of State

PO Box 83720

Boise, ID 83720-0080

(208) 334-2301

Filing Fee: \$30.00 - Make Checks Payable to Secretary of State

*For Office Use Only***-FILED-**

File #: 0003387456

Date Filed: 1/3/2019 2:12:44 PM

B0136-4218 01/03/2019 2:12 PM Received by ID Secretary of State Lawrence Denney

Amendment to Certificate of Organization of Limited Liability Company																													
The current name of the limited liability company is:		M & P DAIRY, LLC																											
The file number of this entity on the records of the Idaho Secretary of State is:		0000093641																											
The date the certificate of organization was originally filed:		2003-11-10 09:28:14.000																											
1. Limited Liability Company Name																													
Change Limited Liability Company Name?		I want to change the name of the LLC																											
Entity name		PITTOCK & SONS DAIRY, LLC																											
2. The complete street address of the principal office is amended to:																													
Principal Office Address		54 N 200 E JEROME, ID 83338-5436																											
3. The mailing address of the principal office is amended to:																													
Mailing Address		54 N 200 E JEROME, ID 83338-5436																											
4. Managers and Members																													
<table border="1"><thead><tr><th>Name of individual or organization</th><th>Title</th><th>Address</th></tr></thead><tbody><tr><td>LUKE MCCOY</td><td>Member</td><td>142 SOUTH 600 EAST JEROME, ID 83338</td></tr><tr><td>TANI MCCOY</td><td>Member</td><td>142 SOUTH 600 EAST JEROME, ID 83338</td></tr><tr><td>ROBERT GILTNER JR</td><td>Member</td><td>79 SOUTH 200 EAST JEROME, ID 83338</td></tr><tr><td>LINDA L GILTNER</td><td>Member</td><td>79 SOUTH 200 EAST JEROME, ID 83338</td></tr><tr><td>SCOTT GILTNER</td><td>Member</td><td>65 SOUTH 200 EAST JEROME, ID 83338</td></tr><tr><td>HOLLY GILTNER</td><td>Member</td><td>65 SOUTH 200 EAST JEROME, ID 83338</td></tr><tr><td>SANDY PITTOCK</td><td>Member</td><td>54 NORTH 200 EAST JEROME, ID 83338</td></tr><tr><td>BRIAN PITTOCK</td><td>Member</td><td>54 NORTH 200 EAST JEROME, ID 83338</td></tr></tbody></table>			Name of individual or organization	Title	Address	LUKE MCCOY	Member	142 SOUTH 600 EAST JEROME, ID 83338	TANI MCCOY	Member	142 SOUTH 600 EAST JEROME, ID 83338	ROBERT GILTNER JR	Member	79 SOUTH 200 EAST JEROME, ID 83338	LINDA L GILTNER	Member	79 SOUTH 200 EAST JEROME, ID 83338	SCOTT GILTNER	Member	65 SOUTH 200 EAST JEROME, ID 83338	HOLLY GILTNER	Member	65 SOUTH 200 EAST JEROME, ID 83338	SANDY PITTOCK	Member	54 NORTH 200 EAST JEROME, ID 83338	BRIAN PITTOCK	Member	54 NORTH 200 EAST JEROME, ID 83338
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BRIAN PITTOCK	Member	54 NORTH 200 EAST JEROME, ID 83338																											
Signature of Authorized Person:																													
<u>SANDY PITTOCK</u>		<u>01/03/2019</u>																											
Sign Here		Date																											



0004081720

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State

PO Box 83720

Boise, ID 83720-0080

(208) 334-2301

Filing Fee: \$0.00

*For Office Use Only***-FILED-**

File #: 0004081720

Date Filed: 12/2/2020 9:51:56 AM

B0556-8366 12/02/2020 9:52 AM Received by ID Secretary of State Lawrence Denney

Entity Name and Mailing Address:

Entity Name:

PITTOCK & SONS DAIRY, LLC

The file number of this entity on the records of the Idaho Secretary of State is: 0000093641

Address

54 N 200 E
JEROME, ID 83338-5436

Entity Details:

Entity Status

Active-Existing

This entity is organized under the laws of:

IDAHO

If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: W26815

The registered agent on record is:

Registered Agent

SANDY PITTOCK
Registered Agent

Physical Address

54 N 200 E
JEROME, ID 83338

Mailing Address

Agent or Address Change

☐ Select if you are appointing a new agent.

Limited Liability Company Managers and Members

Name	Title	Business Address
SANDY L PITTOCK	Member	54 NORTH 200 EAST JEROME, ID 83338

The annual report must be signed by an authorized signer of the entity.

SANDY PITTOCK12/02/2020

Sign Here

Date

Job Title: MEMBER



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

September 23, 2021

PITTOCK & SONS DAIRY LLC
54 N 200 E
JEROME ID 83338-5436

LUKE & TANI MC COY
54 N 200 E
JEROME ID 83338-5436

ROBERT GILTNER JR & LINDA GILTNER
54 N 200 E
JEROME ID 83338-5436

BRIAN M & SANDY L PITTOCK
54 N 200 E
JEROME ID 83338-5436

SCOTT R & HOLLY L GILTNER
54 N 200 E
JEROME ID 83338-5436

Re: Change in Ownership & Notice of Security Interest for Water Right No(s): 36-8532, 36-14833, 36-14834, 36-14835, 36-15745, 36-15747, 36-14749 & 36-14757

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department also acknowledges receipt of correspondence adding security interest of the above referenced water right(s) to Idaho AgCredit FLCA. 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) 293-9908.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

c: Idaho AgCredit FLCA, Twin Falls Idaho
Water District 130