

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## Notice of Change in Water Right Ownership

**RECEIVED**  
JUN 16 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 36-7460X              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 36-15530              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 36-13847              | 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: Donald H. German (36-7460X), Donald H German and Theresa A. German (36-15530), and  
Name of current water right holder/claimant Steve D. Allison and Marilee D. Allison (36-13847)
3. New Owner(s)/Claimant(s): Millenkamp Properties, L.L.C.

New owner(s) as listed on the conveyance document      Name connector ☐ and ☐ or ☐ and/or

471 N. 300 W.      Jerome      ID      83338  
Mailing address      City      State      ZIP

(208) 731-5518      \_\_\_\_\_  
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: 6/4/2021
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 # 36-7460X

8. Signature: *William J. Millenkamp*      Manager      6/14/2021  
Signature of new owner/claimant      Title, if applicable      Date
- Signature: \_\_\_\_\_      \_\_\_\_\_      \_\_\_\_\_  
Signature of new owner/claimant      Title, if applicable      Date

**For IDWR Office Use Only:**

Received by SC      Date 6/16/21      Receipt No. 5038636      Receipt Amt. \$75.00

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 *JA*      Date 7-13-21

**Instrument # 2213275**  
JEROME COUNTY, JEROME, IDAHO  
06-04-2021 04:09:05 PM No. of Pages: 4  
Recorded for: TITLEONE - TWIN FALLS  
MICHELLE EMERSON Fee: \$15.00  
Ex-Officio Recorder Deputy: jw  
Electronically Recorded by Simplifile

Recording Requested by:

Givens Pursley LLP  
Attn: L. Edward Miller  
601 W. Bannock Street  
Boise, Idaho 83702

ELECTRONICALLY RECORDED  
STAMPED FIRST PAGE NOW  
INCORPORATED AS PART OF  
THE ORIGINAL DOCUMENT.

21414056

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

### SPECIAL WARRANTY DEED

FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged **DON GERMAN and THERESA ANN GERMAN, aka DON H. GERMAN and THERESA A. GERMAN** ("Grantors") hereby grant, bargain, sell, and convey unto **MILLENKAMP PROPERTIES, L.L.C.**, an Idaho limited liability company, whose address is 471 N. 300 W., Jerome, Idaho 83338 ("Grantee"), the following described real property located in Jerome County, Idaho (the "Premises"):

#### PARCEL 1

TOWNSHIP 7 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,  
JEROME COUNTY, IDAHO

Section 26: SE $\frac{1}{4}$ SW $\frac{1}{4}$

#### PARCEL 2

TOWNSHIP 7 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,  
JEROME COUNTY, IDAHO

Section 26: SW $\frac{1}{4}$ SW $\frac{1}{4}$

TOGETHER WITH all appurtenances, easements, rights of access, fixtures, buildings, and improvements located thereon and all of Grantor's right, title, and interest in and to any and all water and water rights (represented by license, decree, permit or otherwise), including but not limited to decreed water right nos. 36-7460, 36-13847, and 36-15530, any and all wells, well rights, permits, and licenses, ditches and ditch rights, storage and storage rights, including all such rights represented by shares in any ditch, canal, or irrigation company, including but not limited to 80 shares of the North Side Canal Company, Ltd. (represented by Certificate Nos. 18618 and 22756), and any other rights in and to water; all minerals, privileges, and other rights appurtenant thereto; streets, alleys, and rights of way adjacent thereto; all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining to; the reversion and reversions, remainder and remainders, rents, issues, and profits thereof; and all estate, right, title, and interest in and to the Premises, as well in law as in equity (together with the Premises, the "Property")

Recording Requested by:

Givens Pursley LLP  
Attn: L. Edward Miller  
601 W. Bannock Street  
Boise, Idaho 83702

21414056

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TO HAVE AND TO HOLD the Property unto Grantee, its successors and assigns forever, subject to all taxes and other assessments not yet due and payable and to only the matters set forth on Exhibit A, attached hereto and incorporated herein by this reference (the “**Permitted Exceptions**”).

AND GRANTORS do hereby warrant that they are the owners in fee simple of the Property; that they have 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 Grantors, except for the Permitted Exceptions; and that Grantors will warrant and defend the same against all lawful claims of all persons claiming by, through or under Grantors.

*[signature page follows]*

IN WITNESS WHEREOF, the parties have executed the within instrument as of the 4 day of June, 2021.

**"GRANTORS"**



DON GERMAN  
aka DON H. GERMAN

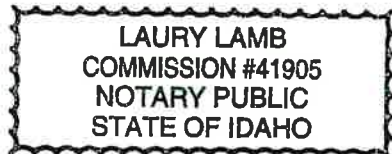


THERESA ANN GERMAN,  
aka THERESA A. GERMAN

STATE OF IDAHO     )  
                                  )SS.  
County of Jerome )

On this 4 day of June, 2021, before me, the undersigned, a Notary Public in and for said County and State, personally appeared DON GERMAN, aka DON H. GERMAN, 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.

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

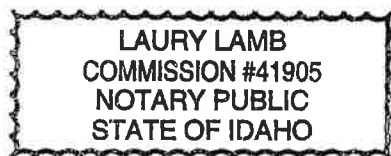


  
NOTARY PUBLIC for Idaho  
Residing at: Jerome, ID  
Commission Expires: 04/02/2022

STATE OF IDAHO     )  
                                  )SS.  
County of Jerome )

On this 4 day of June, 2021, before me, the undersigned, a Notary Public in and for said County and State, personally appeared THERESA ANN GERMAN, aka THERESA A. GERMAN, 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.

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



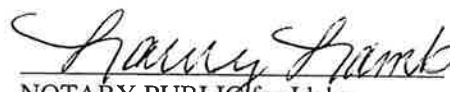
  
NOTARY PUBLIC for Idaho  
Residing at: Jerome, ID  
Commission Expires: 04/02/2022

**Exhibit A**  
**Permitted Exceptions**

1. Taxes and Assessments for 2021 and subsequent years, which are a lien not yet due and payable.
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. Liens, levies, and assessments of any and all irrigation districts, including but not limited to the North Side Canal Company, and the rights, powers, and easements of said district as provided by law.
4. 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.
5. 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.
6. Insurance to any movable and/or non-fixed mobile homes or manufactured housing units located on the land described herein, which do not constitute permanent improvements to the real property, is hereby excepted.
7. Right-of-way for roads, canals, laterals and waste ditches and the rights of access thereto for maintenance of said ditches, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.
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: September 9, 1981

Instrument No. 260121



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858  
Phone: (208)736-3033 • Fax: (208)736-3037 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

July 13, 2021

MILLENKAMP PROPERTIES LLC  
471 N 300 W  
JEROME ID 83338-5078

Re: Change in Ownership for Water Right Nos: 36-7460X, 36-13847 & 36-15530

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records and has enclosed a computer-generated report for you.

Please note, Rabo Agrifinance LLC is identified as a security interest holder on water rights 36-7460X & 36-15530. If this is no longer correct, it can be removed from the right upon written notice from the security interest holder that the interest has been terminated.

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.

Also 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) 736-3033.

Sincerely,

Bill Mills

Water Resource Agent, Senior

Enclosures

c: RABO AGRIFINANCE LLC; Water District 130 (36-7460X)



RECEIVED

JUN 16 2021

DEPT OF WATER RESOURCES  
SOUTHERN REGION

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

***Via UPS Overnight Delivery***

Idaho Dept of Water Resources  
650 Adison Ave W, Ste 500  
Twin Falls, ID 83301

Date: June 14, 2021

Re: Escrow No. 21414056 ~ Millenkamp Properties, L.L.C., an Idaho limited liability company

In connection with the above referenced transaction, I am enclosing the following:

- TitleOne Check no. 35598 in the amount of \$75.00
- Notice of Change in Water Right Ownership, Water Rights 36-7460X, 36-15530, 36-13847
- Copy of the Recorded Warranty Deed, Instrument No. 2213275, Jerome County, Idaho

Your business is greatly appreciated. Please forward confirmation to my attention.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Laury Jo Lamb  
(208) 324-5613  
llamb@titleonecorp.com