

RECEIVED

APR 16 2020

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APR 10 2020

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources Southern Region

APR 06 2020

DEPT OF WATER RESOURCES SOUTHERN REGION

Notice of Change in Water Right Ownership

WATER RESOURCES WESTERN 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.

Table with 6 columns: Water Right/Claim No., Split?, Leased to Water Supply Bank?, Water Right/Claim No., Split?, Leased to Water Supply Bank?. Rows include entries for 34-10057, 34-14311, 34-12365, 34-490, and 34-459, with split and leased status indicated by checkboxes and handwritten 'OK' marks.

2. Previous Owner's Name: Notch Butte Farms, LLC
3. New Owner(s)/Claimant(s): John Lezamiz Family Limited Partnership
847 Canyon Spring Road, Twin Falls, ID 83301

- 4. If the water rights and/or adjudication claims were split, how did the division occur?
[X] The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.

5. Date you acquired the water rights and/or claims listed above: 3/18/2020

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.

- 7. This form must be signed and submitted with the following REQUIRED items:
[X] A copy of the conveyance document - warranty deed, quitclaim deed, court decree, contract of sale, etc.
[X] 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.
[X] 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.

SUPPORT DATA

IN FILE # 34-374B

8. Signature: [Signature] Manager of General Partner, Date: 2/28/2020

For IDWR Office Use Only:

Received by: KT Date: 04/06/2020 Receipt No.: W048171 Receipt Amt.: \$525.00
Active in the Water Supply Bank? Yes [] No []
Name on W-9: Approved by: JB Processed by: JB Date: 4/1/20

Instrument # 257797

CHALLIS, CUSTER, IDAHO
03-18-2020 12:39:19 No. of Pages: 4
Recorded for: FIRST AMERICAN TITLE AND ESCROW C
Lura H. Baker Fee: \$15.00
Ex-Officio Recorder Deputy: TH

Recording Requested By and
When Recorded Return to:

Justin Cranney
HAWLEY TROXELL ENNIS & HAWLEY LLP
P.O. Box 1617
Boisé, Idaho 83701

Send Tax Notices to:

John Lezamiz Family Limited Partnership
847 Canyon Spring Road
Twin Falls, Idaho 83301

ELECTRONICALLY RECORDED - DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT.

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

**RECORDING REQUESTED BY
FIRST AMERICAN TITLE COMPANY
AS AN ACCOMODATION ONLY**

SPECIAL WARRANTY DEED

Grantor, **Notch Butte Farms, LLC**, hereby grants, bargains, sells, conveys and warrants to Grantee, **John Lezamiz Family Limited Partnership**, who address is 847 Canyon Spring Road, Twin Falls, Idaho 83301, all of Grantor's ownership interest in and to that certain real property located in Custer County, State of Idaho, more particularly described in **Exhibit 1** attached hereto and incorporated herein by this reference, together with all and singular the buildings, structures, improvements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof ("**Subject Property**").

TOGETHER with all mineral, oil, natural gas, water and other rights running with the Subject Property and land, as well as all rights, tenements, hereditaments and appurtenances there unto belonging, including appurtenant thereto.

SUBJECT TO all encumbrances, easements, reservations of oil, gas, and minerals, all present and subsequent years' taxes, levies and assessments, all rights reserved in federal patents and state deeds or in acts authorizing the issuance thereof, all building and zoning regulations and ordinances of any governmental unit, and all encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records, and other matters of record running with said Subject Property and land.

Subject to those easements, and exceptions to title to which this conveyance is expressly made subject, and, to those made, suffered or done by GRANTEE; GRANTOR covenants to GRANTEE, its successors and assigns, that GRANTEE shall enjoy the quiet and peaceful possession of the above described Subject Property, and GRANTOR warrants to GRANTEE,

their successors and assigns, that GRANTOR is the owner of said Subject Property, subject to the life estate reserved therein, and has the right and authority to convey the same to GRANTEE, and it will defend the same from all lawful claims.

DATED: March 1, 2020.

Notch Butte Farms, LLC, an Idaho limited liability company
By Its Members:

John Lezamiz Properties LP
By its General Partner John Lezamiz Investments LLC

By: 
John Lezamiz, Managing Member

STATE OF ARIZONA)
County of Maricopa) ss.

On this 28th day of February, 2020, before me, Heidi A. Plisko, a Notary Public in and for said State, personally appeared John Lezamiz, known or identified to me to be the Managing Member of John Lezamiz Investments LLC, the General Partner of John Lezamiz Properties LP, a member of Notch Butte Farms, LLC, and acknowledged to me that such limited liability company executed the same.

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



Heidi A. Plisko
Notary Public
Residing at Scottsdale Az
My commission expires 8/10/22

Shillington Limited Partnership
By its General Partner Shillington
Investments LLC

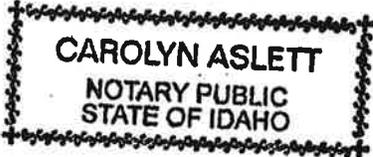
By: *R Shillington*
Robert Shillington, Managing Member

STATE OF IDAHO)
) ss.
County of *Jerome*)

On this *10th* day of February, 2020, before me, *Carolyn Aslett*, a Notary Public in and for said State, personally appeared Robert Shillington, known or identified to me to be the Managing Member of Shillington Investments LLC, the General Partner of Shillington Limited Partnership, a member of Notch Butte Farms, LLC, and acknowledged to me that such limited liability company executed the same.

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

Carolyn Aslett
Notary Public
Residing at *Jerome Idaho*
My commission expires *4-15-2025*



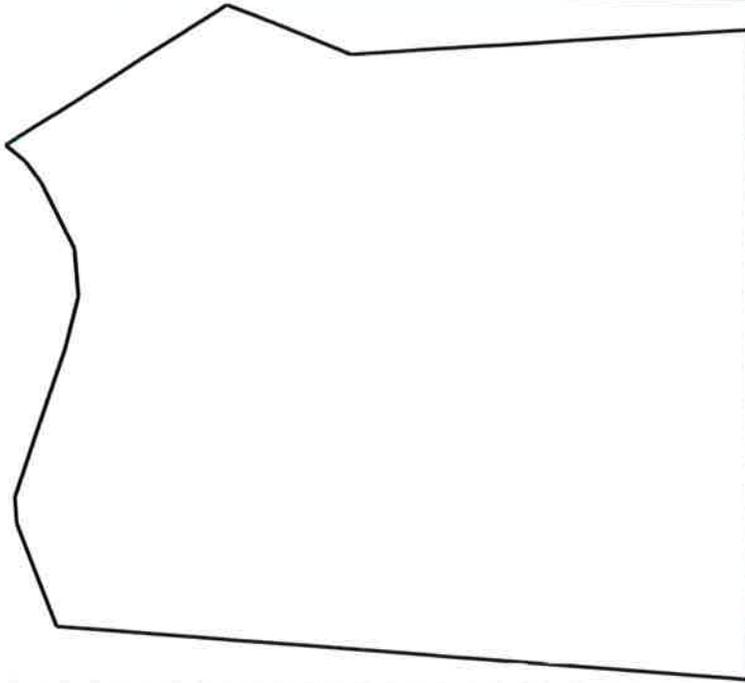
**EXHIBIT 1
LEGAL DESCRIPTION OF SUBJECT PROPERTY**

Part of SE ¼ Section 6 Township 6 North Range 25 East B.M. Custer County, Idaho, described as:

Commencing at the Southeast corner of said Section 6; thence N 00°49'51" W 1335.17 feet along the East line of said Section to the South line of a parcel described in Deed Instrument No. 229037 and the Point of Beginning; thence N 86°16'23" W 1085.14 feet along said South parcel line to the water's edge of the Big Lost River; thence along said water's edge for the following eight (8) courses,

- (1) N 21°48'05" W 172.93 feet;
- (2) Thence, N 04°09'32" W 43.10 feet;
- (3) Thence, N 17°47'43" E 245.08 feet;
- (4) Thence, N 12°47'54" E 84.97 feet;
- (5) Thence, N 05°16'22" W 74.83 feet;
- (6) Thence, N 27°06'29" W 118.19 feet;
- (7) Thence, N 38°11'29" W 40.47 feet;
- (8) Thence, N 51°58'30" W 39.77 feet;

thence, N 56°31'29" E 195.44 feet; thence N 56°12'30" E 216.77 feet; thence S 68°23'23" E 209.31 feet; Thence, N 85°42'38" E 351.32 feet; thence, N 85°47'41" E 271.34 feet to the East line of said Section; thence S 00°49'51" E 1023.90 feet along said East Section line to the Point of Beginning.



4/20/2020

Scale: 1 inch= 300 feet

File:

Tract 1: 24.1560 Acres, Closure: n16.2232w 0.02 ft. (1/200199), Perimeter=4173 ft.

- | | |
|-----------------------|----------------------|
| 01 /se,6,6n,25e | 12 n56.3129e 195.44 |
| 02 /n00.4951w 1335.17 | 13 n56.1230e 216.77 |
| 03 n86.1623w 1085.14 | 14 s68.2323e 209.31 |
| 04 n21.4805w 172.93 | 15 n85.4238e 351.32 |
| 05 n04.0932w 43.10 | 16 n85.4741e 271.34 |
| 06 n17.4743e 245.08 | 17 s00.4951e 1023.90 |
| 07 n12.4754e 84.97 | |
| 08 n05.1622w 74.83 | |
| 09 n27.0629w 118.19 | |
| 10 n38.1129w 40.47 | |
| 11 n51.5830w 39.77 | |

State of Idaho
Department of Water Resources

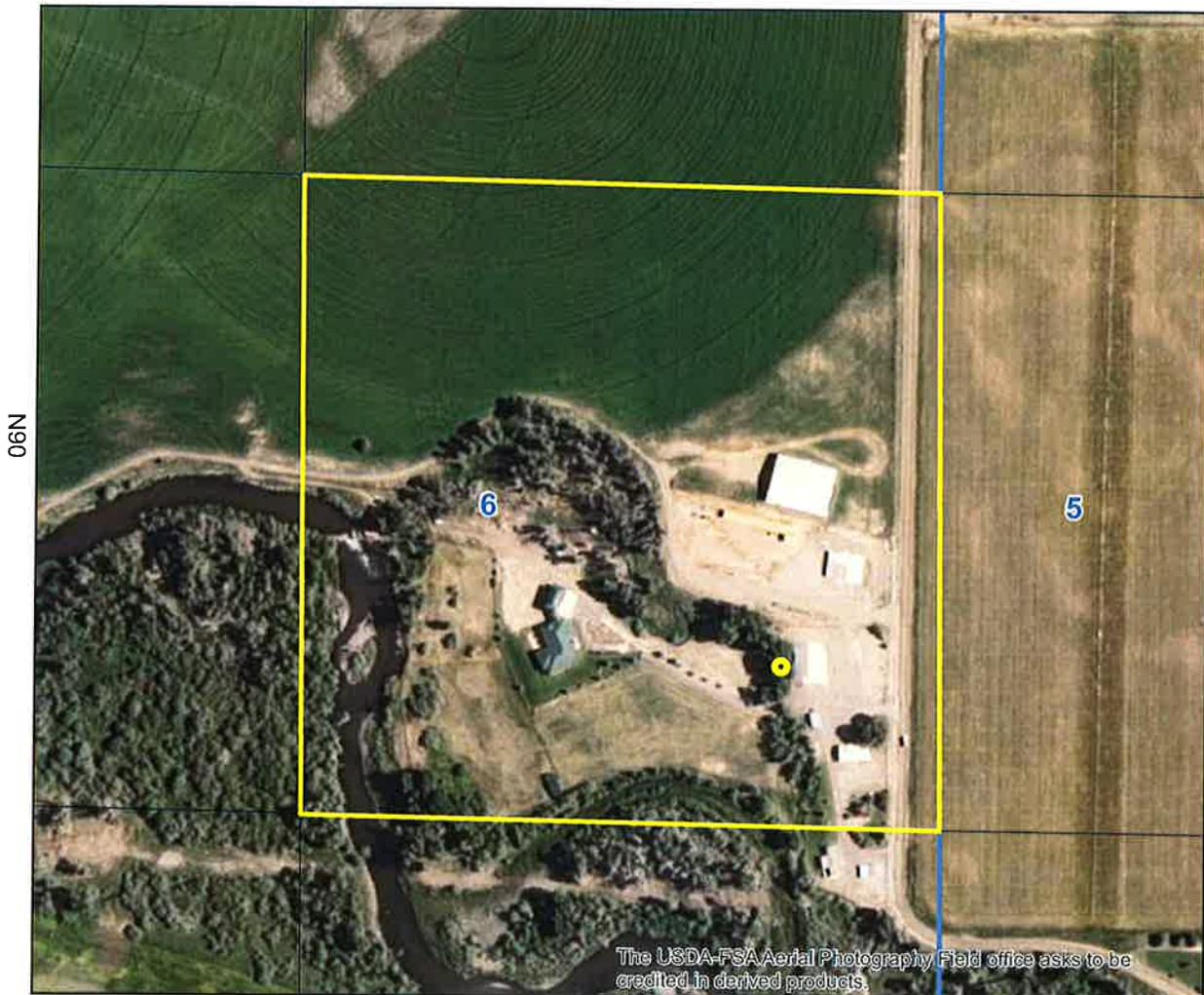
Water Right

34-10057

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

25E



The USDA-FSA Aerial Photography Field office asks to be credited in derived products.

-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.0475 0.095 0.19 Miles



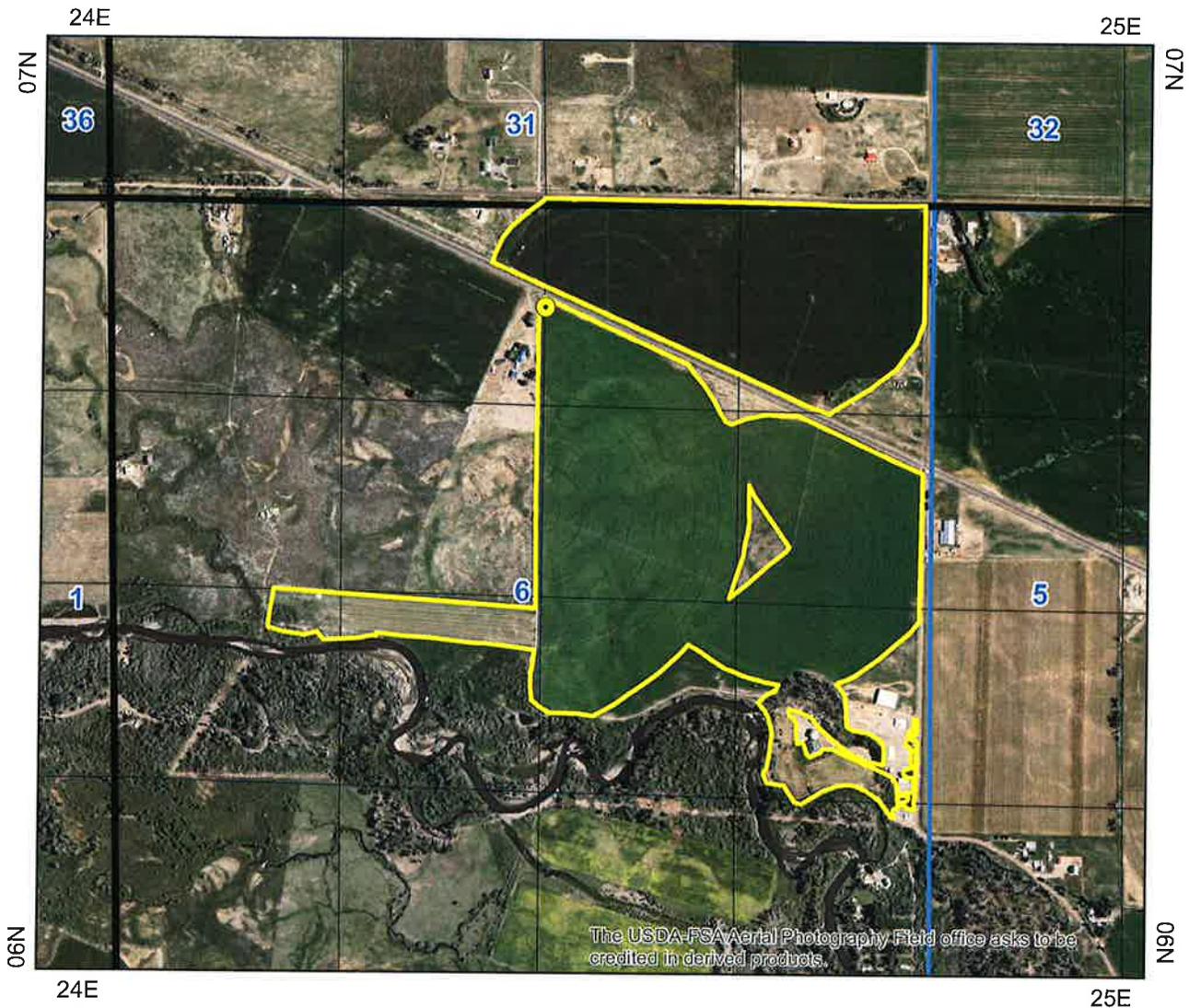
State of Idaho
Department of Water Resources

Water Right

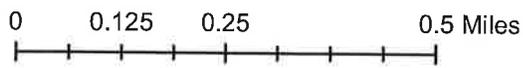
34-14311

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



State of Idaho
Department of Water Resources

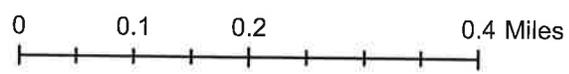
Water Right 34-14311

RECREATION STORAGE

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



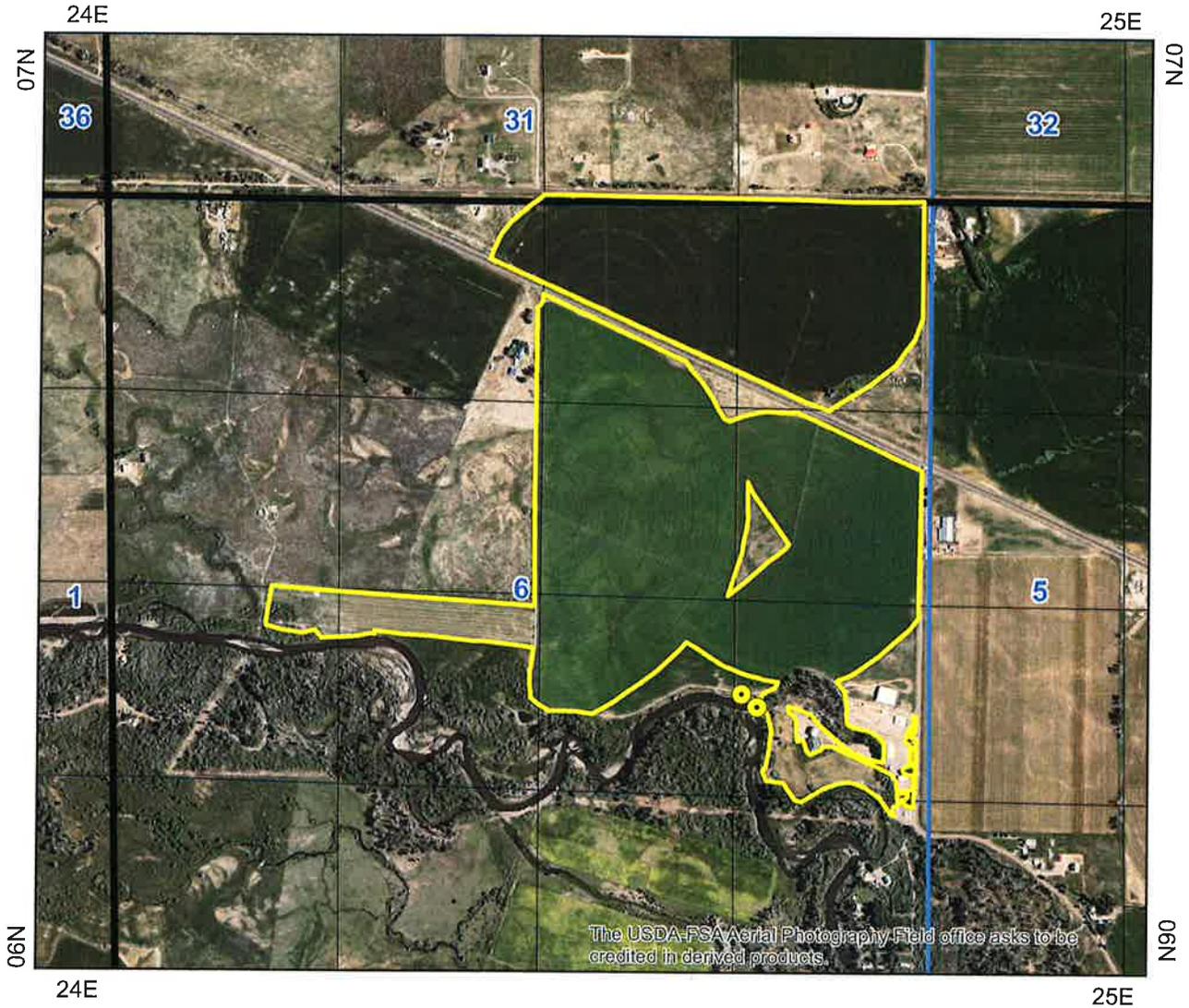
State of Idaho
Department of Water Resources

Water Right

34-12365

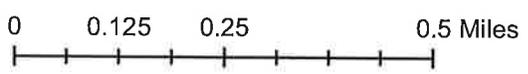
IRRIGATION

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- Point of Diversion
- ▭ Place Of Use Boundary
- ▭ Townships
- ▭ PLS Sections
- ▭ Quarter Quarters



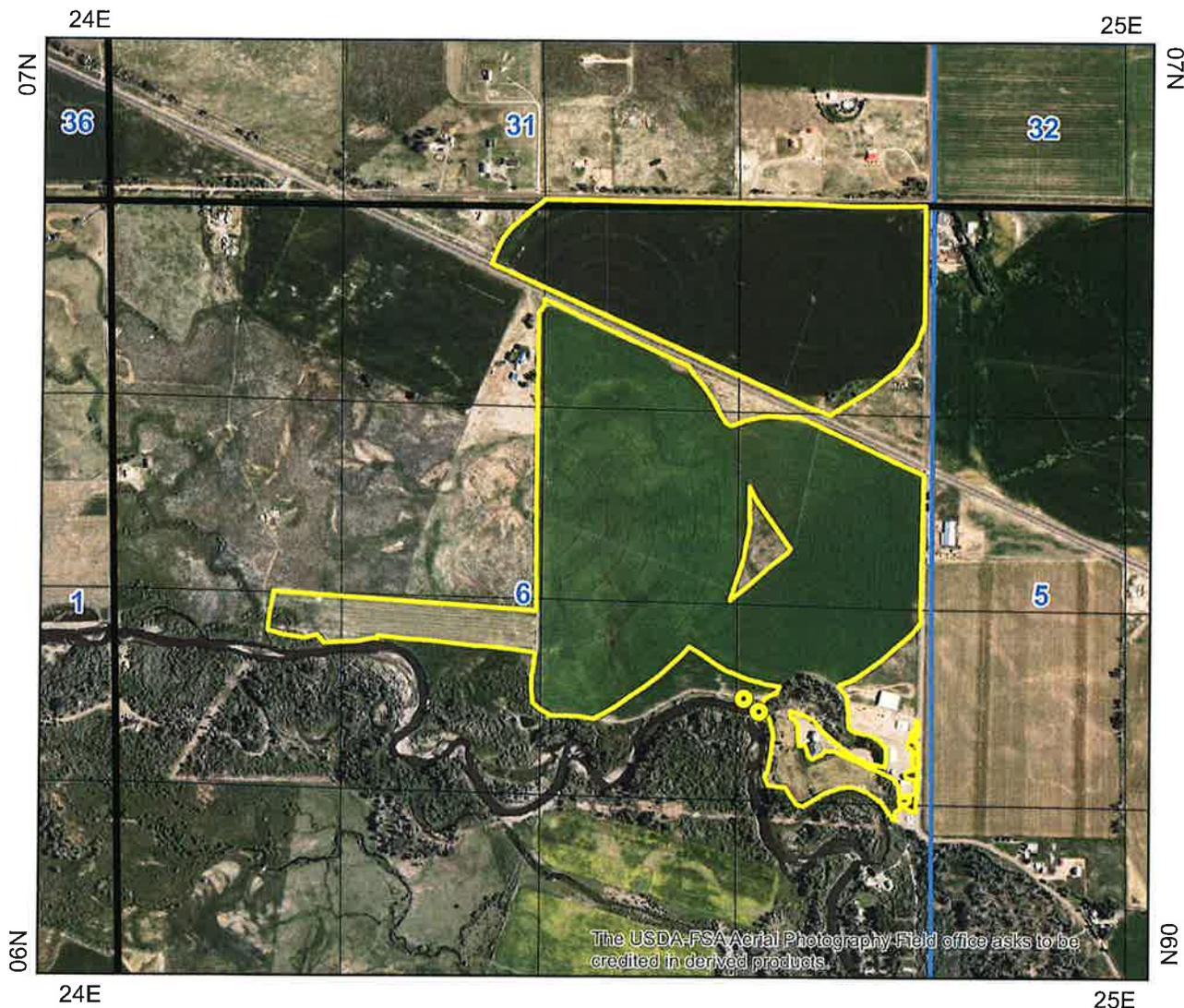
State of Idaho
Department of Water Resources

Water Right

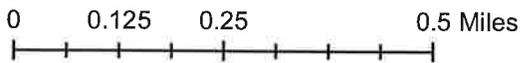
34-490

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



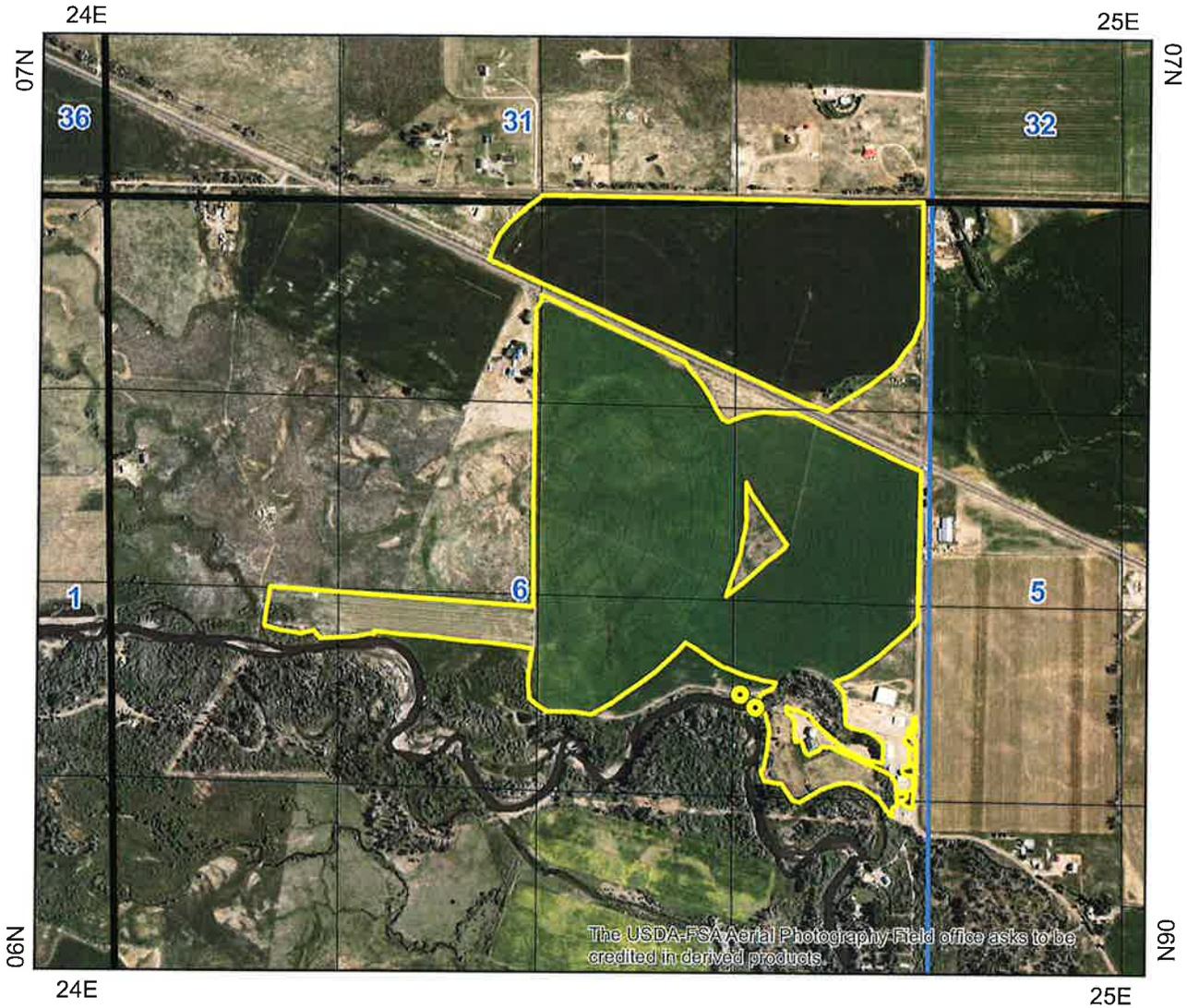
State of Idaho
Department of Water Resources

Water Right

34-459

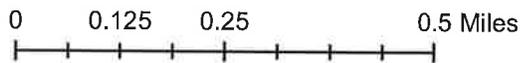
IRRIGATION

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- Point of Diversion
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- PLS Sections
- Quarter Quarters

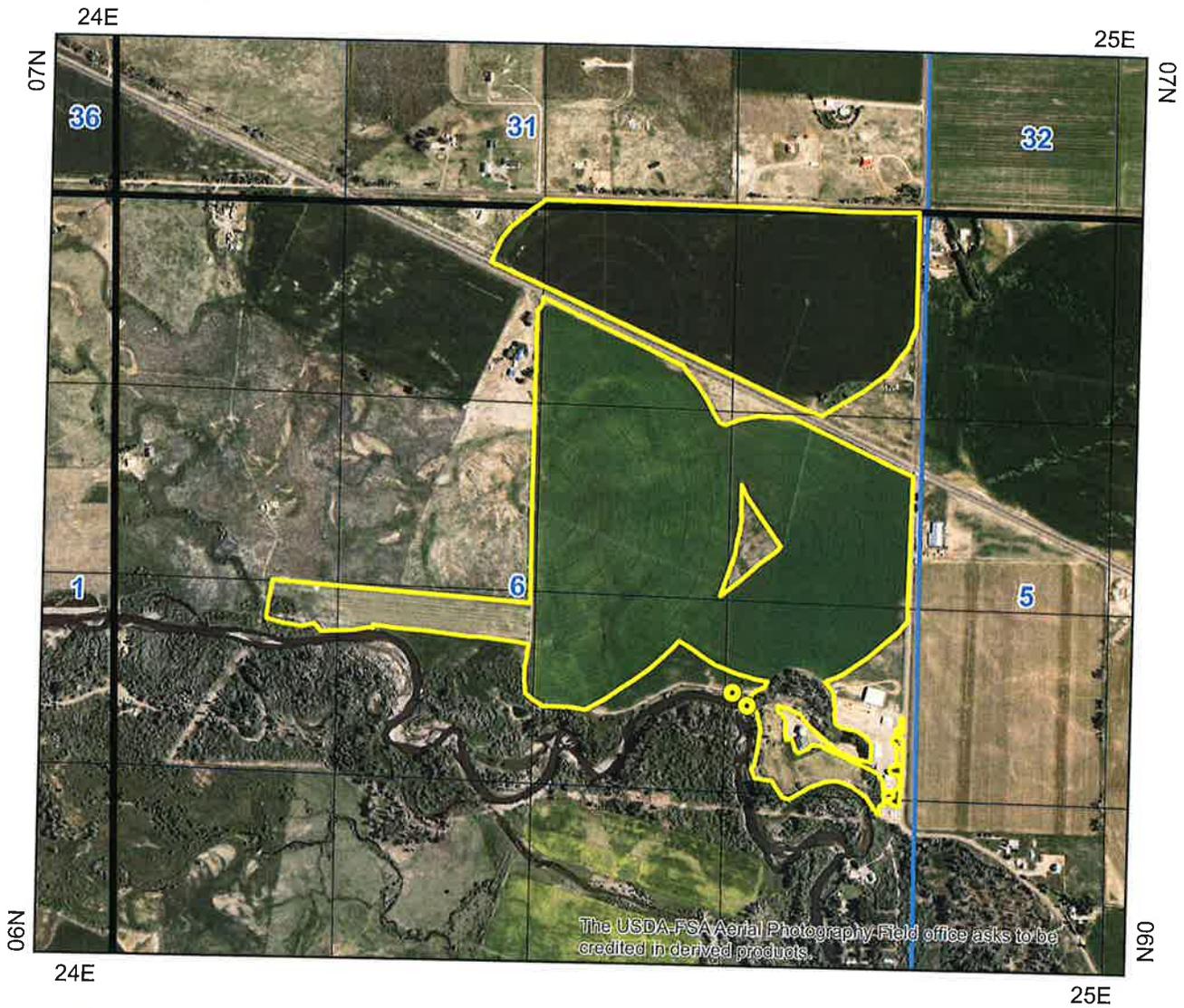


State of Idaho
Department of Water Resources

Water Right 34-374B

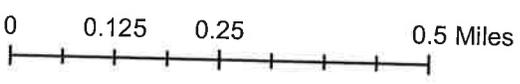
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-  Quarter Quarters





State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

June 30, 2020

JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
847 CANYON SPRINGS RD
TWIN FALLS ID 83301-3010

Re: Change in Water Right Ownership: 34-374 B (Split into 34-374 B and 34-14804), 34-459 (Split into 34-459 and 34-14805), 34-490 (Split into 34-490 and 34-14806), 34-12365 (Split into 34-12365 and 34-14807), 34-14311 (Split into 34-14311 and 34-14808) and 34-10057 (No Split Required)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: NOTCH BUTTE FARMS LLC
WATER DISTRICT 34
BIG LOST RIVER GROUND WATER DISTRICT