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APR 10 2020

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STATE OF IDAHO DEPT. OF WATER RESOURCES  
DEPARTMENT OF WATER RESOURCES SOUTHERN REGION

WATER RESOURCES  
WESTERN REGION

# Notice of Change in Water Right Ownership

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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 47-04295              | 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: John Lezamiz Family Limited Partnership (63% interest)  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Notch Butte Farms, LLC (100%)  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 486 Jerome ID 83338  
Mailing address City State ZIP  
208-308-5710 bjllezamiz@centurylink.net  
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: 3/18/2020 ~~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. 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.
8. Signature: [Signature] John Lezamiz, Manager 3/28/2020  
Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] \_\_\_\_\_  
Signature of new owner/claimant Title, if applicable Date

## For IDWR Office Use Only:

Received by KJ Date 04/06/2020 Receipt No. W048170 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 [Signature] Date 4-23-20

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

3

**TWIN FALLS COUNTY**  
RECORDED FOR:  
FIRST AMERICAN TITLE AND ESC  
03:07:03 PM 03-18-2020  
**2020004983**  
NO. PAGES 3 FEE: \$15.00  
KRISTINA GLASCOCK  
COUNTY CLERK  
DEPUTY: SB  
Electronically Recorded by Simplifile

Recording Requested By and  
When Recorded Return to:

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

Send Tax Notices to:  
Notch Butte Farms, LLC  
P.O. 486  
Jerome, ID 83338

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

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

**SPECIAL WARRANTY DEED**

Grantor, **John Lezamiz Family Limited Partnership**, hereby grants, bargains, sells, conveys and warrants to Grantee **Notch Butte Farms, LLC**, who address is P.O. Box 486, Jerome, ID 83338, all of Grantor's ownership interest in and to that certain real property located in Twin Falls 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 Grantor's ownership interest in and to four (4) shares of the Twin Falls Canal Company water and all ground water rights.

SUBJECT TO that certain life estate and related easement in and to the Subject Property, and the terms and conditions thereof, reserved to and granted to David C. Sparks and Flourice H. Sparks, husband and wife, by Special Warranty Deed recorded in the real property records of Twin Falls County, Idaho as instrument no. 2017014868, and recorded September 15, 2017.

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 life estate, 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.

~~XXXXXX~~ March ~~XXXXXX~~, 2020

DATED effective as of March 1, 2020

John Lezamiz Family Limited Partnership

By its General Partner:

John Lezamiz LLC

By 

John T. Lezamiz, Manager

STATE OF ARIZONA )

) ss.

County of Maricopa )

On this 28th day of February, 2020, before me, personally appeared John T. Lezamiz, in his official capacity as the manager of John Lezamiz LLC, the general partner of John Lezamiz Family Limited Partnership, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same in such capacity.

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



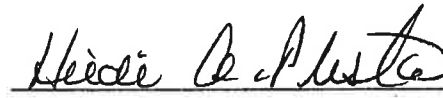
  
Notary Public  
Residing at Scottsdale Ar  
My commission expires 8/10/22

**EXHIBIT 1**  
**Legal Description of Subject Property**

**PARCEL NO. 1**

TOWNSHIP 9 SOUTH, RANGE 17 EAST, BOISE MERIDIAN, TWIN FALLS COUNTY,

IDAHO SECTION 34: A PARCEL OF LAND IN THE E1/2 OF LOT 5, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 5;

THENCE SOUTH 89°55' EAST ALONG THE SOUTHERN BOUNDARY OF LOT 5 FOR 1323.9 FEET TO THE SOUTHEAST CORNER OF LOT 5;

THENCE NORTH 00°20' EAST ALONG THE EASTERN BOUNDARY OF LOT 5 FOR 646.1 FEET TO THE REAL POINT OF BEGINNING;

THENCE NORTH 89°48' WEST FOR 330.7 FEET TO THE WESTERN BOUNDARY OF THE E1/2 OF LOT 5;

THENCE NORTH 00°21' EAST ALONG SAID WESTERN BOUNDARY OF 817.0 FEET TO THE NORTHERLY BOUNDARY OF LOT 5;

THENCE SOUTH 87°58' EAST FOR 330.6 FEET TO THE EASTERN BOUNDARY OF LOT 5; THENCE SOUTH 00°20' WEST FOR 806.4 FEET TO THE REAL POINT OF BEGINNING.

**PARCEL NO. 2**

TOGETHER WITH: AN EASEMENT OVER AND ACROSS THE FOLLOWING DESCRIBED PROPERTY:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 5;

THENCE RUNNING SOUTH 89°55' EAST ALONG THE SOUTHERN BOUNDARY OF LOT 5 FOR 1323.9 FEET TO THE SOUTHEAST CORNER OF LOT 5;

THENCE NORTH 00°20' EAST ALONG THE EASTERN BOUNDARY OF LOT 5 FOR 25.0 FEET TO THE REAL POINT OF BEGINNING;

THENCE NORTH 00°20' EAST ALONG THE EASTERN BOUNDARY OF LOT 5 FOR 621.1 FEET;

THENCE NORTH 89°48' WEST FOR 25.00 FEET, MORE OR LESS TO A LINE WHICH IS PARALLEL TO AND 25.0 FEET FROM THE EASTERN BOUNDARY OF LOT 5;

THENCE SOUTH 00°20' WEST ALONG SAID LINE FOR 621.1 FEET, MORE OR LESS TO THE NORTHERN RIGHT OF WAY LINE OF THE PRESENT COUNTY ROAD;

THENCE SOUTH 89°55' EAST FOR 25.0 FEET, MORE OR LESS TO THE REAL POINT OF BEGINNING.

TOGETHER WITH 4 Shares of Twin Falls Canal Company water stock.

END OF DESCRIPTION

State of Idaho  
Department of Water Resources

# Water Right 47-4295

## 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

0 0.05 0.1 0.2 Miles



State of Idaho  
Department of Water Resources

# Water Right 47-4295

## STOCKWATER

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.





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

April 23, 2020

NOTCH BUTTE FARMS LLC  
C/O JOHN LEZAMIZ  
PO BOX 486  
JEROME ID 83338-0486

Re: Change in Ownership for Water Right No: 47-4295

Dear Water Right Holder:

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) 736-3033.

Sincerely,

Bill Mills  
Water Resource Agent, Senior

Enclosure

c: Hawley Troxell Ennis & Hawley LLP



ATTORNEYS AND COUNSELORS

Hawley Troxell Ennis & Hawley LLP  
877 Main Street, Suite 1000  
P.O. Box 1617  
Boise, Idaho 83701-1617  
208.344.6000  
www.hawleytroxell.com

JUSTIN T. CRANNEY  
ADMITTED TO PRACTICE LAW IN IDAHO  
EMAIL: JCRANNEY@HAWLEYTROXELL.COM  
DIRECT DIAL: 208.388.4837  
DIRECT FAX: 208.954.5934

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DEPT OF WATER RESOURCES  
SOUTHERN REGION

April 2, 2020

Idaho Department of Water Resources  
2735 Airport Way  
Boise, ID 83705-5082

Re: *Notice of Change in Water Right Ownership*

Dear Madam or Sir:

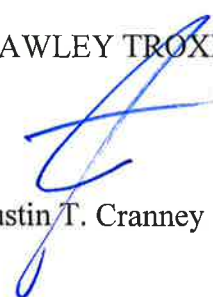
Enclosed are the following documents for filing:

1. Notice of Change in Water Right Ownership from John Lezamiz Family Limited Partnership to Notch Butte Farms, LLC and supporting documentation. A check in the amount of \$25.00 is also enclosed for this change in ownership.
2. Notice of Change in Water Right Ownership from Notch Butte Farms, LC to John Lezamiz Family Limited Partnership and supporting documentation. A check in the amount of \$525.00 is also enclosed for this change in ownership.

Thank you for your attention to this matter and please contact me if you have any questions or comments.

Sincerely

HAWLEY TROXELL ENNIS & HAWLEY LLP



Justin T. Cranney

JTC:  
Enclosures