

RECEIVED

DEC 26 2018

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 21 2018

DEPARTMENT OF WATER RESOURCES 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.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
37-14284A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-14284B	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-14284C	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-14282	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: BARBER CAVEN RANCHES
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): S BAR RANCH, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- P.O. BOX 1065 SUN VALLEY ID 83353
Mailing address City State ZIP
- 208-726-4300 crs@5bi.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: JULY 31, 2015
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] PRESIDENT, S BAR RANCH, LLC 12-7-18
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 AK Date 12/21/2018 Receipt No. W047033 Receipt Amt. 100⁰⁰
 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 RD Date 1/23/19

RECEIVED
JAN 23 2019
DEPARTMENT OF
WATER RESOURCES

Instrument # 0000462540
ELMORE COUNTY, ID
02:11:50 PM Oct 16, 2017
For ALLIANCE TITLE - BOISE PRODUCE
No. of Pages: 2 Fee: \$15.00
BARBARA STEELE, Recorder
SE, Deputy
Electronically Recorded by Simplifile

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:371905

FOR VALUE RECEIVED

Tree Top Ranches, LP an Idaho limited partnership

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

S Bar Ranch, LLC, an Idaho limited liability company

whose current address is

**PO Box 1065
Sun Valley, ID 83353**

the grantee(s), the following described premises, in Elmore County, Idaho, TO WIT:

**Township 2 South, Range 10 East, Boise Meridian, Elmore County, Idaho
Section 12: West half of the Northeast Quarter; Northwest Quarter**

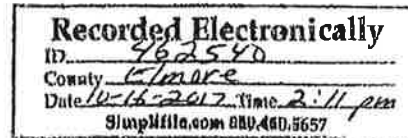
TO HAVE AND TO HOLD the said premises, with their appurtenances and any and all water and water rights and ditch and canal company rights unto the said Grantee, its successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that it will warrant and defend the same from all lawful claims whatsoever.

Dated: OCT. 16, 2017

File No. 371905

SUPPORT DATA
IN FILE # 37-14282



RECEIVED
JAN 23 2019
DEPARTMENT OF
WATER RESOURCES

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:371905

FOR VALUE RECEIVED

Tree Top Ranches, LP an Idaho limited partnership

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

S Bar Ranch, LLC, an Idaho limited liability company

whose current address is

**PO Box 1065
Sun Valley, ID 83353**

the grantee(s), the following described premises, in Elmore County, Idaho, TO WIT:

**Township 2 South, Range 10 East, Boise Meridian, Elmore County, Idaho
Section 12: West half of the Northeast Quarter; Northwest Quarter**

TO HAVE AND TO HOLD the said premises, with their appurtenances and any and all water and water rights and ditch and canal company rights unto the said Grantee, its successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that it will warrant and defend the same from all lawful claims whatsoever.

Dated: OCT. 16, 2017

SUPPORT DATA
IN FILE # 37-14282

Tree Top Ranches, LP an Idaho limited partnership
By: LDW, Inc., its General Partner

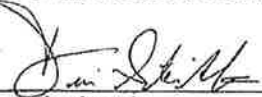

By: Larry D. Williams, President

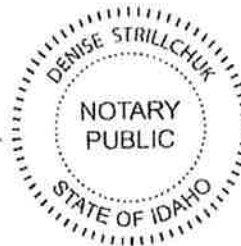
RECEIVED
JAN 23 2019
DEPARTMENT OF
WATER RESOURCES

State of IDAHO } ss.
County of ADA }

On this 12 day of October, 2017, before me, the undersigned, a Notary Public in and for said state, personally appeared Larry D. Williams known or identified to me to be the partner(s) that executed the foregoing instrument, and acknowledged to me that he/she/they executed the same in said Partnership name.

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


the undersigned
Notary Public for the State of IDAHO
Residing at: MERIDIAN, ADA COUNTY
Commission Expires: JUNE 28, 2022



SUPPORT DATA
IN FILE # 37-14282

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

Instrument # 0000449059
ELMORE COUNTY, ID
03:39:29 PM Jul 31, 2015
For FIRST AMERICAN TITLE AND ESC
No. of Pages: 3 Fee: \$16.00
BARBARA STEELE, Recorder
DE, Deputy
Electronically Recorded by Simplifile

Recording Requested By and
When Recorded Return to:

Richard F. Goodson
HAWLEY TROXELL ENNIS & HAWLEY LLP
Post Office Box 1617
Boise, ID 83701-1617

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

WARRANTY DEED

This Warranty Deed is made this 31 day of July, 2015 between HALF MOON L.L.C., an Idaho limited liability company (which took title as Half Moon, LLC, an Idaho limited liability company) ("Grantor"), and S BAR RANCH, LLC, an Idaho limited liability company ("Grantee"), whose address is P. O. Box 1065, Sun Valley, ID, 83353.

Grantor, for good and valuable consideration, the receipt and sufficiency whereof are hereby acknowledged, does by these presents grant, bargain, sell, and convey unto Grantee and its successors and assigns forever, all of the following described real estate situated in Elmore County, Idaho:

See Exhibit "A" attached hereto, incorporated herein, and by these presents made a part hereof;

TOGETHER WITH all and singular the improvements, fixtures, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the rents, issues and profits thereof; the easements, rights, and appurtenances thereto, including without limitation, any oil, gas and mineral rights, water and water rights, including but not limited to IDWR Water Rights Nos. 37-4441 and 37-14283 and ditch and canal company rights appurtenant thereto, (collectively, the "Property").

TO HAVE AND TO HOLD, all and singular, the Property together with the appurtenances unto Grantee and its successors and assigns forever.

Grantor covenants with Grantee, its successors and assigns, that Grantee shall enjoy the quiet and peaceful possession of said Property; that Grantor is lawfully seized of said Property in fee simple; and Grantor warrants that the title to said Property is merchantable and free from all liens and encumbrances, except (i) those matters of record, (ii) those rights, if any, of third parties in the Property not shown by the public records, (iii) any building, zoning, subdivision and other land use laws, code, ordinances and regulations and any non-compliance therewith, and (iv) those

WARRANTY DEED - 1

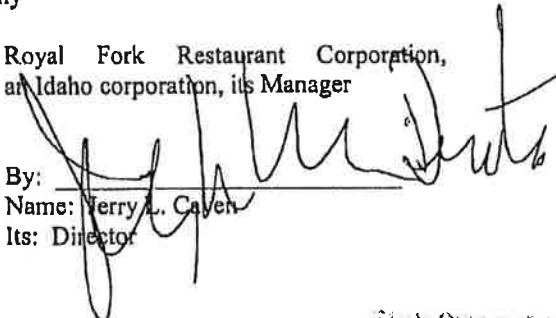
07800.0180.7544827.2

exceptions to title made, suffered or done by Grantee; and that Grantor will warrant and defend the same from all other lawful claims whatsoever.

IN WITNESS WHEREOF, Grantor has executed this Warranty Deed as of the day and year herein first above written.

HALF MOON L.L.C., an Idaho limited liability company

By: Royal Fork Restaurant Corporation,
an Idaho corporation, its Manager

By: 
Name: Jerry L. Caven
Its: Director

STATE OF IDAHO)
) ss.
County of Ada)

RECORDED

37-14282

On this 31 day of July, 2015, before me, Kimberly Yelm, a Notary Public in and for said State, personally appeared Jerry L. Caven, known or identified to me to be the Director of Royal Fork Restaurant Corporation, an Idaho corporation, the Manager of Half Moon L.L.C., an Idaho limited liability company, and the Manager who subscribed said limited liability company name to the foregoing instrument, and acknowledged to me that he executed the within instrument on behalf of said corporation, and that such corporation executed the same in said limited liability company name.

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



Kimberly Yelm
Notary Public for Idaho
Residing at Meridian, ID
My commission expires 6/13/2019

WARRANTY DEED - 2

07800 0180.7544827.2

EXHIBIT "A"

PARCEL 1:

Township 2 South, Range 10 East, of the Boise Meridian, Elmore County

Section 4: All that portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and S $\frac{1}{2}$ SW $\frac{1}{4}$ lying South of the centerline of the Malad River (also shown of record as Camas Creek)

Section 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 6: SE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$

Section 7: E $\frac{1}{2}$

Section 8: All, EXCEPTING THEREFROM that portion lying North of the centerline of the Malad River (also shown of record as Camas Creek)

Section 9: All, EXCEPTING THEREFROM that portion lying North of the centerline of the Malad River (also shown of record as Camas Creek)

Section 10: W $\frac{1}{2}$ SE; SW $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$

Section 15: Northwest Quarter of the Northeast Quarter; North Half of the Northwest Quarter

Section 17: North Half of the Northeast Quarter

PARCEL 2:

Township 2 South, Range 10 East, Boise Meridian, Elmore County, Idaho

Section 10: East Half Southeast Quarter

Section 11: Southwest Quarter and that portion of the Southwest Quarter of the Southeast Quarter and that portion of the Northwest Quarter of the Southeast Quarter lying West of the Hill City Road

Section 14: That portion of the Northwest Quarter Northeast Quarter and the North Half Northwest Quarter lying North and West of the Hill City Road

Section 15: Northeast Quarter Northeast Quarter

SUPPLEMENTAL DATA
IN FILE # 37-14282

WARRANTY DEED

FOR VALUE RECEIVED

Juanita J. Steen, a single person

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
Half Moon, LLC.GRANTEE(S), whose current address is: 6874 Fairview Ave. Boise, ID 83704
the following described real property in Elmore County, State of Idaho,
more particularly described as follows, to wit:

Township 2 South, Range 10 East, Boise Meridian, Elmore County, Idaho.

Section 10: E1/2 SE1/4.

Section 11: That portion of the S1/2 lying north and west of the
Hill City Road.Section 14: That portion of the NW1/4 NE1/4 and the N1/2 NW1/4 lying
north and west of the Hill City Road.

Section 15: NE1/4 NE1/4.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever. , except those of record.

Dated: December 20, 2007

Juanita J. Steen

Juanita J. Steen

STATE OF Idaho, County of Elmore, ss.

On this 21st day of December
in the year of 2007, before me, the undersigned, a Notary
Public in and for said State, personally appeared
Juanita J. Steen

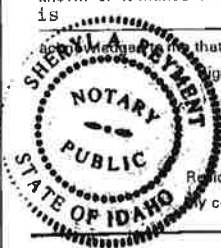
known or identified to me to be the person whose name
is _____ subscribed to the within instrument, and
acknowledged to me that she executed the same.

Signature: *Sheryl A. Eymert*Name: SHERYL A. EYMERT

(Type or print)

Residing at: Mountain HomeMy commission expires: 12-27-11

Instrument # 394216
Elmore County, Idaho
04:15pm Dec. 21, 2007
For: GUARANTY TITLE INC
No. of Pages: 1 Fee: \$3.00
MARSA GRIMMETT, Recorder
Deputy: DLE



FILED
374282

Title File No.:

WARRANTY DEED

FOR VALUE RECEIVED

Barber Caven Ranches, an Idaho General Partnership

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto: Half Moon L.L.C.

GRANTEES(s), whose current address is: 6874 Fairview Avenue, Boise, ID 83704
the following described real property in Elmore County, State of Idaho,
more particularly described as follows, to wit:

See Attached Exhibit "A" and Exhibit "B"

Instrument # 333492
Elmore County, Idaho
02:47pm Dec. 28, 2001
For: GINA THOMPSON
No. of Pages: 3 Fee: \$9.00
GAIL L. BEST, Recorder
Deputy: TR

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: November 9, 2001

BARBER CAVEN RANCHES

BY:


Jerry L. Caven, Chairman of Royal
Fork Restaurant Corporation, Managing Partner

State of Idaho, County of Ada

on this 2nd day of November in the year 2001, before me, the undersigned, a notary public in and for said State, personally appeared Jerry L. Caven, known or identified to me to be the Chairman of Royal Fork Restaurant Corporation who is the Managing Partner of Barber Caven Ranches and the partner who subscribed said Partnership's name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

Signature: 
Name: Sharon Diane Tipton
Residing at: Boise
My commission expires: 1/26/06



Transnation Title & Escrow, Inc.

Exhibit "A"

TOWNSHIP 2 SOUTH, RANGE 10 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 4: All that portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and S $\frac{1}{4}$ SW $\frac{1}{4}$ lying South of the centerline of the Malad River.

SECTION 9: ALL, SAVE AND EXCEPT therefrom that portion of the N $\frac{1}{4}$ NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of the centerline of the Malad River

SECTION 10: W $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$, S $\frac{1}{4}$ NW $\frac{1}{4}$

SECTION 11: SE $\frac{1}{4}$ NE $\frac{1}{4}$

SECTION 12: W $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$

SECTION 15: NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{4}$ NW $\frac{1}{4}$

SAVE AND EXCEPT all interest in gas, oil, mineral and geothermal resources located in or under the lands above described that lie within the following townships, to-wit: Township 2 South, Range 9 East, Boise Meridian; Township 2 South, Range 10 East, Boise Meridian, Township 2 South, Range 11 East, Boise Meridian; it being understood that $\frac{1}{4}$ of said interest has been reserved in Theodore J. Stulz and Charlotte Stulz, husband and wife, pursuant to that certain Warranty Deed, Instrument No. 191601, records of Elmore County, Idaho.

Exhibit "B"

TOWNSHIP 2 SOUTH, RANGE 10 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$

SECTION 6: SE $\frac{1}{4}$, E $\frac{1}{4}$ SW $\frac{1}{4}$

SECTION 7: E $\frac{1}{4}$

SECTION 8: ALL, SAVE AND EXCEPT therefrom, all that portion of the N $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of the center line of the Malad River

SECTION 17: N $\frac{1}{4}$ NE $\frac{1}{4}$

SAVE AND EXCEPT all interest in gas, oil, mineral and geothermal resources located in or under the lands above described that lie within the following townships, to-wit: Township 2 South, Range 9 East, Boise Meridian; Township 2 South, Range 10 East, Boise Meridian, Township 2 South, Range 11 East, Boise Meridian; it being understood that $\frac{1}{2}$ of said interest has been reserved in Theodore J. Stulz and Charlotte Stulz, husband and wife, pursuant to that certain Warranty Deed, Instrument No. 191601, records of Elmore County, Idaho.



Brad Little
Governor

State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098
Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

Gary Spackman
Director

January 14, 2019

S BAR RANCH LLC
PO BOX 1065
SUN VALLEY ID 83353-1065

RE: Water Right No(s): 37-14282

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

- ☒ Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question
- ☐ Legal Description of Property
- ☐ Plat of Property or Survey Map usually on file with the county

Deeds submitted with the Notice describe property associated with Water Right's #37-14284 A, B and C. However Water Right 37-14282 (currently owned by Tree Top Ranches LP) is not associated with any land referenced in any of the deeds submitted, nor is it mentioned in any of these documents. *Please submit a deed showing your ownership of 37-14282.*

Because the Department cannot process the Notice without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will not be processed.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208) 287-4803.

Sincerely,

Rosemary DeMond
Administrative Assistant 2
208-287-4800

COPY



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

January 23, 2019

S BAR RANCH LLC
PO BOX 1065
SUN VALLEY ID 83353-1065

Re: Change in Ownership for Water Right No(s): 37-14282, 37-14284A, 37-14284B, 37-14284C

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.

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) 287-4803.

Sincerely,

Rosemary DeMond
Administrative Assistant 2

Enclosure(s)

SUPPORT DATA

IN FILE # 37-14282

COPY