

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
SEP 04 2018
Department of Water Resources
Eastern 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?
31-11806 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
31-11805 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Donna S. Bybee + Robert B. Bybee
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Rocky Mtn Lands, Cattle LLC - David G. Adams
New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or ☐ and/or
- 3640 S. YELLOWSTONE HWY IDAHO FALLS ID 83402
Mailing address City State ZIP
- (208) 227-9008 david@intermountainbison.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: _____

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):
- SUPPORT DATA**
- IN FILE # 31-11805**
- 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. _____ 8. _____ Signature:

David G. Adams CEO 08/29/2018
Signature of new owner/claimant Title, if applicable Date

Signature: _____

Received 9/4/18 by SC - Receipt # E044349 Amount \$50.00
Processed by CR 1/23/19

Instrument # 426811

RIGBY, JEFFERSON, IDAHO
11-23-2016 04:34:38 PM No. of Pages: 4
Recorded for: ALLIANCE TITLE - REXBURG OFFICE
COLLEEN C POOLE Fee: \$19.00
Ex-Officio Recorder Deputy: LK
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

WHEN RECORDED RETURN TO:
Rocky Mountain Land and Cattle, L.L.C.
3640 South Yellowstone Hwy
Idaho Falls, Idaho 83402

332340
ALLIANCE TITLE & ESCROW
130 EAST MAIN
REXBURG ID 83440

WARRANTY DEED

BR Robert B. Bybee and Donna S. Bybee, husband and wife, as GRANTORS, for a good and valuable consideration, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto Rocky Mountain Land and Cattle, L.L.C., an Idaho limited liability company, of 3640 South Yellowstone Hwy, Idaho Falls, Idaho 83402, as GRANTEE, and to GRANTEE'S successors and assigns forever, the property situated in Jefferson County, Idaho as described on the attached Exhibit A.

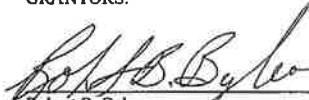
TOGETHER with all improvements, easements, hereditaments and appurtenances thereto.

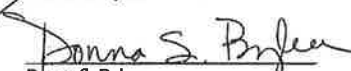
SUBJECT to all existing patent reservations, easements, rights of way, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations apparent or of record.

GRANTORS, for themselves, their heirs and assigns do hereby covenant, warrant and shall defend the quiet and peaceable possession of said premises by the GRANTEE, its successors and assigns forever against the lawful claims of all persons.

IN WITNESS WHEREOF, GRANTORS have hereunto subscribed their names to this instrument this 23rd day of November, 2016.

GRANTORS:


Robert B. Bybee


Donna S. Bybee

426811

STATE OF IDAHO)
)
County of Bonneville)

On this 23rd day of November, in the year 2016, before me,
Mary F. Gabettas, a Notary Public in and for said State, personally appeared
Robert B. Bybee and Donna S. Bybee, husband and wife, known or identified to me (or proved
to me on the oath of _____), to be the persons whose names are subscribed to the
within instrument, and acknowledged to me that they executed the same.



Mary F. Gabettas
Notary Public for Idaho
Residing at:
My Commission Expires:

Residing in Idaho Falls, Idaho
Commission expires 3-19-2022

EXHIBIT A

Description of the Property

TRACT 1

Township 7 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho.

Section 36: SE1/4SW1/4

EXCEPTING THEREFROM: Beginning at the SW Corner of the SE1/4SW1/4 of said Section 36 and running thence North 500 feet; thence East 500 feet; thence South 500 feet; thence West 500 feet to the Point of Beginning.

ALSO EXCEPTING THEREFROM: County road right of way along the South side of said property.

TRACT 2

Township 7 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho.

Section 36: Beginning at the SW Corner of the SE1/4SW1/4 of said Section 36 and running thence North 500 feet; thence East 500 feet; thence South 500 feet; thence West 500 feet to the Point of Beginning.

EXCEPTING THEREFROM: County road right of way along the South side of said property.

TRACT 3

Township 6 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho.

Section 1: Beginning at the North Quarter Corner of said Section 1; thence South along the East line of said Quarter Section 186.76 feet; thence S87°46'21"W 339.81 feet; thence N52°25'27"W 91.67 feet; thence S88°20'30"W 627.00 feet; thence S82°46'01"W 485.00 feet; thence N16°10'00"W 40.43 feet; thence N02°00'00"E 180.13 feet to the North line of said Section 1; thence N89°48'05"E 1148.31 feet to the standard South Quarter Corner of Section 36, Township 7 North, Range 35 East of the Boise Meridian; thence continuing along said North line N89°59'55"E 376.75 feet to the Point of Beginning.

SUBJECT TO a 30 foot wide easement along the East side of the above described property.

ALSO SUBJECT TO a right of ingress and egress to a cinder block building and well located in the Southwest corner of Tract 3, from the county road known as 1800 North to such building, as evidenced by that certain Lease and Option to Purchase between Darrel T. Williams and Ila B.

WARRANTY DEED - Page 3

Williams and Robert Bybee and Donna Bybee, recorded May 16, 1996, Instrument No. 280856, records of Jefferson County.

ALSO SUBJECT TO an easement for a water line extending from the cinder block well building in the Southwest Corner of Tract 3, proceeding in a Westerly direction, for the benefit of associated party to the West as evidenced by that certain Lease and Option to Purchase between Darrel T. Williams and Ila B. Williams and Robert Bybee and Donna Bybee, recorded May 16, 1996, Instrument No. 280856, records of Jefferson County.

ALSO SUBJECT TO a Well Agreement and Basement between Darrel and Ila Williams, husband and wife, and Jack D. Pennell and Elizabeth W. Pennell, husband and wife, recorded May 1, 2000, Instrument No. 302595, records of Jefferson County.

EXCEPTING THEREFROM: County road right of way along the North side of said property.

WHEN RECORDED RETURN TO:
Rocky Mountain Land and Cattle, L.L.C.
3640 South Yellowstone Hwy
Idaho Falls, Idaho 83402

WARRANTY DEED

RB
Robert B. Bybee and Donna S. Bybee, husband and wife, as GRANTORS, for a good and valuable consideration, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto Rocky Mountain Land and Cattle, L.L.C., an Idaho limited liability company, of 3640 South Yellowstone Hwy, Idaho Falls, Idaho 83402, as GRANTEE, and to GRANTEE'S successors and assigns forever, the property situated in Jefferson County, Idaho as described on the attached Exhibit A.

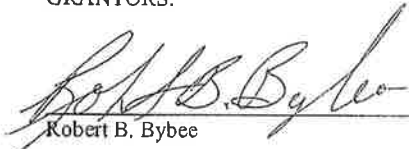
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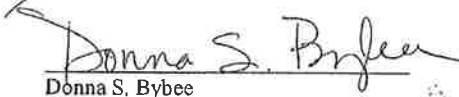
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GRANTORS:


Robert B. Bybee


Donna S. Bybee

STATE OF IDAHO)
County of Bonneville) :SS

On this 23rd day of November, in the year 2016, before me, Mary F. Gabetty, a Notary Public in and for said State, personally appeared Robert B. Bybee and Donna S. Bybee, husband and wife, known or identified to me (or proved to me on the oath of _____), to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Notary Public for Idaho
Residing at:
My Commission Expires:

Residing in Idaho Falls, Idaho
Commission expires 3-19-2022

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EXCEPTING THEREFROM: County road right of way along the North side of said property.



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

January 23, 2019

ROCKY MOUNTAIN LAND & CATTLE CO
3640 S YELLOWSTONE HWY
IDAHO FALLS ID 83402-4703

Re: Change in Ownership for Water Right No(s): 31-11805

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) 525-7161.

Sincerely,

Cher Ramos
Technical Records Specialist 1

Enclosure(s)

cc: Idaho AgCredit FLCA
Water District 31
Water District 110
Jefferson Clark Ground Water District



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 14, 2018

Rocky Mountain Land & Cattle LLC
3640 S Yellowstone Hwy
Idaho Falls ID 83402

RE: Change in Ownership Water Right No. 31-11806 & 31-11805

Dear Sir/Madam:

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

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

**** **Evidence of Water Right Ownership:** copy of the recorded Deed or other legal document indicating your ownership of the property and/or water rights in question. On September 5, 2018 the department contacted you to request a copy of a recorded Warranty Deed. The deed has not yet been provided. Please supply the department with a "full" copy of your recorded Warranty Deed.

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

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,

Jonie Barg
Technical Records Specialist

SCANNED

DEC 14 2018