

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
JUN 21 2013
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

[illegible]

2. The following **REQUIRED** information must be submitted with this form:
 - A. The appropriate **FILING FEE**. See instructions for fee amounts.
 - B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
 - C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).

OR

- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

- | | | |
|----|--|--|
| 3. | Name and Address of Former Owner/Claimant(s) | _Jay A. Brown c/o David J. Brown and Marie H. Brown c/o Dean Brown
37 N. 500 E
Jerome ID 83338 |
| 4. | New Owner/Claimant(s) | _RAD Brown, LLC_
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or |
| | New Mailing Address | _553 East Road_ |
| | City, State and ZIP Code | _Jerome ID 83338_ |
| | New Telephone Number | (208) 324- 3223 |
| | Email: | |

5. Date you acquired the property

May 31, 2013

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)

Reed E Brown

(title if applicable)

Don Brown

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____

Date 6.21.2013Receipt Amt. \$50 -Received by AmDate 6.21.2013Receipt No. 5033336

Processed by _____ AJ

Date _____

WR _____ Date _____

Instrument # 2132647

JEROME COUNTY, JEROME, IDAHO
6-6-2013 02:36:59 No. of Pages: 11
Recorded for : LAND TITLE AND ESCROW
MICHELLE EMERSON Fee: 40.00
Ex-Officio Recorder Deputy Lawson

J-40718

SPECIAL WARRANTY DEED

FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged **DEAN LLOYD BROWN** and **LADEANE S. BROWN**, husband and wife, **DEBRA L. BROWN**, ^{an unmarried woman} **ROBERT SMITH** and **CATHERINE BROWN SMITH**, ^{husband and wife} and **ERIC MALM** and **MARLENE BROWN MALM**, collectively the "Grantors", hereby grant, bargain, sell, and convey unto **RAD BROWN, LLC**, an Idaho limited liability company, **RL BROWN FARMS, LLC**, an Idaho limited liability company, **REED LEROY BROWN**, and **DANE MICHAEL BROWN** whose address is 551 East Road, Jerome, Idaho 83338, collectively the "Grantee", the following described premises located in Jerome County, Idaho, to wit:

PARCEL NO. 1

TOWNSHIP 8 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 14: A parcel of land being all of the E $\frac{1}{2}$ SW $\frac{1}{4}$ and a portion of the SE $\frac{1}{4}$, being more particularly described as follows:

Commencing at the Southeast section corner of said Section 14 from which the East One Quarter (E $\frac{1}{4}$) corner of said Section 14 bears North 00°02'00" East - 2642.79 feet, said Southeast section corner being the TRUE POINT OF BEGINNING:
Thence North 89°44'51" West along the South boundary of the SE $\frac{1}{4}$ of said Section 14 for a distance of 2640.70 feet to the Southwest corner of said SE $\frac{1}{4}$;
Thence North 89°44'51" West along the SW $\frac{1}{4}$ of said Section 14 for a distance of 1320.22 feet to the Southwest corner of the E $\frac{1}{2}$ SW $\frac{1}{4}$ of said Section 14;
Thence North 00°02'03" East along the West boundary of the E $\frac{1}{2}$ SW $\frac{1}{4}$ of said Section 14 for a distance of 2641.42 feet to the Northwest corner of the E $\frac{1}{2}$ SW $\frac{1}{4}$ of said Section 14;
Thence South 89°46'02" East along the North boundary of the SW $\frac{1}{4}$ of said Section 14 for a distance of 1320.31 feet to the Northwest corner of the SE $\frac{1}{4}$ of said Section 14;
Thence South 89°46'02" East along the North boundary of the SE $\frac{1}{4}$ of said Section 14 for a distance of 2640.56 feet to the Northeast corner of said SE $\frac{1}{4}$;
Thence South 00°02'00" West along the East boundary of the SE $\frac{1}{4}$ of said Section 14 for a distance of 1329.86 feet;
Thence North 89°54'49" West for a distance of 687.39 feet;

Thence South 00°00'00" East for a distance of 492.23 feet to a point on the arc of a non-tangent curve left;
 Thence Northwesterly along the arc of the non-tangent curve left for a distance of 507.15 feet, said arc having a radius of 1079.92 feet and long chord bearing and distance of North 44°51'14" West 502.51 feet;
 Thence North 00°02'27" East for a distance of 14.52 feet;
 Thence South 88°49'47" West for a distance of 179.02 feet;
 Thence North 77°16'51" West for a distance of 190.02 feet;
 Thence North 86°49'36" West for a distance of 106.54 feet;
 Thence North 00°05'16" East for a distance of 243.35 feet;
 Thence South 89°54'44" East for a distance of 226.64 feet;
 Thence South 00°05'16" West for a distance of 145.00 feet;
 Thence North 88°52'30" East for a distance of 251.08 feet;
 Thence South 00°00'35" West for a distance of 25.00 feet;
 Thence South 89°54'49" East for a distance of 1034.70 feet to a point on the East boundary of the SE¼ of said Section 14;
 Thence South 00°02'00" West along the East boundary of the SE¼ of said Section 14 for a distance of 1312.93 feet to the Southeast section corner of said Section 14, said point being the TRUE POINT OF BEGINNING.

SUBJECT TO:

1. A 25.00 foot wide access and utility easement for the purpose of ingress, egress, and utilities, said easement being on, over, under, and across a 25.00 foot wide strip of land and more particularly described as follows:

Commencing at the Southeast section corner of said Section 14 from which the East One Quarter (E¼) corner of said Section 14 bears North 00°02'00" East - 2642.79 feet;
 Thence North 00°02'00" East along the East boundary of the SE¼ of said Section 14 for a distance of 1312.93 feet, said point being the TRUE POINT OF BEGINNING;
 Thence North 89°54'49" West for a distance of 1034.70 feet;
 Thence North 00°00'35" East for a distance of 25.00 feet;
 Thence South 89°54'49" East for a distance of 1034.71 feet to a point on the East boundary of the SE¼ of said Section 14;
 Thence South 00°02'00" West for a distance of 25.00 feet to the TRUE POINT OF BEGINNING.

PARCEL NO. 2

TOWNSHIP 8 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 23: A parcel of land located in the N½NE¼ and the N½NE¼NW¼ of said Section,
more particularly described as follows:

THE TRUE POINT OF BEGINNING being the Northeast corner of Section 23;
Thence North 89°58'15" West, 3,306.61 feet to a point on the Northerly right of way
S.H. 25 Sta. 212/11.33
Thence Southeasterly along the Northerly right of way S. H. 25, said S. H. 25 having
a 1° curve Rt. with a Delta 39°41' at centerline, 2,007.2 feet to Sta. 231/50.83
of S. H. 25;
Thence North 65°28'45" East, 152.80 feet along centerline County Road to the P. C.
of 5° curve Rt. Delta 24°29' and radius 1,145.92 feet;
Thence North 77°43'15" East, 485.95 feet along long cord of curve to the P. T.
Thence North 89°57'45" East, 875.29 feet along centerline County Road;
Thence North 0°02'15" West, 659.10 feet along Section line to THE TRUE POINT
OF BEGINNING.

Together with all water rights appurtenant thereto.

TO HAVE AND TO HOLD, unto Grantee, their successors, heirs and assigns forever.

SUBJECT TO the following: (a) general taxes and assessments, which are not yet due and payable; and (b) the encumbrances, easements, restrictions and matters set forth on EXHIBIT A attached hereto and incorporated herein (collectively the "Permitted Exceptions").

Grantors warrant that they are the owners in fee simple of the Property, that the Grantors have not conveyed any interest in the Property to any person other than Grantee, and that the Property is free from all encumbrances created or suffered by Grantor, except 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.

IN WITNESS WHEREOF, the parties have executed the within instrument as of the 31 day of May, 2013.

"GRANTORS"


DEAN LLOYD BROWN


LADEANE S. BROWN

ROBERT SMITH

CATHERINE BROWN SMITH

ERIC MALM

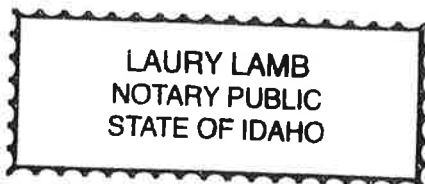
MARLENE BROWN MALM

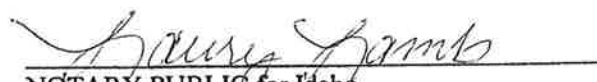
DEBRA L. BROWN

STATE OF IDAHO)
 :SS.
County of Jerome)

On this 31 day of May, 2013, before me, the undersigned, a Notary Public in and for said County and State, personally appeared DEAN LLOYD BROWN and LADEANE S. BROWN, husband and wife, known to me be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they 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
Commission Expires: 4/3/2016

IN WITNESS WHEREOF, the parties have executed the within instrument as of the 10 day
of May, 2013.

"GRANTORS"

DEAN LLOYD BROWN

Robert Smith
ROBERT SMITH

LADEANE S. BROWN

Catherine Brown Smith
CATHERINE BROWN SMITH

ERIC MALM

MARLENE BROWN MALM

DEBRA L. BROWN

STATE OF IDAHO)
 :ss.
County of _____)

On this _____ day of _____, 2013, before me, the undersigned, a Notary Public in
and for said County and State, personally appeared DEAN LLOYD BROWN and LADEANE S.
BROWN, husband and wife, known to me be the persons whose names are subscribed to the within and
foregoing instrument, and who acknowledged to me that they 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: _____

Commission Expires: _____

IN WITNESS WHEREOF, the parties have executed the within instrument as of the ____ day
of _____, 2013.

"GRANTORS"

DEAN LLOYD BROWN

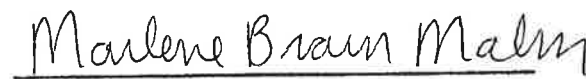
LADEANE S. BROWN

ROBERT SMITH

CATHERINE BROWN SMITH



ERIC MALM



MARLENE BROWN MALM

DEBRA L. BROWN

STATE OF IDAHO)
 :SS.
County of _____)

On this _____ day of _____, 2013, before me, the undersigned, a Notary Public in
and for said County and State, personally appeared DEAN LLOYD BROWN and LADEANE S.
BROWN, husband and wife, known to me be the persons whose names are subscribed to the within and
foregoing instrument, and who acknowledged to me that they 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: _____

Commission Expires: _____

IN WITNESS WHEREOF, the parties have executed the within instrument as of the 31 day
of May, 2013.

"GRANTORS"

DEAN LLOYD BROWN

LADEANE S. BROWN

ROBERT SMITH

CATHERINE BROWN SMITH

ERIC MALM

MARLENE BROWN MALM



DEBRA L. BROWN

STATE OF IDAHO)
 :ss.
County of _____)

On this _____ day of _____, 2013, before me, the undersigned, a Notary Public in
and for said County and State, personally appeared DEAN LLOYD BROWN and LADEANE S.
BROWN, husband and wife, known to me be the persons whose names are subscribed to the within and
foregoing instrument, and who acknowledged to me that they 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

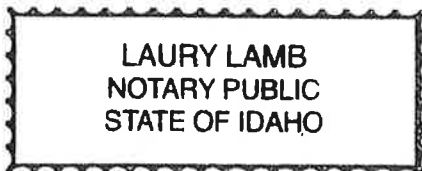
Residing at: _____

Commission Expires: _____

STATE OF IDAHO)
:SS.
County of Jerome)

On this 30 day of May, 2013, before me, the undersigned, a Notary Public in and for said County and State, personally appeared ROBERT SMITH and CATHERINE BROWN SMITH, husband and wife, known to me be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they executed the same.

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

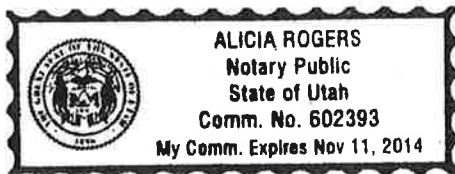


Laury Lamb
NOTARY PUBLIC for Idaho
Residing at: Jerome
Commission Expires: 4/2/2016

Utah
STATE OF ~~IDAHO~~)
:SS.
County of Utah)

On this 31 day of May, 2013, before me, the undersigned, a Notary Public in and for said County and State, personally appeared ERIC MALM and MARLENE BROWN MALM, known to me be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they executed the same.

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



Alicia Rogers
NOTARY PUBLIC for ~~Idaho~~ Utah
Residing at: 1012 W. 800 S. Payson UT 84651
Commission Expires: Nov. 11, 2014

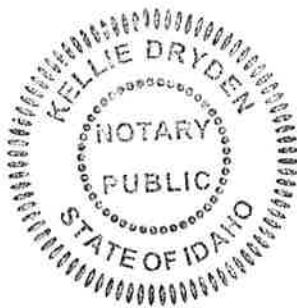
STATE OF IDAHO)

:ss.

County of Bonne)

On this 31 day of May, 2013, before me, the undersigned, a Notary Public in and for said County and State, personally appeared DEBRA L. BROWN, known to me 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.



Kellie Dryden
NOTARY PUBLIC for Idaho
Residing at: Sandpoint
Commission Expires: Sept. 26, 2013

EXHIBIT A

1. Taxes for 2013 and subsequent years.
2. Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.
3. Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.
4. Power Line Easement given by Jerome County by and through its board of county commissioners to Idaho Power Company, a corporation, dated April 29, 1954, recorded February 23, 1955 in Book 2 Page 107 as Instrument Number 124952, Jerome County records, affecting the SE1/4SW1/4 of Section 14, Township 8 South, Range 17, East Boise Meridian. (Parcel No. 1)
5. Grant of Easement given by The United States of America, acting through the Secretary of the Interior, to the County of Jerome, dated December 11, 1954, recorded May 10, 1955 in Book 2 Page 164 as Instrument Number 125844, Jerome County records, for an avigation easement and right of way over the N1/2SW1/4, SE1/4SW1/4 and the SE1/4 of Section 14, Township 8 South, Range 17, Eat Boise Meridian .(Parcel No. 1)
6. Power Line Easement given by John D. McGonigal and Rosemary Hof McGonigal, husband and wife to Idaho Power Company, a corporation, dated September 16, 1968, recorded April 8, 1969 in Book 184 Page 250 as Instrument Number 180409, Jerome County records, affecting the NE1/4SE1/4 of Section 14, Township 8 South, Range 17, East Boise Meridian. (Parcel No. 1)
7. A 25.00 foot wide access and utility easement for the purpose of ingress, egress and utilities as set forth in Gift Deed by and between Jay Brown and Marie Brown, husband and wife "Grantor" and Dean L. Brown and LaDeane Brown, husband and wife "Grantees" dated December 29, 1999, recorded December 30, 1999 as Instrument Number 996543, Jerome County records. (Parcel No.1)
8. A utility easement, easement to allow the trespass of a pivot irrigation system, and easement for the use, maintenance and repair of an irrigation water pipeline as set forth in Gift Deed by and between Jay Brown and Marie Brown, husband and wife "Grantor" and Dean L. Brown and LaDeane Brown, husband and wife, "Grantees",

dated December 29, 1999, recorded December 30, 1999 as Instrument Number 996543, Jerome County records.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 30, 2014

RAD BROWN LLC
553 EAST RD
JEROME ID 83338

RE: Change of Ownership for Water Right Nos. 36-2611

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s). The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Also, 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 this office if you have any questions regarding this matter.

Sincerely,

A handwritten signature in cursive script, reading 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enclosure(s)