

RECEIVED

MAY 12 2015

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
See Exhibit "A"	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: HLF CLIENT SERVICES, LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): IDAHO DAIRY HOLDINGS, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2960 N. 4200 E. Hansen, ID 83334
Mailing address City State ZIP
- 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: March 24, 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):
 - 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: [Signature] Member March 27, 2015
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 DM Date 5-12-2015 Receipt No. 5034769 Receipt Amt. \$425-

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 _____ Date _____

Please record and return to:

Paul L. Arrington
Barker Rosholt & Simpson, LLP
195 River Vista Place, Suite 204
Twin Falls, ID 83301

TWIN FALLS COUNTY
RECORDED FOR:
TITLEONE - BURLEY
01:36:21 PM 04-09-2015
2015005399
NO. PAGES 5 FEE: \$22.00
KRISTINA GLASCOCK
COUNTY CLERK
DEPUTY: JWD
Electronically Recorded by Simplifile

SPECIAL WARRANTY DEED

FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged, **HLF CLIENT SERVICES, LLC**, an Arkansas limited liability company, whose address is c/o Gregory M. Hopkins, Esq., Hopkins Law Firm, 1000 West Second Street, Little Rock, Arkansas 72201, the "Grantor," hereby grants, bargains, sells, and conveys unto **IDAHO DAIRY HOLDINGS, LLC**, an Idaho limited liability company, whose address is 2960 N. 4200 E., Hansen, Idaho 83334, the "Grantee," the following described premises located in Twin Falls County, Idaho, to wit:

**TOWNSHIP 11 SOUTH, RANGE 19 EAST OF THE BOISE MERIDIAN,
TWIN FALLS COUNTY, IDAHO**

Section 31: E1/2

Section 34: W1/2

Together with all water rights appurtenant thereto, including but not limited to the water rights shown on **EXHIBIT A** attached hereto.

TO HAVE AND TO HOLD, unto Grantee, its successors 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 B** attached hereto and incorporated herein (collectively the "Permitted Exceptions").

Grantor warrants that during its time of holding title to the Property, it has 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 Grantor will warrant and defend the same against all lawful claims of all persons claiming by, through or under Grantor.

Please record and return to:

Paul L. Arrington
Barker Rosholt & Simpson, LLP
195 River Vista Place, Suite 204
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IN WITNESS WHEREOF, the parties have executed the within instrument as of the 24 day of March, 2015.

GRANTOR

HLF CLIENT SERVICES, LLC


By: Gregory M. Hopkins
Its: Manager

STATE OF Arkansas)
) ss.
County of Pulaski)

On this 24th day of March, 2015, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Gregory M. Hopkins, Manager of HLF CLIENT SERVICES, LLC, an Arkansas limited liability company, known to me to be such Grantor and the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same on behalf of the company.

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



Anita L. Cross
NOTARY PUBLIC for Pulaski County, AR
Residing at: Little Rock, Arkansas
Commission Expires: 10-18-2016

Exhibit A

Water Right

47-8436
45-10084
45-10097
45-10149
45-11040
47-2496B
47-17286
47-17288
47-17290
45-14371
45-14372
45-14373
45-14374
47-17091
47-17092
47-17364
47-17365

EXHIBIT B

1. Taxes for 2014 and subsequent years, a lien, but not yet due or payable.
2. Rights-of-way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States, as granted to the United States under provisions of Section 58-604, Idaho Code.
3. Assessments of the American Falls Reservoir District and the rights and powers of said District as by law provided.
4. Liens, levies, and assessments of the Twin Falls Canal Company, and the rights, powers, and easements of said Company as by law provided.
5. Assessments of the Artesian Irrigation, Inc. and the rights and powers of said District as by law provided.
6. Assessments of the Dry Creek District and the rights and powers of said District as by law provided.
7. Assessments of the Rock Creek District and the rights and powers of said District as by law provided.
8. Assessments of the Southwest Irrigation District and the rights and powers of said District as by law provided.
9. Assessments of the Strong Ditch District and the rights and powers of said District as by law provided.
10. Assessments of the Milner Canal District and the rights and powers of said District as by law provided.
11. County road rights of way.
12. Power Line Easement given by L. Kenneth Larsen and Capitola L. Larsen, his wife, to Idaho Power Company, a corporation, recorded October 21, 1948 as Instrument Number 385093, Twin Falls County records. (Covers the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 11 South, Range 19 East of the Boise Meridian)
13. Power Line Easement given by L. Kenneth Larsen and Capitola L. Larsen, his wife, to Idaho Power Company, a corporation, recorded October 27, 1950 as Instrument Number 404031, Twin Falls County records. (Covers the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 11 South, Range 19 East of the Boise Meridian)
14. Power Line Easement given by R G High and Shirley L. High, his wife to Idaho Power Company, a corporation, recorded July 3, 1956 as Instrument Number 456126, Twin Falls County records. (Covers the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 34, Township 11 South, Range 19 East of the Boise Meridian)
15. Power Line Easement given by S A High and Nina E. High, his wife to Idaho Power Company, a corporation, recorded July 3, 1956 as Instrument Number 456127, Twin Falls County records. (Covers the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 34, Township 11 South, Range 19 East of the Boise Meridian)
16. Power Line Easement given by R S High and Laura C High, his wife to Idaho Power Company, a corporation, recorded July 3, 1956 as Instrument Number 456128, Twin Falls County records. (Covers the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 34, Township 11 South, Range 19 East of the Boise Meridian)
17. Power Line Easement given by Garnett Kidd and Alice Kidd, his wife to Idaho Power Company, a corporation, recorded February 16, 1977 as Instrument Number 710139, Twin Falls County records. (Covers the NE $\frac{1}{4}$ of Section 31, Township 11 South, Range 19 East of the Boise Meridian)
18. Power Line Easement given by Sean Kidd and Rita Kidd and Garnett Kidd and Alice Kidd to Idaho Power Company, a corporation, recorded September 11, 1977 as Instrument Number 722222, Twin Falls County records. (Covers the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 11 South, Range 19 East of the Boise Meridian)
19. Underground Power Line Easement given by Brent Funk to Idaho Power Company, a corporation, dated September 15, 1993, recorded August 15, 1994 as Instrument Number 1994-014529, records of Twin Falls County, Idaho. (Covers the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31, Township 11 South Range 19 East of the Boise Meridian)

20. A right of way across the South 60 feet and the East 30 feet thereof with right of ingress and egress to service a well and buried pipeline and a right of way across the South 20 feet of the West 147 feet thereof with right of ingress and egress to service a hydrant and buried pipeline, created in Warranty Deed from Clarence A. Degner and Lois A. Degner to Matthew S. Nail and Ana G. Nail recorded March 13, 1995 as Instrument No. 1995-003960, records of Twin Falls County, Idaho. (Covers SE¼ of Section 33 and NW¼ of Section 34, Township 11 South, Range 19 East, Boise Meridian)
21. Power Line Easement given by Luis Bettencourt to Idaho Power Company, a corporation, recorded June 22, 2007 as Instrument Number 2007-015044, Twin Falls County records. (Covers the SW¼ of Section 34, Township 11 South, Range 19 East of the Boise Meridian)
22. Power Line Easement given by Luis Bettencourt to Idaho Power Company, a corporation, recorded June 22, 2007 as Instrument Number 2007-015045, Twin Falls County records, (Covers the NW¼ of Section 34, Township 11 South, Range 19 East of the Boise Meridian)
23. Power Line Easement given by Luis Bettencourt to Idaho Power Company, a corporation, recorded November 14, 2007 as Instrument Number 2007-027496, Twin Falls County records. (Covers the SW¼ of Section 34, Township 11 South, Range 19 East of the Boise Meridian)
24. Power Line Easement given by Luis Bettencourt to Idaho Power Company, a corporation, recorded November 14, 2007 as Instrument Number 2007-027519, Twin Falls County records. (Covers the SW¼ of Section 34, Township 11 South, Range 19 East of the Boise Meridian)
25. Power Line Easement given by Luis Bettencourt to Idaho Power Company, a corporation, recorded December 24, 2007 as Instrument Number 2007-030720, Twin Falls County records. (Covers the W½ of Section 34, Township 11 South, Range 19 East of the Boise Meridian)
26. Power Line Easement given by Luis M. Bettencourt and Sharon L. Bettencourt to Idaho Power Company, a corporation, recorded February 27, 2008 as Instrument Number 2008-004264, Twin Falls County records. (Covers the SE¼NW¼ of Section 34, Township 11 South, Range 19 East of the Boise Meridian)
27. Power Line Easement given by Luis M. Bettencourt and Sharon L. Bettencourt to Idaho Power Company, a corporation, recorded October 21, 2008 as Instrument Number 2008-022780, Twin Falls County records. (Covers the W½ of Section 34, Township 11 South, Range 19 East of the Boise Meridian)
28. Terms of Lease Agreement as disclosed by Memorandum of Lease Agreement by and between L & S Land Holdings, LLC, an Idaho limited liability company, Lessor, and Wybenga Dairy, LLC, an Idaho limited liability company, Lessee, dated June 6, 2013 and recorded June 10, 2013 as Instrument No. 2013-012708, records of Twin Falls County, Idaho.
29. Terms of Lease & Easement Agreement as disclosed by Memorandum of Lease & Easement Agreement between Bettencourt Dairies, LLC, an Idaho limited liability company and L&S Land Holdings, LLC, an Idaho limited liability company and Cargill, Incorporated, a Delaware corporation dated June 24, 2013 and recorded December 23, 2013 as Instrument No. 2013-025879, records of Twin Falls County, Idaho.
NonDisturbance and Attornment Agreement dated December 20, 2013 and recorded December 23, 2013 as Instrument No. 2013-025881, records of Twin Falls County, Idaho.
NonDisturbance and Attornment Agreement dated December 20, 2013 and recorded December 23, 2013 as Instrument No. 2013-025882, records of Twin Falls County, Idaho.
NonDisturbance and Attornment Agreement dated December 20, 2013 and recorded December 23, 2013 as Instrument No. 2013-025883, records of Twin Falls County, Idaho.
NonDisturbance and Attornment Agreement dated December 20, 2013 and recorded December 23, 2013 as Instrument No. 2013-025884, records of Twin Falls County, Idaho.
30. Access Easement Agreement between Bettencourt Dairies, LLC, an Idaho limited liability company and L&S Land Holdings, LLC, an Idaho limited liability company and Cargill, Incorporated, a Delaware corporation dated June 24, 2013 and recorded December 23, 2013 as Instrument No. 2013-025880, records of Twin Falls County, Idaho.
NonDisturbance and Attornment Agreement dated December 20, 2013 and recorded December 23, 2013 as Instrument No. 2013-025881, records of Twin Falls County, Idaho.
NonDisturbance and Attornment Agreement dated December 20, 2013 and recorded December 23, 2013 as Instrument No. 2013-025882, records of Twin Falls County, Idaho.
NonDisturbance and Attornment Agreement dated December 20, 2013 and recorded December 23, 2013 as Instrument No. 2013-025883, records of Twin Falls County, Idaho.
NonDisturbance and Attornment Agreement dated December 20, 2013 and recorded December 23, 2013 as Instrument No. 2013-025884, records of Twin Falls County, Idaho.



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

July 20, 2015

IDAHO DAIRY HOLDINGS LLC
2960 N 4200 E
HANSEN ID 83334

RE: Change of Ownership for Water Right Nos. – See Attached List

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,

Trish Fawcett
Technical Records Specialist

Enclosure(s)

Cc: TitleOne (50803-4664A)

Basin	Sequence	Suffix	Current Owner
45	14371		IDAHO DAIRY HOLDINGS LLC
45	14372		IDAHO DAIRY HOLDINGS LLC
45	14373		IDAHO DAIRY HOLDINGS LLC
45	14374		IDAHO DAIRY HOLDINGS LLC
47	127	C	IDAHO DAIRY HOLDINGS LLC
47	175		IDAHO DAIRY HOLDINGS LLC
47	176		IDAHO DAIRY HOLDINGS LLC
47	187		IDAHO DAIRY HOLDINGS LLC
47	188		IDAHO DAIRY HOLDINGS LLC
47	2496	B	IDAHO DAIRY HOLDINGS LLC
47	2540		IDAHO DAIRY HOLDINGS LLC
47	7529		IDAHO DAIRY HOLDINGS LLC
47	12300		IDAHO DAIRY HOLDINGS LLC
47	17091		IDAHO DAIRY HOLDINGS LLC
47	17092		IDAHO DAIRY HOLDINGS LLC
47	17285		IDAHO DAIRY HOLDINGS LLC
47	17286		IDAHO DAIRY HOLDINGS LLC
47	17287		IDAHO DAIRY HOLDINGS LLC
47	17288		IDAHO DAIRY HOLDINGS LLC
47	17289		IDAHO DAIRY HOLDINGS LLC
47	17290		IDAHO DAIRY HOLDINGS LLC
47	17364		IDAHO DAIRY HOLDINGS LLC
47	17365		IDAHO DAIRY HOLDINGS LLC

RECEIVED

MAY 12 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION



TitleOne
a title & escrow co.

May 11, 2015

Trish Fawcett
ID Department of Water Resources
650 Addison Ave. West, Suite 500
Twin Falls, ID 83301

RE: Idaho Dairy Holdings, LLC
File NO. 50803-4664A

Dear Trish:

Enclosed with this letter please find the following:

1. The original executed Notice of Security Interest in a Water Right.
2. Land Title and Escrow's check no. 32236 made payable to Idaho Department of Water Resources in the amount of \$425.00.
3. A copy of the recorded Special Warranty Deed.

Please make the necessary changes in the records to indicate the new owner as Idaho Dairy Holdings, LLC and return a receipted copy to this office.

Should you have any questions, please do not hesitate to contact this office. Thank you for your assistance.

Very truly yours,
LAND TITLE AND ESCROW, INC.
Dba TitleOne

Larry Roberts
President

LR/nrg
Enc.
Hand Delivered