

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
MAY 02 2018

**DEPARTMENT OF
WATER RESOURCES**

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?
29-7104	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-11307	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-11308	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Snake River Cattle Company
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Agri Beef Co.
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- | | | | |
|-------------------------|---|-----------|--------------|
| <u>2394 Feed Lot Ln</u> | <u>American Falls</u> | <u>ID</u> | <u>83211</u> |
| Mailing address | City | State | ZIP |
| <u>208-226-5126</u> | <u>brenda.wilson@agrib Beef Co. / wade.small@agrib Beef Co.</u> | | |
| 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):
 - ☐ \$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.

SUPPORT DATA
IN FILE # 29-7104

8. Signature: Wade Small President 4/30/18
 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 [Signature] Date 5-2-18 Receipt No. C105045 Receipt Amt. 75.00

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 5-3-18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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MAR 08 2018

DEPARTMENT OF
WATER RESOURCES

Notice of Change in Water Right Ownership

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Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
29-7104	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-11307	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-11308	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Snake River Cattle Company
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Snake River Cattle Feeders, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2394 Feedlot Rd. American Falls ID 83211
Mailing address City State ZIP
- 208-226-5126 Brenda.Wilson@agribee.com / Wyatt.Small@agribee.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):
 ☐ \$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: Wyatt Small President 2/28/18
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 _____ Date _____ Receipt No. _____ Receipt Amt. _____

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 _____

ORIGINAL

ARTICLES AND PLAN OF MERGER
OF
SNAKE RIVER CATTLE TRUCKING, INC.,
AGRI-BEEF CO.,
AND
SNAKE RIVER CATTLE CO., INC.,
(The Merging Companies)

OCT 31 2 58 PM '88
SECRETARY OF STATE

WITH AND INTO
EL ORO CATTLE COMPANY, INC.
(The Surviving Corporation)

Whose Name Shall be Changed to
AGRI BEEF CO.

Pursuant to the provisions of §§30-1-71, 30-1-73 and 30-1-74 of the Idaho Business Corporation Act, as amended, the undersigned domestic corporations adopt the following Articles and Plan of Merger for the purpose of merging them into one of the such corporations:

FIRST: The following Plan of Merger was approved by the directors and shareholders of each of the undersigned corporations in the manner prescribed by the Idaho Business Corporation Act:

PLAN OF MERGER

(a) The names of the undersigned constituent corporations and the States under the laws of which they are respectively organized are:

<u>Name of Merging Corporations</u>	<u>State</u>
Snake River Cattle Trucking, Inc.	Idaho
Agri-Beef Co.	Idaho
Snake River Cattle Co, Inc.	Idaho

The name of the Surviving Corporation is **EL ORO CATTLE COMPANY, INC.**

(b) The terms and conditions of the proposed merger are as follows:

(i) The directors and officers of the Surviving Corporation immediately prior to the effective date of the merger shall continue to be the directors and officers of the Surviving Corporation, to hold office for the terms specified in the Bylaws of the Surviving Corporation and until their respective successors are duly elected and qualified.

(ii) The Bylaws of the Surviving Corporation in effect immediately prior to the effective date of the merger shall continue to be the Bylaws of the

Surviving Corporation, until altered or repealed in the manner provided by law and such Bylaws.

(iii) When the merger becomes effective, subject to such changes, adjustments or eliminations as may be made in accordance with generally accepted accounting principles, the assets and liabilities of the constituent corporations shall be recorded in the accounting records of the Surviving Corporation at the amounts at which they shall be carried at that time in the accounting records of the constituent corporations.

(iv) This Plan of Merger may be terminated and abandoned prior to the effective date of the merger upon the occurrence of any one of the following events:

(1) By mutual written consent of each of Constituent Corporations.

(2) By any such parties if the Closing has not occurred by November 5, 1988.

(v) The effective date of the merger provided for by this Plan of Merger shall be the date on which the last act required to complete the merger under the laws of the State of Idaho is performed.

(c) The manner and basis of converting the shares of each corporation into shares of the surviving corporation shall be as follows: All of the outstanding Common Stock of each of the Constituent Corporations shall be converted into a total of 10,000 shares of the Surviving Corporation, and such 10,000 shares shall constitute all of the issued and outstanding capital stock of the Surviving Corporation.

(d) The following changes in the Articles of Incorporation of the Surviving Corporation are to be effected by the merger: Article I of the Articles of Incorporation of the Surviving Corporation is hereby amended to read as follows:

"The name of this corporation shall be **AGRI BEEF CO.**"

Article VII of the Articles of Incorporation of the Surviving Corporation is hereby amended to read as follows:

"That the amount of total authorized capital stock is 15,000 shares, with No Par Value."

SECOND: As to each of the undersigned corporations, the number of shares outstanding, and the designation and number of outstanding shares of each class entitled to vote as a class on such Plan, are as follows:

<u>Name of Corporation</u>	<u>Number of Shares Outstanding</u>	<u>Entitled to Vote as a Class</u>	
		<u>Designation of Class</u>	<u>Number of Shares</u>
Snake River Cattle Trucking, Inc., an Idaho corporation	25 1/2	Common Stock	25 1/2
Agri Beef Co., an Idaho corporation	6,250	Common Stock	6,250
Snake River Cattle Co., Inc., an Idaho corporation	50	Common Stock	50
El Oro Cattle Company, Inc., an Idaho corporation	1,425	Common Stock	1,425

THIRD: As to each of the undersigned corporations, the total number of shares voted for and against such Plan, respectively and, as to each class entitled to vote thereon as a class, the number of shares of such class voted for and against such Plan, respectively, are as follows:

<u>Name of Corporation</u>	<u>Number of Shares</u>		<u>Entitled to Vote as a Class</u>		
	<u>Total Voted For</u>	<u>Total Voted Against</u>	<u>Class</u>	<u>Voted For</u>	<u>Voted Against</u>
Snake River Cattle Trucking, Inc.	25 1/2	0	Common	25 1/2	0
Agri Beef Co.	6,250	0	Common	6,250	0
Snake River Cattle Co., Inc.	50	0	Common	50	0
El Oro Cattle Company, Inc.	1,425	0	Common	1,425	0

DATED: October 28, 1988.

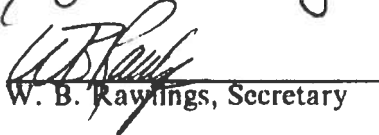
SNAKE RIVER CATTLE TRUCKING, INC.
an Idaho corporation

By 
Robert N. Rebholz, President

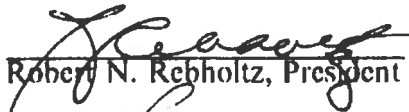
By 
W. B. Rawlings, Secretary

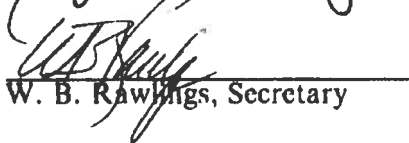
AGRI BEEF CO.,
an Idaho corporation

By 
Robert N. Rebholz, President

By 
W. B. Rawlings, Secretary

SNAKE RIVER CATTLE CO., INC.
an Idaho corporation

By 
Robert N. Rebholz, President

By 
W. B. Rawlings, Secretary

EL ORO CATTLE COMPANY, INC.
an Idaho corporation

By 
Robert N. Rebholz, President

By 
W. B. Rawlings, Secretary

STATE OF IDAHO)

:SS.

County of Ada)

I, Delvie S. Ziehlster, a Notary Public, do hereby certify that on this 28th day of October, 1988, personally appeared before me ROBERT N. REBHOLTZ and W. B. RAWLINGS, who, being by me first duly sworn, declared that they are the President and Secretary, respectively, of SNAKE RIVER CATTLE TRUCKING, INC., an Idaho corporation, and that they signed the foregoing document as President and Secretary of the corporation, and that the statements contained therein are true.

Delvie S. Ziehlster
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 12-1-94

STATE OF IDAHO)

:SS.

County of Ada)

I, Delvie S. Ziehlster, a Notary Public, do hereby certify that on this 28th day of October, 1988, personally appeared before me ROBERT N. REBHOLTZ and W. B. RAWLINGS, who, being by me first duly sworn, declared that they are the President and Secretary, respectively, of AGRI BEEF CO., an Idaho corporation, and that they signed the foregoing document as President and Secretary of the corporation, and that the statements contained therein are true.

Delvie S. Ziehlster
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 12-1-94

ARTICLES AND PLAN OF MERGER - P. 5

County of Ada) ss.

Devin S. Webster
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 12-1-94

I, Quinn S. Zschaler, a Notary Public, do hereby certify that on this 28th day of October, 1988, personally appeared before me ROBERT N. REBHOLTZ and W. B. RAWLINGS, who, being by me first duly sworn, declared that they are the President and Secretary, respectively, of EL ORO COMPANY, INC., an Idaho corporation, and that they signed the foregoing document as President and Secretary of the corporation, and that the statements contained therein are true.

Robert S. Webster
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 12-1-94

ARTICLES AND PLAN OF MERGER - P. 6



**ARTICLES OF ORGANIZATION
LIMITED LIABILITY COMPANY**

(Instructions on back of application)

FILED EFFECTIVE

05 DEC 27 PM 3:00

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited liability company is:

SNAKE RIVER CATTLE FEEDERS, LLC

- 2. The street address of the initial registered office is:**

1555 Shoreline Drive, 3rd Floor, Boise, Idaho 83702

and the name of the initial registered agent at the above address is:

W. B. Rawlings

- 3. The mailing address for future correspondence is:**

1555 Shoreline Drive, 3rd Floor, Boise, ID 83702

4. Management of the limited liability company will be vested in:

Manager(s) ☐ or Member(s) ☒ (please check the appropriate box)

5. If management is to be vested in one or more manager(s), list the name(s) and address(es) of at least one initial manager. If management is to be vested in the member(s), list the name(s) and address(es) of at least one initial member.

Name

Address

Agri Beef Co.

1555 Shoreline Drive, Boise, Idaho 83702

6. Signature of at least one person responsible for forming the limited liability company:

Signature: W D Kallinger

Typed Name: W. B. Rawlings

Capacity: Member

Signature _____

Typed Name: _____

Capacity:

Secretary of State use only

\\corp\forms\LLC forms\arts of organization.065

Revised 07/2002

With Form

IDAHO SECRETARY OF STATE
12/27/2005 05:00
CK: 7979 CT: 20168 BH: 928722
1 @ 100.00 = 100.00 ORGAN LLC # 10
1 @ 20.00 = 20.00 EXPEDITE C # 11

ORIGINAL

W45723



Department of State.

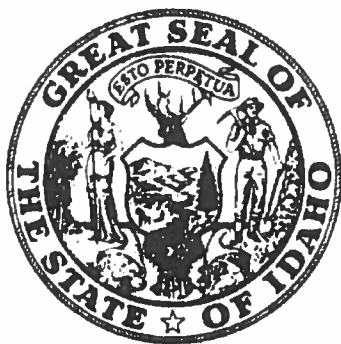
CERTIFICATE OF MERGER OR CONSOLIDATION

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho hereby certify that duplicate originals of Articles of Merger of SNAKE RIVER CATTLE TRUCKING, INC., AGRI-BEEF CO., and SNAKE RIVER CATTLE CO., INC.

into EL ORO CATTLE COMPANY, INC., changing its name to AGRI BEEF CO., duly signed and verified pursuant to the provisions of the Idaho Business Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY and by virtue, of the authority vested in me by law, I issue this certificate of merger, and attach hereto a duplicate original of the Articles of Merger.

Dated October 31, 19 88.



Pete T. Cenarrusa

SECRETARY OF STATE

Corporation Clerk



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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

May 03, 2018

AGRI BEEF CO
2394 FEED LOT LN
AMERICAN FALLS ID 83211-5212

Re: Change in Ownership for Water Right No(s): 29-7104, 29-11307 and 29-11308

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) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Perkins Coie
Water District No. 120



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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

April 11, 2018

SNAKE RIVER CATTLE FEEDERS LLC
2394 FEED LOT LN
AMERICAN FALLS ID 83211-5212

RE: Change in Ownership Water Right No(s): 29-11308, 29-7104, 29-11307

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:

Articles and Plan of Merger for Snake River Cattle Feeders, LLC. The documents you provided mention Snake River Cattle Trucking, Inc., Agri-Beef, Co., Snake River Cattle Company, Inc. None of the documents provided list Snake River Cattle Feeders, LLC.

No fee was received with this request. Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be \$75.

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

Also, please note that water right/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 change/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) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Perkins Coie

March 7, 2018

Kimberly L. Sampo
KSampo@perkinscoie.com

IDWR State Office
322 East Front St., 6th Floor
P.O. Box 83720
Boise, ID 83720

RECEIVED

MAR 08 2018

DEPARTMENT OF
WATER RESOURCES

Re: Notice of Name Change of Snake River Cattle Company, now known as Snake River Cattle Feeders, LLC

To Whom It May Concern,

On behalf of Snake River Cattle Company, now known as Snake River Cattle Feeders, LLC, the company requests that the agency update the ownership records from "Snake River Cattle Co c/o Dan Hammond" to "Snake River Cattle Feeders, LLC" as a result of the company's name change for the water rights identified on the Idaho Department of Water Resource's Notice of Change in Water Right Ownership ("Notice") submitted herewith. The company's mailing address should be updated as follows:

Snake River Cattle Feeders, LLC
2394 Feedlot Road
American Falls, ID 832111

Enclosed with the original Notice is a copy of the name change documentation filed with the Idaho Secretary of State's Office on October 31, 1988 and December 27, 2005. We understand there is no fee associated with a simple name change.

If you have any questions, please do not hesitate to contact me.

Very truly yours,



Kim Sampo
Senior Paralegal

Enclosures