

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**Notice of Change in Water Right Ownership**

**RECEIVED**

**APR 12 2017**

DEPT 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 36-10782              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 36-10581              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Neil DeWit  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): DeWit Dairy, an Idaho general partnership  
New owner(s) as listed on the conveyance document      Name connector ☐ and ☐ or ☐ and/or
- 2011 Bob Barton Hwy      Jerome      ID      83338  
Mailing address      City      State      ZIP
- 208-536-2742  
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 3, 2013
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.

SUPPORT DATA

IN FILE # 36-10581

8. Signature: [Signature]      Partner      3/16/17  
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 TF      Date 4.12.2017      Receipt No. 5036065      Receipt Amt. \$275

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 \_\_\_\_\_

Instrument # 245351  
GOODING COUNTY, GOODING, IDAHO  
07-03-2013 16:53:46 No. of Pages: 7  
Recorded for: LAND TITLE AND ESCROW - JEROME  
DENISE GILL Fee: \$28.00  
Ex-Officio Recorder Deputy: MJS  
Electronically Recorded by Simplifile  
For Value Received

## QUITCLAIM DEED

G-41546

**DeWit Dairy, an Idaho General Partnership consisting of Tony DeWit, Melinda DeWit and Julie Renee DeWit, who acquired title as DeWit Dairy, an Idaho General Partnership consisting of Tony DeWit and Melinda DeWit**

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto

**DeWit Dairy, an Idaho General Partnership  
Whose address is: 2011-A Bob Barton Highway, Wendell, Idaho 83355**

Hereinafter called the grantee, the following described premises, in Gooding County, Idaho to-wit:

**See Attached Exhibit "A"**

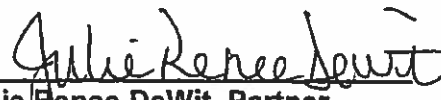
TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the grantee's heirs and assigns forever.

Dated: July 3, 2013

**DeWit Dairy**

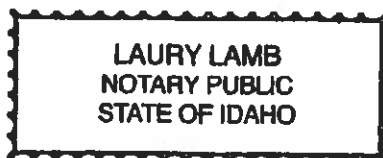
  
\_\_\_\_\_  
Tony DeWit, Partner

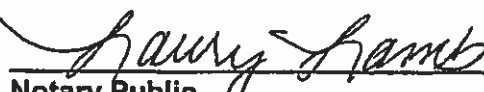
  
\_\_\_\_\_  
Melinda DeWit, Partner

  
\_\_\_\_\_  
Julie Renee DeWit, Partner

STATE OF IDAHO                     )  
                                              ) ss.  
COUNTY OF Jerome            )

On this 3rd day of July, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Tony DeWit, Melinda DeWit and Julie Renee DeWit, known or identified to me to be the partners in the Partnership of DeWit Dairy, and the partners who subscribed said Partnership name to the foregoing instrument, and acknowledged to me that executed the same in said Partnership name.



  
\_\_\_\_\_  
Notary Public  
Residing at: Jerome  
My Commission expires: 4/2/2016

CONTINUATION

EXHIBIT "A"

TRACT II

PARCEL NO. 1

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN,  
GOODING COUNTY, IDAHO

Section 28: SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; EXCEPTING THEREFROM that portion deed to Wendell Highway District by Warranty Deed recorded July 16, 2008 as Instrument Number 227128, Gooding County records described parcel of land:

Commencing at the South Quarter corner of Section 28, Township 8 South, Range 15 East Boise Meridian at Rex Leland Highway Project Station 47+17.68 and Bob Barton Highway Project Station 247+11.48 which bears South 00°35'42" East a distance of 5282.32 feet from the North quarter corner of said Section 28 at Rex Leland Highway Project Station 100+00 said South quarter corner being the REAL POINT OF BEGINNING;  
Thence from this REAL POINT OF BEGINNING and along the South boundary of said Section 28 on a bearing of North 89°11'30" West a distance of 1317.46 feet to the Southwest corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 28 at Bob Barton Highway Project Station 233+94.02  
Thence along the West Boundary of the said SE $\frac{1}{4}$ SW $\frac{1}{4}$  on a bearing of North 00°37'36" East a distance of 30.00 feet to the new right of way boundary at Bob Barton Highway Project Station 233+93.93; 30 feet left;  
Thence along the right of way boundary on a bearing of South 89°11'30" East a distance of 266.56 feet to Bob Barton highway Project Station 236+60.48, 30 feet left;  
Thence along the right of way boundary on a bearing of North 85°04'09" East a distance of 200.00 feet to Bob Barton Highway Project Station 238+59.48; 50 feet left to a point of curvature on a curve to the left.  
Thence along said curve to the left having a central angle of 90°12'48" a radius of 798.83 feet an arc length of 1257.77 feet, a tangent length of 801.81 feet and a long chord of 1131.82 feet on a bearing North 45°42'06" East to the point of tangency of said curve to the left at Rex Leland Project Station 55+69.68; 50 feet left;  
Thence along the right of way boundary of the Rex Leland Highway on a bearing of North 00°35'42" East a distance of 470.16 feet to the North boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 28 at Rex Leland Project Station 60+39.83; 50 feet left;  
Thence along said North boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  on a bearing of South 89°16'58" East to the Northeast corner of said SE $\frac{1}{4}$ SW $\frac{1}{4}$  at Rex Leland Highway project Station 60+39.74;  
Thence along the East boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  on a bearing of South 00°35'42" West a distance of 1322.05 feet to the REAL POINT OF BEGINNING.

BASIS OF BEARINGS: The South Section line from the Southwest corner of Section 28 to the South Quarter corner of Section 28 all in T. 8 S., R. 15 E.B.M., Gooding County, Idaho, said Section line being on a bearing of North 89°11'30" East.

Section 33: NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; EXCEPTING THEREFROM the following described parcel of land:

Beginning at the North One-Quarter section corner of Section 33, Township 8 South, Range 15 East, Boise Meridian, said corner marked by a  $\frac{1}{2}$ " rebar;  
Thence South 00°00'27" West along the West line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$  for a distance of 412.83 feet to a  $\frac{1}{2}$ " rebar which shall be THE POINT OF BEGINNING;  
Thence North 89°30'58" East for a distance of 344.89 feet to a  $\frac{1}{2}$ " rebar;  
Thence South 00°00'27" West for a distance of 312.72 feet to a  $\frac{1}{2}$ " rebar;

**CONTINUATION**

**EXHIBIT "A"**

Thence South 89°30'58" West for a distance of 344.89 feet to a ½" rebar on the West line of the NW¼NE¼;  
Thence North 00°00'27" East along said line for a distance of 312.72. feet to THE POINT OF BEGINNING.

**PARCEL NO. 2**

**TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN,  
GOODING COUNTY, IDAHO**

Section 33: NE¼NE¼, EXCEPTING THEREFROM the following described parcel of land:

Commencing at the Northeast corner of Section 33;  
Thence North 89°54'22" West, 377.00 feet along the Northerly boundary of Section 33 to THE TRUE POINT OF BEGINNING;  
Thence South 0°58'58" West, 1089.00 feet;  
Thence North 89°54'22" West, 400.00 feet;  
Thence North 0°58'58" East, 1089.00 feet to the Northerly boundary of Section 33;  
Thence South 89°54'22" East, 400.00 feet along the Northerly boundary of the NE¼NE¼, to THE TRUE POINT OF BEGINNING.  
**AND**

**TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN,  
GOODING COUNTY, IDAHO**

Section 33: That part of the NE¼NE¼, described as follows:

Commencing at the Northeast corner of Section 33;  
Thence North 89°54'22" West, 377.00 feet along the Northerly boundary of Section 33, to THE TRUE POINT OF BEGINNING;  
Thence South 0°58'58" West, 1089.00 feet;  
Thence North 89°54'22" West, 400.00 feet;  
Thence North 0°58'58" East, 1089.00 feet to the Northerly boundary of Section 33;  
Thence South 89°54'22" East, 400.00 feet along the Northerly boundary of the NE¼NE¼, to THE TRUE POINT OF BEGINNING.

**PARCEL NO. 3**

**TOWNSHIP 8 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,  
GOODING COUNTY, IDAHO**

Section 34: A parcel of land located in the NW¼NW¼, described as follows:

Commencing at the Northwest corner of said Section 34;  
Thence South 00°02'00" East along the West boundary of said Section 34 for a distance of 277.00 feet to THE TRUE POINT OF BEGINNING;  
Thence South 89°52'00" East parallel with the North boundary of Section 34 for a distance of 315.00 feet;  
Thence South 00°02'00" East parallel with the West boundary of Section 34 for a distance of 418.00 feet;  
Thence North 89°52'00" West, measured (North 89°49' West recorded) parallel with the North boundary of Section 34 for a distance of 315.00 feet to a point on the West boundary of Section 34;



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](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

June 9, 2017

DE WIT DAIRY  
2011 BOB BARTON HWY  
WENDELL ID 83355

METROPOLITAN LIFE INSURANCE COMPANY  
10801 MASTIN BLVD SUITE 930  
OVERLAND PARK KS 66210

RE: Change of Ownership and/or Notice of Security Interest in a Water Right for Water Right  
Nos. 36-2658, 36-8388, 36-4062, 36-7714A, 36-7714B, 36-10776, 36-10779, 36-10780, 36-10781,  
36-10782, 36-2488, 36-8491, 36-8661, 36-10581 and 36-10777.

Dear Water Right Holders and Party Holding a Security Interest:

The department acknowledges receipt of correspondence changing ownership of and adding a security interest holder to the above referenced water rights. The department has modified its records to reflect the changes 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](http://www.idwr.idaho.gov).

*Note: we were unable to change the ownership of water right 36-10777 due to no documentation of ownership for this water right. A refund of \$25.00 will be issued for this ownership change. (Receipt #S036065)*

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Benny Walker  
Senior Water Right Agent

Enclosure(s)

Cc: Title One. (Instrument No. 257811)



237 N. Lincoln  
Jerome, ID 83338  
Ph. (208) 324-3357  
Fx. (866) 310-3443  
www.titleonecorp.com

RECEIVED  
APR 12 2017  
DEPT OF WATER RESOURCES  
SOUTHERN REGION

Date: April 10, 2017

Idaho Dept of Water Resources  
Attn: Trish  
650 Addison Ave W, Ste 500  
Twin Falls, ID 83301

Re: Escrow No. 16264585 ~ DeWit Dairy, an Idaho General Partnership

Dear Trish,

In connection with the above referenced transaction, I am enclosing the following:

- Check No. 16728 in the amount of \$275.00 representing the fees for the Change in Water Right Ownership
- Check No. 16729 in the amount of \$375.00 representing the fees for the Notice of Security Interest
- (2) Notice of Change in Water Right Ownership forms (11 water rights)
- Notice of Security Interest in a Water Right (15 water rights)
- Copy of the recorded Mortgage, Instrument No. 257811, Gooding County, Idaho

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

Sincerely,

Laury Jo Lamb  
(208) 324-3357  
llamb@titleonecorp.com