

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
SEP 28 2015
WATER RESOURCES
WESTERN REGION

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?
63-3362	Yes ☒	Yes ☐		Yes ☐	Yes ☐
63-7531	Yes ☒	Yes ☐		Yes ☐	Yes ☐
63-10383	Yes ☒	Yes ☐		Yes ☐	Yes ☐
63-11347	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Ray Montierth and Susan Montierth

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): J. R. Simplot Company

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

P. O. Box 27

Boise

ID

83707

Mailing address

City

State

ZIP

208-336-2110

vic.conrad@simplot.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: August 5, 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):

- ☐ \$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. J. R. Simplot Company

8. Signature: [Signature] Senior Vice President, Secretary and 23 SEP 2015

Signature of new owner/claimant
By: David Spurling

Title, if applicable

Date

Signature:

Signature of new owner/claimant

General Counsel

Title, if applicable

Date

For IDWR Office Use Only:

Received by [Signature] Date 9/28/15

Receipt No. W043539

Receipt Amt. \$400⁰⁰

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 N/A

Approved by _____

Processed by AG

Date 4/29/2016

**RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:**

J. R. Simplot Company
P.O. Box 27
Boise, ID83707

15253698 51/5D SPACE ABOVE THIS LINE FOR RECORDER'S USE

WATER RIGHTS QUITCLAIM DEED

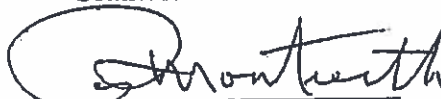
Ray Montierth and Susan Montierth, husband and wife, of 825 Heartland Dr., Nampa, ID 83686, ("Grantor"), for good and valuable consideration, the receipt of which is hereby acknowledged, and in order to provide notice to the Idaho Department of Water Resources ("IDWR") of the within conveyance, does hereby REMISE, RELEASE and forever QUITCLAIM, unto J. R. Simplot Company, of 999 Main Street, Ste. 1300, Boise, Idaho 83702, ("GRANTEE"), and to Grantee's successors and assigns forever, all of Grantor's right title and interest in those certain water rights more particularly described as follows:

IDWR Water Right/ Permit/Application No.	Status (Water Right; Permit or Application)	Diversion Rate to be Conveyed by Grantor to Grantee (cubic feet/ second)	Annual Volume to be conveyed by Grantor to Grantee (acre feet/annum)	Acres Under This Water Right/Permit to be Conveyed by Grantor to Grantee
63-3362	Decree	0.40	95.2	28.2
63-7531	Decree	0.69	81.9	24.2
63-10383	License	0.46	77.2	22.9
63-11347	License	0.34	62.4	18.5
63-12546	Permit	0.62	105.4	31.2
63-33884	Application	0.44	Not Applicable	22

TO HAVE AND TO HOLD all and singular the herein described water rights, together with their appurtenances unto the said Grantee, and its successors and assigns forever

IN WITNESS WHEREOF, Grantor has hereunto subscribed its name to this instrument this 5th day of August, 2015.

Grantor:


Ray Montierth


Susan Montierth

**RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:**

J. R. Simplot Company
P.O. Box 27
Boise, ID83707

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

15253698 ST 15D SPACE ABOVE THIS LINE FOR RECORDER'S USE

WATER RIGHTS QUITCLAIM DEED

Ray Montierth and Susan Montierth, husband and wife, of 825 Heartland Dr., Nampa, ID 83686, ("Grantor"), for good and valuable consideration, the receipt of which is hereby acknowledged, and in order to provide notice to the Idaho Department of Water Resources ("IDWR") of the within conveyance, does hereby REMISE, RELEASE and forever QUITCLAIM, unto J. R. Simplot Company, of 999 Main Street, Ste. 1300, Boise, Idaho 83702, ("GRANTEE"), and to Grantee's successors and assigns forever, all of Grantor's right title and interest in those certain water rights more particularly described as follows:

IDWR Water Right/ Permit/Application No.	Status (Water Right; Permit or Application)	Diversion Rate to be Conveyed by Grantor to Grantee (cubic feet/ second)	Annual Volume to be conveyed by Grantor to Grantee (acre feet/annum)	Acres Under This Water Right/Permit to be Conveyed by Grantor to Grantee
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IN WITNESS WHEREOF, Grantor has hereunto subscribed its name to this instrument this 5th day of August, 2015.

Grantor:

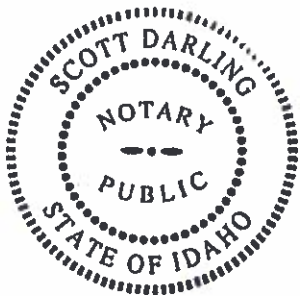

Ray Montierth


Susan Montierth

STATE OF IDAHO }
COUNTY OF Adl }

On this 5th day of August, 2015, before me a notary public personally appeared Ray Montierth and Susan Montierth, to me known to be to be the persons who executed the within instrument and acknowledged to me that they executed the same.

WITNESS my hand and official seal the day and year first above written.



Notary Public in and for the State of Idaho
Residing at:
Commission expires:

RESIDING: BOISE, ID
COMMISSION EXPIRES: 11-28-19



TitleOne
a title & escrow co.

ADA COUNTY RECORDER Christopher D. Rich
BOISE IDAHO Pgs=3 NIKOLA OLSON
TITLEONE BOISE

2015-071359
08/05/2015 03:50 PM
\$16.00

Order Number: 15253698 ST /SD

WARRANTY DEED

For Value Received,

Ray Montlerth and Susan Montlerth, husband and wife, the Grantor, does hereby grant, bargain sell and convey unto, J.R. Simplot Company, a Nevada Corporation, whose current address is 999 Main Street Suite 1300, Attention Corporate Secretary, Boise, ID 83702, the Grantee, the following described premises, in Ada County, Idaho, To Wit:

Parcel I:

A parcel of land being East half of the Southwest quarter, and a portion of the West half of the Southeast quarter of Section 6, Township 1 North, Range 2 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Beginning at a found aluminum cap marking the South quarter corner of Section 6; thence North 89°19'01" West, coincident with the South line of the East half of the Southwest quarter of Section 6, a distance of 1320.86 feet to the West 1/16 corner common to Sections 6 and 7; thence North 0°02'13" East, coincident with said West line of the East half of the Southwest quarter of Section 6, a distance of 2659.65 feet to the center West 1/16 corner of said Section 6; thence South 89°17'57" East, coincident with the North line of said East half of the Southwest quarter of Section 6, a distance of 2441.18 feet; thence South 0°01'30" West, parallel with the East line of the West half of the Southeast quarter of Section 6, a distance of 2163.89 feet; thence North 89°19'01" West, parallel with the South line of the Southeast quarter of Section 6, a distance of 147.50 feet; thence South 0°01'30" West, parallel with the East line of the West half of the Southeast quarter of Section 6, a distance of 495.01 feet to said South line of the Southeast quarter of Section 6; thence North 89°19'01" West, coincident with said South line of the Southeast quarter of Section 6, a distance of 973.36 feet to the Point of Beginning.

Excepting Therefrom:

A parcel of land being a portion of the West half of the Southeast quarter of Section 6, Township 1 North, Range 2 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at a found aluminum cap marking the South quarter corner of Section 6; thence North 0°01'00" West, coincident with the West line of the West half of the Southeast quarter of Section 6, a distance of 660.05 feet to the Point of Beginning; thence continuing North 0°01'00" West, coincident with said West line of the West half of the Southeast quarter of Section 6, a distance of 330.66 feet; thence

Order Number: 15253698 ST /SD

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Excepting Therefrom:

A parcel of land being a portion of the West half of the Southeast quarter of Section 6, Township 1 North, Range 2 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at a found aluminum cap marking the South quarter corner of Section 6; thence North 0°01'00" West, coincident with the West line of the West half of the Southeast quarter of Section 6, a distance of 660.05 feet to the Point of Beginning; thence continuing North 0°01'00" West, coincident with said West line of the West half of the Southeast quarter of Section 6, a distance of 330.66 feet; thence

South 89°19'01" East, parallel with the South line of said West half of the Southeast quarter of Section 6, a distance of 665.32 feet; thence
South 0°40'59" West, 330.64 feet; thence
North 89°19'01" West, parallel with said South line of the West half of the Southeast quarter of Section 6, a distance of 661.28 feet to the Point of Beginning.

Parcel II:

A parcel of land being a portion of the West half of the Southeast quarter of Section 6, Township 1 North, Range 2 East, Bolse Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at a found aluminum cap marking the South quarter corner of Section 6; thence North 0°01'00" West, coincident with the West line of the West half of the Southeast quarter of Section 6, a distance of 660.05 feet to the Point of Beginning; thence continuing North 0°01'00" West, coincident with said West line of the West half of the Southeast quarter of Section 6, a distance of 330.66 feet; thence South 89°19'01" East, parallel with the South line of said West half of the Southeast quarter of Section 6, a distance of 665.32 feet; thence South 0°40'59" West, 330.64 feet; thence North 89°19'01" West, parallel with said South line of the West half of the Southeast quarter of Section 6, a distance of 661.28 feet to the Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: 8/5/15

By: 
Ray Montierth

By: 
Susan Montierth

State of Idaho, County of Adk, ss.

On this 5th day of August in the year of 2015, before me, the undersigned, a Notary Public in and for said State, personally appeared Ray Montierth and Susan Montierth, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

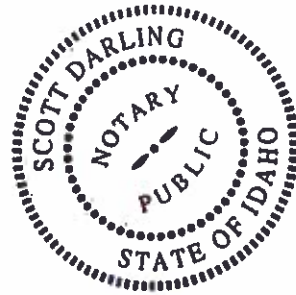


Notary Public

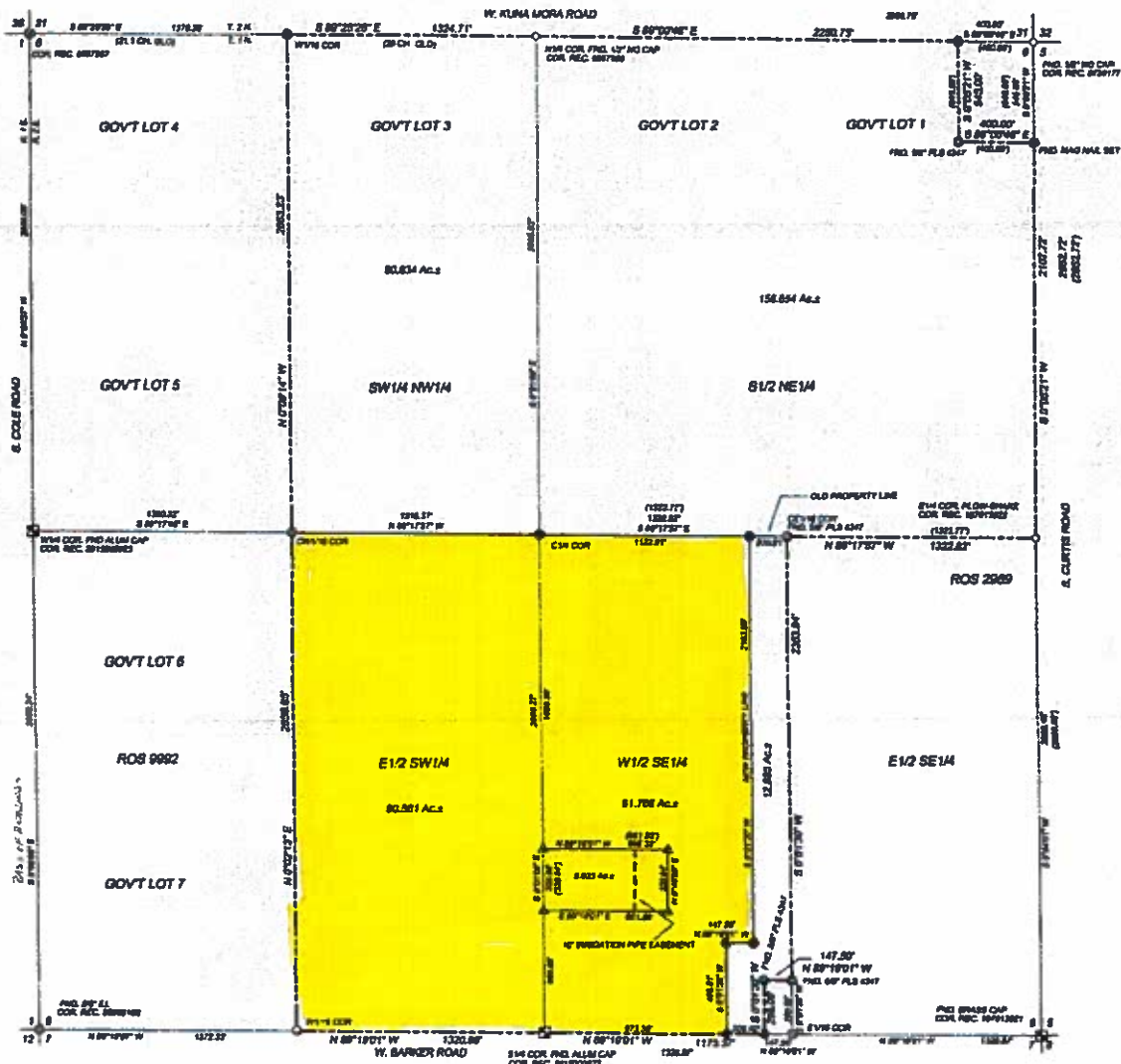
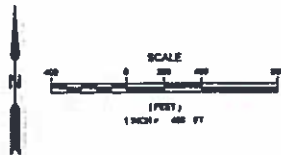
Residing In:

My Commission Expires:
(seal)

RESIDING: BOISE, ID
COMMISSION EXPIRES: 11-28-19



**RECORD OF SURVEY
RAY MONTIERTH
PROPERTY LINE ADJUSTMENT
LOCATED IN SECTION 6
T. 1 N., R. 2 E., B. M., ADA COUNTY, IDAHO**



CERTIFICATE OF COUNTY RECORDER

INSTRUMENT NO. 2015-055816
I HEREBY CERTIFY THAT THIS INSTRUMENT WAS RECORDED AT THE REQUEST OF
SAWTOOTH LAND SURVEYING, AT 3:55 MINUTES PAST 12 O'CLOCK P.M., THIS
21 DAY OF JULY, IN THE YEAR 2015

DEPUTY Christopher J. Rich EX-OFFICIO RECORDER

FEE: \$ 150

LEGEND

	LINE SURVEYED
	CENTERLINE
	RIGHT OF WAY
	SECTIONAL LINE
	EXISTING EDGE OF PAVEMENT
	EXISTING WIRE FENCE
	FOUND ALUMINUM BRASS CAP
	FOUND 5/8" REBAR NO CAP
	SET 5/8" REBAR/CAP
	FOUND IRON PIPE
	FOUND FLOW-SHANK
	SET 1/2" REBAR/CAP
	RECORD INFORMATION
	WITNESS CORNER
	FOUND PK NAIL/MAJ NAIL
	CALCULATED POINT

NOTES

REFERENCES

R1) ROS 2888, 8376, 8882
R2) WARRANTY DEED PAST, NO. 113088047

CERTIFICATE OF SURVEYOR

I, CARL PORTER, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, LICENSED BY THE STATE OF IDAHO, AND THAT THIS MAP WAS DRAWN FROM AND ACTUAL SURVEY ON THE GROUND UNDER MY DIRECT SUPERVISION, AND ACCURATELY REPRESENTS THE POINTS MAPPED HEREON, AND IS IN CONFORMITY WITH THE STATE OF IDAHO CODE RELATING TO PLATS, SURVEYS, AND THE CORNER PERPETUATION AND FILING ACT, IDAHO CODE.

CARL PORTER, P.L.S. 14321



SURVEY INDEX NO. 121-5-0-0-00-00



2030 S. WASHINGTON AVE.
EMMETT, ID 83617
(208) 398-8104
FAX (208) 398-8105

WWW.SAWTOOTHLS.COM

DATE	DATE	DATE	DATE	DATE
10/1	4/25	2/	2/	10/1



CORPORATE HEADQUARTERS

RECEIVED
SEP 28 2015
WATER RESOURCES
WESTERN REGION

September 23, 2015

Nick Miller
State of Idaho
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

Re: IDWR Water Right Nos. 63-3362, 63-7531, 63-10383, 63-11347; IDWR Permit No. 63-12546; IDWR Pending Application No. 63-33884.

Dear Nick:

Enclosed for filing are the following:

1. Notice of Change of a portion of the above referenced water rights. ✓
2. Assignment of a portion of the above referenced permit. ✓
3. Assignment of a portion of the above referenced application. ✓

Please use the enclosed \$425.00 check to cover the fee for filing the enclosed notice to change the ownership for a portion of the above referenced water rights (\$400) plus the fee for filing the assignment of a portion of the above referenced permit (\$25). It is my understanding there is no fee for filing the assignment of a portion of the above referenced application.

Sincerely,

Vic Conrad
Land, Water & Asset Recovery

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 12, 2016

JR SIMPLOT COMPANY
PO BOX 27
BOISE, ID 83707

Re: Notice of Change in Water Right Ownership/ Assignment of Permit No: 63-12546, 63-3362, 63-1753, 63-10383, 63-11347, and 63-12546

<i>Original</i>	<i>Split Into</i>
63-3362	63-3362 & 63-34223
63-7531	63-7531 & 63-34224
63-10383	63-10383 & 63-34225
63-11347	63-11347 & 63-34226
63-12546	63-12546 & 63-34222

Dear Water Right Holders:

We have received and processed a Change of Ownership and an Assignment of Permit for a portion of the original Water Rights as referenced above. This required a split of the original water right.

When a portion of the original water right has been conveyed to another, a new water right number is created to represent the portion obtained by the new owners. For your records proof reports and map depicting the place of use (POU) and the point of diversion (POD) for 63-34222, 63-34223, 63-34224, 63-34225, and 63-34226 are enclosed. Please refer to your new water right number when corresponding with our office.

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.

Your portion of these water rights has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under these rights, including adding a new point of diversion, then an Application for Transfer on your portion of these rights is required. Please contact this office for further information on the Application for Transfer form or you can find the forms at www.idwr.idaho.gov. If you do not plan on changing any items on your water rights, then no further action is required at this time.

Thank you for your patience, as we have had several water right changes to process. If you have any questions concerning the enclosed information or this letter, please feel free to contact this office at 208-334-2190.

Sincerely,

Brenda Serrano
Technical Records Specialist I
Western Regional Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 12, 2016

SUSAN AND RAY MONTIERTH
825 HEARTLAND DR
NAMPA, ID 83686

Re: Notice of Change in Water Right Ownership/ Assignment of Permit No: 63-3362, 63-7531, 63-10383, 63-11347, and 63-12546

<i>Original</i>	<i>Split Into</i>
63-3362	63-3362 & 63-34223
63-7531	63-7531 & 63-34224
63-10383	63-10383 & 63-34225
63-11347	63-11347 & 63-34226
63-12546	63-12546 & 63-34222

Dear Water Right Holders:

The Department has received and processed a Change of Ownership and Assignment of Permit for a portion of your original Water Rights as referenced above. This resulted in a split of water right 63-3362, 63-7531, 63-10383, 63-11347, and 63-12546.

When a portion of the original water right has been conveyed to another and the original right has been split, a new water right number is created to represent the portion obtained by the new owners. For your records a poof report and map depicting the place of use (POU) and the point of diversion (POD) for 63-3362, 63-7531, 63-10383, 63-11347, and 63-12546 are enclosed. Please refer to your new water right numbers when corresponding with our office.

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Technical Records Specialist I
Western Regional Office