

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

FEB 28 2017

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?
17-2052	Yes ☐	Yes ☐		Yes ☐	Yes ☐
17-7063	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: M & K Properties
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Holbrook Farm, LLC
New owner(s) as listed on the conveyance document

1291 US Highway 258 North Kinston NC 28504
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: July 29, 2016

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] Principal 2/17/17
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 VC Date 2/28/17 Receipt No. C103093 Receipt Amt. \$50
 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 3-1-17

DEV

SUPPORT DATA

IN FILE # 17-2052

NTO-78183
Holbrook Farm, LLC, a Delaware Limited Liability Company
1291 US Highway 258 N
Kinston, NC 28504

Microfilm No. 154170
Day August 29 16
At 2:45 O'clock P.M.
Lola Bott
Oneida Co. Recorder
Fee \$ 16.00 Deputy
Recorded at Request of Northern Pipeline

WARRANTY DEED

CSS Potato Farms, LLC, a South Dakota Limited Liability Company

Grantor(s) of Kennewick, County of Benton, State of Washington hereby **CONVEY AND WARRANT** to

Holbrook Farm, LLC, Delaware Limited Liability Company

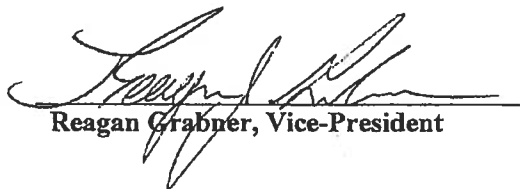
Grantee(s) of Kinston, County of Lenoir, State of North Carolina for the sum of [REDACTED], the following described tract of land in Oneida County, State of ID:

See Attached Exhibit "A"

Subject to easements, declarations of covenants and restrictions, rights of way of record, and taxes for the current year and thereafter.

Witness, the hand(s) of said Grantor(s), this 29th day of July, 2016.

CSS Potato Farms, LLC, a South Dakota Limited Liability Company


Reagan Grabner, Vice-President

State of: Washington)
County of: Benton)ss:

On July 29, 2016, before me Reagan Grabner who, being by me duly sworn, did say that he is the Vice-President of CSS Potato Farms, LLC, a South Dakota Limited Liability Company and that the said instrument was signed on behalf of said Limited Liability Company by the authority of its Articles of Organization and Operating Agreement, and the aforesaid individual acknowledged to me that said Company executed the same. IN WITNESS WHEREOF I have set my hand and official seal on the date shown above.



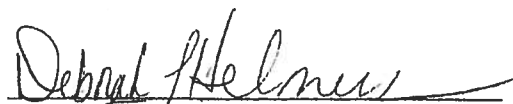

Notary Public
Residing: Kennewick
Commission Expiration: 4-14-19

Exhibit "A"

154170

A parcel of land located in Section 25, Township 14 South, Range 32 East, Boise Meridian, Oneida County, Idaho, and more particularly described as follows:

Commencing at the Southeast corner of said Section 25, from which South Quarter corner of Section 25 bears South 89° 46' 10" West;

Thence South 89° 46' 10" West 1325.66 feet along the South boundary of said Section 25 to a 5/8" rebar and cap at the Southeast corner of the West Half of the Southeast Quarter of Section 25, the Point of Beginning.

Thence South 89° 46' 10" West 1325.57 feet along the South boundary of Section 25 to the South Quarter corner of Section 25;

Thence South 89° 48' 31" West 2679.93 feet along the South boundary of Section 25 to the Southwest corner of Section 25;

Thence North 01° 15' 55" East 2642.02 feet along the West boundary of Section 25 to the West Quarter corner of said Section 25;

Thence North 89° 47' 42" East 1289.57 feet along North boundary of the Southwest Quarter of Section 25 to a 5/8" rebar and cap labeled "A.L.S., PLS 9163" at a fence corner;

Thence North 00° 42' 00" East 1321.30 feet along a fence line and its Northerly extension to a 5/8" rebar and cap at the North boundary of the Southwest Quarter of the Northwest Quarter of Section 25;

Thence North 89° 50' 09" East 40.00 feet along said North boundary to a 5/8" rebar and cap (PLS 5715) at the Northwest corner of the Southeast Quarter of the Northwest Quarter of Section 25;

Thence North 89° 50' 09" East 1316.58 feet along the North boundary of said Southeast Quarter of the Northwest Quarter to a 5/8" rebar and cap (PLS 5715) at the Northwest corner of the West Half of the Southwest Quarter of the Northeast Quarter of Section 25;

Thence North 89° 50' 12" East 573.09 feet along the North boundary of said West Half of the Southwest Quarter of the Northeast Quarter to a 5/8" rebar and cap (PLS 5715) at the Westerly right of way of the County Road;

Thence South 33° 12' 43" East 149.05 feet along said right of way to a 5/8" rebar and cap (LS 13173) at the East boundary of said West Half of the Southwest Quarter of the Northeast Quarter;

Thence South 00° 29' 19" West 1194.84 feet along said East boundary to a 5/8" rebar and cap (LS 13173) at the Southeast corner thereof;

Thence North 89° 48' 00" East 658.09 feet along the North boundary of the West Half of the Southeast Quarter of Section 25 to a 5/8" rebar and cap (LS 13173) at the Northeast corner thereof;

Thence South 00° 23' 08" West 2641.27 feet along said East boundary of said West Half of the Southeast Quarter to the Point of Beginning.

EXCEPTING THEREFROM:

A parcel of land located in the West Half of the Southeast Quarter of Section 25, Township 14 South, Range 32 East, Boise Meridian, Oneida County, Idaho, and more particularly described as follows:

Commencing at the Southeast corner of said Section 25, from which the South Quarter corner of Section 25 bears South 89° 46' 10" West;

Thence South 89° 46' 10" West 1325.66 feet along the South boundary of said Section 25 to a 5/8" rebar and cap at the Southeast corner of the West Half of the Southeast Quarter of Section 25;

Thence North 00° 23' 08" East 2636.27 feet along the East boundary of said West Half of the Southeast Quarter to a 5/8" rebar and cap labeled "A.L.S., PLS 9163", the Point of Beginning.

Thence South 89° 48' 00" West 329.05 feet to a 5/8" rebar and cap;

Thence North 00° 26' 21" East 5.00 feet to a 5/8" rebar and cap at the North boundary of said West Half of the Southeast Quarter;

Thence North 89° 48' 00" East 329.04 feet to a 5/8" rebar and cap (LS 13173) at the Northeast corner of said West Half of the Southeast Quarter;

Thence South 00° 23' 08" West 5.00 feet along the East boundary of said West Half of the Southeast Quarter to the point of beginning.

ALSO, The East Half of the Southeast Quarter of Section 26, Township 14 South, Range 32 East, Boise Meridian, Oneida County, Idaho,

154170

EXCEPTING THEREFROM:

Beginning at the East Quarter corner of said Section 26, from which the Southeast corner of Section 26 bears South $01^{\circ}15'55''$ West;

Thence North $89^{\circ}47'34''$ West 1323.85 feet along the South boundary of said Southeast Quarter of the Northeast Quarter to a 5/8" rebar and cap (PLS 5715) at the Southwest corner thereof;

Thence South $01^{\circ}20'56''$ West 10.19 feet along the West boundary of the East Half of the Southeast Quarter of Section 26 to a fence line;

Thence North $89^{\circ}46'00''$ East 1324.10 feet along said fence line to the point of beginning.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

March 1, 2017

HOLBROOK FARM LLC
1291 US HWY 258 N
KINSTON NC 28504

Re: Change of Ownership for Water Right/Permit No(s): 17-2052 and 17-7063

Dear Water Right Holder(s):

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records to reflect this change in ownership and has enclosed a computer-generated report 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 § 42-222 and §42-223, Idaho Code.

Also note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within **120 days** of the change. Water right forms are available from any office of the Department, or at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4942.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jean Hersley'.

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Brockway Engineering PLLC

Hersley, Jean

From: Hersley, Jean
Sent: Wednesday, March 01, 2017 11:38 AM
To: 'Greg Sullivan'
Subject: completed Ownership change for Holbrook Farm
Attachments: DOC002

For your information.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*