

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 25 2016

Department of Water Resources  
Eastern Region

## 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 35-13484              | 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"/> |
| <del>35-10322</del>   | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| <del>35-7609</del>    | 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:

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Thompson Brothers LLC

New owner(s) as listed on the conveyance document

Name connector

☐ and ☐ or ☐ and/or

493 S 1200 W

Pingree

ID

83262

Mailing address

City

State

ZIP

(208) 604-1547

paulaurie@geno.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: 6/2004

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: Paul Thompson owner/Pres. 3-24-2016  
 Signature of new owner/claimant Title, if applicable Date

Signature: \_\_\_\_\_ Title, if applicable \_\_\_\_\_ Date \_\_\_\_\_  
 Signature of new owner/claimant Title, if applicable Date

**For IDWR Office Use Only:**

Received by AA Date 3-25-2016 Receipt No. EO 41960 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 JB/MH Processed by JB Date 9/7/2016

March 22, 2016

Loie View Farms, Inc. has no interest  
in water right # 35-13484.

Richard A. Loe, pres.

524198

BINGHAM COUNTY RECORDER  
BLACKFOOT, IDAHO  
FEE 9.00 DEP. 0

2003 MAR 21 PM 4:56

ASSIGNMENT AND CONVEYANCE  
OF

RECORDED AT THE REQUEST OF

## CERTIFICATE OF SALE

FIRST AMERICAN TITLE COMPANY

GRANTOR, WASHINGTON MUTUAL BANK, formerly known as Western Bank, a division of Washington Mutual Bank, for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby assign, bargain, sell and convey unto THOMPSON BROTHERS, LLC, an Idaho limited liability company, whose current address is 1200 West 493 South, Pingree, Idaho 83262, as GRANTEE, and to Grantee's successors and assigns forever, all remaining right, title and interest of Grantor in and to those certain Certificates of Sale executed by the Sheriff of Bingham County, Idaho, recorded November 29, 2002, as Instrument No. 519753 and Instrument No. 519754, records of Bingham County, State of Idaho, and all right, title and interest which Grantor now has or may hereafter acquire in and to that certain real property situated in Bingham County, State of Idaho, which is more particularly described on EXHIBIT "A" attached hereto and made a part hereof by this reference.

TOGETHER WITH all water, water rights and water shares used upon or appurtenant to said real property, however evidenced, including, but not limited to, Water Stock Certificate Nos. 5191, 5388 and 5389 of the Aberdeen/Springfield Canal Company, and Water Right Nos. 35-7680, 35-7609 and 35-10322 issued by the Idaho Department of Water Resources.

TOGETHER ALSO WITH any and all tenements, hereditaments and appurtenances thereunto belonging or used in connection therewith.

[SIGNATURE AND ACKNOWLEDGMENT ON FOLLOWING PAGE]

IN WITNESS WHEREOF, Grantor has hereunto subscribed its name to this instrument  
this 13 day of March, 2003.

**WASHINGTON MUTUAL:**

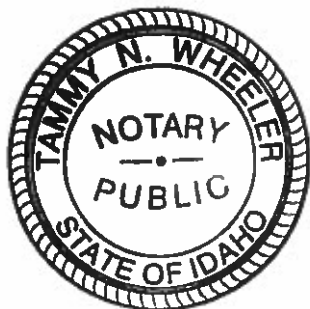
WASHINGTON MUTUAL BANK, formerly  
known as Western Bank, a division of  
Washington Mutual Bank

By: [Signature]  
Name: Jerry Bedenbender  
Its: Vice President  
(a duly authorized officer)

STATE OF IDAHO                    )  
                                          ) ss.  
County of                         )

On this 13<sup>th</sup> day of March, 2003, before me, Tammy Wheeler,  
a Notary Public in and for said State, personally appeared Jerry Bedenbender,  
known to me to be the Vice President of WASHINGTON MUTUAL BANK,  
formerly known as Western Bank, a division of Washington Mutual Bank, the financial  
institution that executed the within instrument or the person who executed the instrument on  
behalf of said financial institution, and acknowledged to me that such financial institution  
executed the same.

WITNESS MY HAND and official seal hereto affixed the day, month and year in this  
certificate first above written.



Tammy N. Wheeler  
Notary Public for the State of Idaho  
Residing at Boise, Id  
My commission expires 8/27/03

## EXHIBIT "A"

### Legal Description of Real Property

#### TRACT A:

Township 4 South, Range 32 E.B.M., Bingham County, Idaho

Section 10: NE1/4

EXCEPTING THEREFROM: Beginning at a point that is N. 89°39'00" W. 1326.85 feet along the S. line of said Section 10 from the SE corner of Section 10, and N. 89°39'00" W. 34.75 feet along the said Section line; and N. 01°50'35" W. 2644.55 feet to the East-West centerline of said Section and the true point of beginning of this exception, running thence W. 180 feet; thence N. 184 feet; thence E. 496 feet; thence S. 184 feet; thence W. to the point of beginning. ALSO a road right-of-way described as follows: Commencing at the SE corner of the SW1/4SE1/4 of said Section 10, thence N. 160 rods; thence W. 11/2 rods; thence S. 160 rods; thence E. 11/2 rods to the place of beginning, EXCEPTING THEREFROM: Highway right-of-way along the S. part of said Road. ALSO: A portion of the W1/2SE1/4 of said Section 10, Township 4 South, Range 32 E.B.M., Bingham County, Idaho described as: Beginning at a point that is N. 89°39'00" W. 1326.85 feet along the S. line of said Section 10 from the SE corner of the Section 10; and running thence N. 89°39'00" W. 34.75 feet along the said Section line; thence N. 01°50'35" W. 2644.55 feet to the East-West centerline of said Section 10; thence N. 184 feet, through a farm yard, thence E. 34.75 feet; thence S. 184 feet, more or less, to the East-West centerline of said Section 10; thence S. 01°50'35" E. 2644.50 feet to the point of beginning, EXCEPTING THEREFROM: Commencing at the SE corner of the SW1/4SE1/4 of said Section 10, thence N. 160 rods; thence W. 11/2 rods; thence S. 160 rods; thence E. 11/2 rods the place of beginning.

ALSO EXCEPTING THEREFROM: Part of the S1/2NE1/4 of said Section 10, Township 4 South, Range 32 E.B.M., Bingham County, Idaho, described as: Beginning at a point that is N. 89°39'00" W. 1142.94 feet along the section line and N. 00°15'59" E. 2827.08 feet to the NE corner of Deed Instrument No. 468316 said point being the True Point of Beginning from the SE corner of said Section 10 and running thence N. 89°44'01" W. 496.00 feet along the north line of said Deed Instrument No. 468316; thence N. 00°15'59" E. 184.00 feet; thence S. 89°44'01" E. 496.00 feet; thence S. 00°15'59" W. 184 feet to the point of beginning.

TOGETHER WITH RIGHT-OF-WAY FOR INGRESS AND EGRESS DESCRIBED AS: A portion of the W1/2SE1/4 of Section 10, Township 4 South, Range 32 E.B.M., Bingham County, Idaho, described as: Beginning at a point that is N. 89°39'00" W. 1326.85 feet along the S. line of said Section 10 from the SE corner of Section 10; and running thence N. 89°39'00" W. 34.75 feet along the said Section line; thence N. 01°50'35" W. 2644.55 Feet to the East-West Centerline of said Section 10; thence N. 368 feet, through a farm yard; thence E. 34.75 feet; thence S. 368 feet, more or less, to the East-West centerline of said Section 10; thence S. 01°50'35" E. 2644.50 feet to the point of beginning.

**524198**

#### TRACT B:

Township 4 South, Range 32 E.B.M., Bingham County, Idaho

Section 3: S1/2SW1/4

Section 9: SE1/4NE1/4; NE1/4SE1/4;

EXCEPTING THEREFROM: Beginning at a point 170 feet W. of the SE corner of the NE1/4SE1/4 of said Section 9, and running thence N. 16 rods; thence W. 15 rods; thence S. 16 rods; thence E. 15 rods to the point of beginning.

Section 10: N1/2NW1/4

**B49913**

## **WARRANTY DEED**

For Value Received DeGiulio Ranches, Inc., an Idaho Corporation

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Exchange 04-2489, LLC.,

whose address is: 195 S Broadway, Blackfoot, Idaho 83221

Hereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit:

Parcel 1:

Township 4 South, Range 32 E.B.M., Bingham County, Idaho

Section 9: SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; S $\frac{1}{2}$ NW $\frac{1}{4}$ ; W $\frac{1}{2}$ SW $\frac{1}{4}$ , EXCEPT the right-of-way for State Highway 39,

ALSO EXCEPT Beginning at a point on the North line of Highway 39 that is N. 01°40'06" W. 61.42 feet along the section line from the SW corner of said Section 9 to the true point of beginning, and running thence N. 01°40'06" W. 908.60 feet along said section line; thence N. 89°40'47" E. 197.68 feet; thence S. 25°45'53" E. 294.17 feet; thence S. 39°45'41" E. 261.32 feet; thence S. 51°00'01" E. 214.12 feet; thence S. 77°14'14" E. 187.92 feet; thence S. 74°52'59" E. 120.61 feet; thence S. 50°08'30" E. 147.35 feet; thence S. 81°00'33" E. 106.27 feet; thence S. 01°14'14" E. 122.75 feet, more or less, to the North line of said Highway 39; thence along said Highway 39 right-of-way the next six (6) courses: S. 88°45'46" W. 379.71 feet; thence N. 85°13'41" W. 95.52 feet; thence S. 88°45'46" W. 140.00 feet; thence N. 89°33'08" W. 170.06 feet; thence S. 88°45'46" W. 343.10 feet; thence N. 74°34'26" W. 26.27 feet to the point of beginning.

SUBJECT TO an easement for an irrigation pump and mainline described as: Beginning at a point that is N. 01°40'06" W. 970.02 feet along the section line to the true point of beginning from the SW corner of Section 9, Township 4 South, Range 32 E.B.M., Bingham County, Idaho, and running thence N. 01°40'06" W. 416.69 feet along the section line; thence N. 88°19'54" E. 39.00 feet; thence S. 01°40'06" E. 416.69 feet; thence S. 89°40'47" W. 39.01 feet to the point of beginning.

Section 17: S $\frac{1}{2}$ S $\frac{1}{2}$ , EXCEPT S. 25 feet of S $\frac{1}{2}$  SE $\frac{1}{4}$  for road right-of-way; NW $\frac{1}{4}$ SW $\frac{1}{4}$  lying S. and W. of midline of Lowline Canal

Section 18: Lots 1 and 2; E $\frac{1}{2}$ NW $\frac{1}{4}$ , EXCEPT the right-of-way for State Highway 39; SE $\frac{1}{4}$ SW $\frac{1}{4}$ , EXCEPT S. 25 feet for road right-of-way; SE $\frac{1}{4}$ , EXCEPT S. 25 feet for road right-of-way, ALSO EXCEPT that portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$  lying N. and E. of canal, ALSO EXCEPT Beginning at a point that is S. 89°37'01" E. 3,211.31 feet along the section line and N. 00°00'00" E. 25.80 feet to the true point of beginning all from the SW corner of said Section 18, (the NW corner of said Section 18 bears N. 00°08'22" W. 5,326.80 feet from the said SW corner), and running thence N. 00°00'00" E. 225.00 feet; thence S. 89°37'51" E. 1,551.50 feet; thence S. 65°56'17" E. 75.62 feet; thence S. 75°46'42" E. 177.94 feet; thence S. 74°19'17" E. 154.00 feet; thence S. 00°00'00" E. 111.35 feet; thence N. 89°37'51" W. 1,941.32 feet along a fence line on the North line of a county road to the point of beginning.

Parcel 2:

An easement for the encroachment of an irrigation pivot described as: Beginning at a point that is N. 01°40'06" W. 970.02 feet along the section line, and N. 89°40'47" E. 197.68 feet, and S. 25°45'53" E. 294.17 feet, and S. 39°45'41" E. 261.32 feet, and S. 51°00'01" E. 214.12 feet to the true point of beginning all from the SW corner of Section 9, Township 4 South, Range 32 E.B.M., Bingham County, Idaho, and running thence S. 77°14'14" E. 187.92 feet; thence S. 74°52'59" E. 120.61 feet; thence S. 50°08'30" E. 147.35 feet; thence N. 72°03'05" W. 225.60 feet; thence N. 63°43'03" W. 221.06 feet to the point of beginning.

Parcel 3:

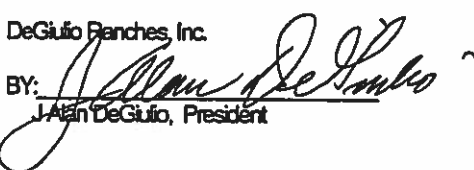
An easement for the encroachment of an irrigation pivot described as: Beginning at a point that is S. 89°37'01" E. 3,211.31 feet along the section line, and N. 00°00'00" E. 25.80 feet and S. 89°37'51" E. 1,941.32 feet, and N. 00°00'00" E. 105.03 feet to the true point of beginning all from the SW corner of Section 18, Township 4 South, Range 32 E.B.M., Bingham County, Idaho, (the NW corner of said Section 18 bears N. 00°08'22" W. 5,326.80 feet from the said SW corner), and running thence N. 77°43'20" W. 154.53 feet; thence N. 70°54'09" W. 179.75 feet; thence S. 75°46'42" E. 177.94 feet; thence S. 74°19'17" E. 154.00 feet; thence S. 00°00'00" E. 6.32 feet to the point of beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: June 1, 2004

DeGiulio Ranches, Inc.

BY: 

J. Alan DeGiulio, President

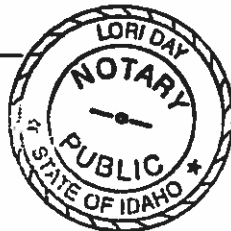
STATE OF Idaho

), ss.

COUNTY OF BINGHAM

On this 1st day of June, 2004, before me Lori Day, personally appeared J Alan DeGiulio, known or identified to me (or proved to me on the oath of), to be the president of DeGiulio Ranches, Inc., the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

  
Notary Public of Idaho  
Residing at Blackfoot, Idaho  
Commission Expires: 10/21/09





## State of Idaho

### DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

September 8, 2016

C.L. "BUTCH" OTTER  
Governor

Thompson Brothers LLC  
493 S 1200 W  
Pingree ID 83262

GARY SPACKMAN  
Director

RE: Change of Ownership for Water Right No(s). 35-13484

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Please note water right numbers 35-10322 and 35-7609 were also listed on your application. The ownership change for those two water rights was complete with at transfer application and the filing fee was received with that application. Because the filing fee for the ownership change of these two water rights was paid twice you are entitled to a \$50.00 refund. A refund has been initiated and should arrive from the state office in the next couple of weeks.

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 deliberately abandoned or 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).

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

Sincerely,

Jonie Barg  
Technical Records Specialist

Enclosure(s)

cc: Water District 120  
Aberdeen American Falls Ground Water District

## Barg, Jonie

---

**From:** Barg, Jonie  
**Sent:** Wednesday, September 07, 2016 11:42 AM  
**To:** Carlos, Rhea  
**Subject:** Refund Request  
**Attachments:** E041960.pdf

Rhea,

Good morning!!

I have a refund request as follows:

Receipt number: E041960  
Amount: \$50.00  
Payable to: Thompson Brothers LLC  
493 S 1200 W  
Pingree ID 83262

Reason: Total filing fee received \$75.00 for an ownership change. 2 of the water rights listed on the application were complete during a transfer application. The ownership change was paid for at that time, there for a partial refund is required.

Let me know if you need additional information.

Thank you so much for your time. Let me know if you have any questions.

Have a great day!!!

*Jonie Barg*

Jonie Barg  
Technical Records Specialist  
Idaho Department of Water Resources  
900 N Skyline Ste A  
Idaho Falls ID 83402  
phone: (208) 525-7161  
fax: (208) 525-7177  
email: [jonie.barg@idwr.idaho.gov](mailto:jonie.barg@idwr.idaho.gov)