

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AUG 24 2016

Notice of Change in Water Right Ownership

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?
47-17622	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

- 2.** Previous Owner's Name: THOMAS LENO

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): CEDAR RIDGE DAIRY, L.L.C.

New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

<u>P.O. BOX 105</u>	<u>TWIN FALLS</u>	<u>ID</u>	<u>83303-0105</u>
Mailing address	City	State	ZIP
<u>Telephone</u>	<u>Email</u>		

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 15, 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):

 - ☐ \$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: Kyan Lu Manager 8-22-16
Signature of new owner/claimant Title, if applicable Date

Signature: _____

Signature of new owner/claimant	Title, if applicable	Date
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For IDWR Office Use Only:

Received by AO Date 8-24-16 Receipt No. C102407 Receipt Amt. \$25

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 ASH Date 8-25-16

SPECIAL WATER DEED

For Value Received, **THOMAS LENO**, an unmarried man (the "Grantor"), whose address is 4236 N. 1900 E., Buhl, Idaho 83316, does hereby grant, bargain, sell and convey unto **Cedar Ridge Dairy, LLC, an Idaho limited liability company** (the "Grantee"), whose current address is P.O. Box 105, Twin Falls, ID 83303, and to Grantee's heirs, successors and assigns forever, all of Grantor's right, title, and interest in the following described water right:

Idaho Department of Water Resources, Water Right No. 47-17622 (the "Dairy #3 Water Right")

This water right represents a portion of Idaho Department of Water Resources Parent Water Right No. 47-17589, which was transferred to property owned by the Grantee pursuant to Transfer No. 79357.

Grantor retains no residual or reversionary interest in water right 47-17622.

Grantor hereby covenants and warrants to Grantee as follows:

- (A) that Grantor is the owner of Water Right 47-17622;
- (B) that Grantor has not conveyed Water Right 47-17622 to anyone other than Grantee;
- (C) that Water Right 47-17622 is free from all liens, claims, or encumbrances; and
- (D) that Grantor has disclosed to Grantee in good faith all relevant information known to Grantor bearing on the validity and extent of Water Right 47-17622.

Grantor makes no other covenants or warranties as to Water Right 47-17622.

[signatures on next page]

GRANTOR

Dated this 15th day of August, 2016.

Thomas Leno

Thomas Leno

STATE OF IDAHO)
 : ss
County of Twin Falls)

On this 15th day of August, 2016, before me, a notary public for the State of Idaho, personally appeared **Thomas Leno**, known or identified to be to be the person listed above, and acknowledged to me on this day under oath, that, being informed of the contents of this deed, he executed the same as his free and voluntary act and deed.



Jessica Nielsen

Notary Public for the State of Idaho

Residing at: Twin Falls

My Commission Expires: 4/3/18



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

August 25, 2016

CEDAR RIDGE DAIRY LLC
PO BOX 105
TWIN FALLS ID 83303-0105

Re: Change of Ownership for Water Right/Permit No(s): 47-17622

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 that reads "Jean Hersley".

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Barker Rosholt & Simpson LLP