

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 29 2016

DEPT OF WATER RESOURCES  
SOUTHERN 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 36-14812              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> | 36-2369               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 36-14814              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> | 36-7949               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 36-14816              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> | 36-16395              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 36-14817              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 36-15708              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: CARNEY FARMS  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): JOHN REITSMA and SUSAN REITSMA  
New owner(s) as listed on the conveyance document      Name connector ☐ and ☐ or ☒ and/or
- 329 S. 417 E.      JEROME      ID      83338  
Mailing address      City      State      ZIP
- 208.539.5007      \_\_\_\_\_  
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. 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 # 36-2369

8. Signature: [Signature]      owner      4-25-16  
Signature of new owner/claimant      Title, if applicable      Date
- Signature: Susan Reitsma by Dirk Reitsma Agent-in-fact      \_\_\_\_\_      4-25-16  
Signature of new owner/claimant      Title, if applicable      Date

## For IDWR Office Use Only:

Received by DW      Date 4-29-2016      Receipt No. 5035431      Receipt Amt. \$200-

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 \_\_\_\_\_

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

Instrument # 2161553  
JEROME COUNTY, JEROME, IDAHO  
04-26-2016 01:20:40 PM No. of Pages: 6  
Recorded for: TITLEONE - TWIN FALLS  
MICHELLE EMERSON Fee: \$26.00  
Ex-Officio Recorder Deputy: jw  
Electronically Recorded by Simplifile

## WARRANTY DEED

FOR VALUE RECEIVED,

15261733

CARNEY FARMS, an Idaho general partnership, the "Grantor", does hereby grant, bargain, sell and convey unto JOHN REITSMA and SUSAN REITSMA, husband and wife, whose address is 329 South 417 East, Jerome, ID 83338, the "Grantees", the following described premises located in Jerome County, Idaho, to wit:

### TRACT I

TOWNSHIP 8 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 28: NE $\frac{1}{4}$ , EXCEPTING THEREFROM the East 30 feet deeded to the Hillsdale Highway District by Deed recorded in Book 173 Page 231, Jerome County records.

NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

E $\frac{1}{2}$ SE $\frac{1}{4}$ , EXCEPTING THEREFROM the East 30 feet deeded to the Hillsdale Highway District by Deed recorded in Book 173 Page 231, Jerome County records.

AND EXCEPTING THEREFROM a portion of the Southeast quarter of the Southeast quarter, more particularly described as follows:

Commencing at the Southeast corner of said Section 28, marked by a brass cap, and running thence along the East line thereof North 0°03'05" East 646.68 feet;  
Thence leaving said East line North 89°06'55" West 30.00 feet to a  $\frac{1}{2}$ " rebar set on the West line of that 30.00 foot wide strip of land conveyed to the Hillsdale Highway District by the right of way deed recorded November 2, 1962 in Book 173 of Deeds at page 231, Jerome County Records, said rebar being the TRUE POINT OF BEGINNING;  
Thence continuing North 89°56'55" West 660.00 feet to a  $\frac{1}{2}$ " rebar;  
Thence North 0°03'05" East 660.00 feet to a  $\frac{1}{2}$ " rebar;  
Thence South 89°56'55" East 660.00 feet to a  $\frac{1}{2}$ " rebar set on the aforesaid West line of the lands of Hillsdale Highway District;  
Thence along said West line South 0°03'05" West 660.00 feet to the TRUE POINT OF BEGINNING.

TOWNSHIP 8 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 33: NE $\frac{1}{4}$ NE $\frac{1}{4}$ , EXCEPTING THEREFROM the East 30 feet deeded to the Hillsdale Highway District by Deed recorded in Book 173 Page 231, Jerome County records.

### TRACT II

TOWNSHIP 8 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 32: E $\frac{1}{2}$ SE $\frac{1}{4}$ ;

Section 33: N $\frac{1}{2}$ SW $\frac{1}{4}$ ; S $\frac{1}{2}$ NW $\frac{1}{4}$ ;

S $\frac{1}{2}$ NE $\frac{1}{4}$ , EXCEPTING THEREFROM the highway.

### TRACT III

Parcel No. 1:

TOWNSHIP 8 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 33: Tract "A"

Parcel No. 2:

TOWNSHIP 9 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 4: Tract "A", EXCEPTING THEREFROM a parcel of land, described as follows:

WARRANTY DEED - I

C:\Users\arotil\AppData\Local\Microsoft\Windows\Temporary Internet Files\Content.Outlook\CMUNS9DU\WD.doc

## WARRANTY DEED

FOR VALUE RECEIVED,

15261733

CARNEY FARMS, an Idaho general partnership, the "Grantor", does hereby grant, bargain, sell and convey unto JOHN REITSMA and SUSAN REITSMA, husband and wife, whose address is 329 South 417 East, Jerome, ID 83338, the "Grantees", the following described premises located in Jerome County, Idaho, to wit:

### TRACT I

TOWNSHIP 8 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 28: NE $\frac{1}{4}$ , EXCEPTING THEREFROM the East 30 feet deeded to the Hillsdale Highway District by Deed recorded in Book 173 Page 231, Jerome County records.

NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

E $\frac{1}{2}$ SE $\frac{1}{4}$ , EXCEPTING THEREFROM the East 30 feet deeded to the Hillsdale Highway District by Deed recorded in Book 173 Page 231, Jerome County records.

AND EXCEPTING THEREFROM a portion of the Southeast quarter of the Southeast quarter, more particularly described as follows:

Commencing at the Southeast corner of said Section 28, marked by a brass cap, and running thence along the East line thereof North 0°03'05" East 546.68 feet;

Thence leaving said East line North 89°06'55" West 30.00 feet to a  $\frac{1}{2}$ " rebar set on the West line of that 30.00 foot wide strip of land conveyed to the Hillsdale Highway District by the right of way deed recorded November 2, 1962 in Book 173 of Deeds at page 231, Jerome County Records, said rebar being the TRUE POINT OF BEGINNING;

Thence continuing North 89°56'55" West 660.00 feet to a  $\frac{1}{2}$ " rebar;

Thence North 0°03'05" East 660.00 feet to a  $\frac{1}{2}$ " rebar;

Thence South 89°56'55" East 660.00 feet to a  $\frac{1}{2}$ " rebar set on the aforesaid West line of the lands of Hillsdale Highway District;

Thence along said West line South 0°03'05" West 660.00 feet to the TRUE POINT OF BEGINNING.

TOWNSHIP 8 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 33: NE $\frac{1}{4}$ NE $\frac{1}{4}$ , EXCEPTING THEREFROM the East 30 feet deeded to the Hillsdale Highway District by Deed recorded in Book 173 Page 231, Jerome County records.

### TRACT II

TOWNSHIP 8 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 32: E $\frac{1}{2}$ SE $\frac{1}{4}$ ;

Section 33: N $\frac{1}{2}$ SW $\frac{1}{4}$ ; S $\frac{1}{2}$ NW $\frac{1}{4}$ ;

S $\frac{1}{2}$ NE $\frac{1}{4}$ , EXCEPTING THEREFROM the highway.

### TRACT III

Parcel No. 1:

TOWNSHIP 8 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 33: Tract "A"

Parcel No. 2:

TOWNSHIP 9 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 4: Tract "A", EXCEPTING THEREFROM a parcel of land, described as follows:

Beginning at the Northeast corner of Section 4 in Township 9 South, Range 21 E.B.M., said corner marked by a 1/2" rebar;  
Thence South 00°01'21" East along the east line of Section 4 for a distance of 599.67 feet to THE POINT OF BEGINNING;  
Thence South 00°01'21" East along said section line for a distance of 673.41 feet;  
Thence North 89°00'06" West for a distance of 30.00 feet to a 1/2" rebar;  
Thence North 89°00'06" West for a distance of 353.73 feet to a 1/2" rebar;  
Thence North 81°46'02" West for a distance of 253.54 feet to a 1/2" rebar;  
Thence North 03°00'36" West for a distance of 686.58 feet to a 1/2" rebar;  
Thence South 85°17'31" East for a distance of 644.26 feet to a 1/2" rebar;  
Thence South 85°17'31" East for a distance of 28.39 feet to THE POINT OF BEGINNING.

**Parcel No. 3:**

An easement for access to and the right to replace, maintain and repair a pump house, well and existing buried pipeline for the benefit of Tract A of Section 4, Township 9 South, Range 21 East of the Boise Meridian, as created in Warranty Deed recorded September 15, 2006 as Instrument No. 2065698, Jerome County recorders, over, across and under real property more particularly described as follows:

A parcel of land located in part of the NW¼ of Section 3, Township 9 South, Range 21 East Boise Meridian, Jerome County, Idaho, more particularly described as follows:

Commencing at the Northwest corner of said Section 3 from which the West Quarter corner of said Section 3 bears South 00°01'34" East, 2608.11 feet;  
Thence South 00°01'34" East along the West boundary of the NW¼ for a distance of 800.45 feet;  
Thence North 89°28'56" East a distance of 30.00 feet to THE POINT OF BEGINNING;  
Thence North 89°28'56" East for a distance of 48.00 feet;  
Thence South 00°01'34" East for a distance of 20.00 feet;  
Thence North 89°28'56" West for a distance of 48.00 feet;  
Thence North 00°01'34" West for a distance of 20.00 feet to THE POINT OF BEGINNING.

**TRACT IV**

**TOWNSHIP 8 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO**

**Section 33: Tract "B"**

**TOWNSHIP 9 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO**

**Section 4: Tract "B"**

Together with all water rights appurtenant thereto, including but not limited to 120.8 acres of water rights in A & B Irrigation District and Water Rights Nos. 36-14812, 36-14814, 36-14816, 36-14817, 36-15708, 36-2369, 36-7949 and 36-16395.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the Grantees, their heirs and assigns forever. The Grantor does hereby covenant to and with the Grantee, that it is the owner of the premises; that it will warrant and defend the same from all lawful claims whatsoever, except as hereinabove specifically provided, and the specific exceptions listed below:

- I. Taxes, including any assessments collected therewith, for the year 2016 which are a lien not yet due and payable.

2. Liens, levies and assessment of any and all irrigation districts, including but not limited to the A and B Irrigation District and the rights, powers, and easements of said district as provided by law.
3. Right of way for ditches, tunnels, telephone, and distribution lines constructed by authority of the United States, as granted to the United States under the provisions of Section 58-604 Idaho Code.
4. Right-of-way for roads, canals, laterals and waste ditches and the rights of access thereto for maintenance of said ditches, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.
5. Recordable and Interim Contract by and between The United States of America, acting through the Secretary of the Interior, and Eugene B. House and Dorothy Ann House, husband and wife, dated October 15, 1957, recorded January 15, 1958 in Book 164 Page 71 as Instrument Number 134293, Jerome County records. (Tract IV)
6. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: January 4, 1960  
Book 150 at Page 596  
Instrument No.: 141428  
(Tract III and IV)
7. Reservations and exceptions in a United States Patent, and in the act authorizing the issuance thereof, recorded February 23, 1962 in Book 173 of Patents, at Page 12 as Instrument No. 149440. (Tract I)
8. Provisions of a Contract between the United States of America and the A and B Irrigation District, recorded March 19, 1962 in Book 164 Page 573 as Instrument Number 149779, Jerome County records. (Tract III and IV)
9. An easement for the purpose shown below and rights incidental thereto as reserved in document.  
Purpose: public highway  
Granted to: Hillsdale Highway District  
Recorded: November 2, 1962  
Book 168 at Page 209  
Instrument No.: 152323  
(Tract III)
10. An easement for the purpose shown below and rights incidental thereto as reserved in Right of Way Deed.  
Purpose: easement for the relocation of any irrigation or drainage ditch and/or structure necessary to the proper construction of the highway  
Granted to: Hillsdale Highway District  
Recorded: November 2, 1962  
Book 173 at Page 231  
Instrument No.: 152324  
(Tract I)
11. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: March 19, 1963  
Book 168 at Page 234  
Instrument No.: 153916  
(Tract III)

12. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: November 18, 1970  
Book 184 at Page 415  
Instrument No.: 186828  
(Tract I)
13. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: April 25, 1974  
Book 184 at Page 874  
Instrument No.: 205648  
(Tract I)
14. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: June 10, 1980  
Instrument No.: 250650  
(Tract III)
15. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: September 30, 1980  
Instrument No.: 252550  
(Tract III and IV)
16. An easement for the purpose shown below and rights incidental thereto as set forth in a document.  
Granted to: Idaho Power Company, a corporation  
Purpose: Public Utilities  
Recorded: May 4, 2006  
Instrument No.: 2062533  
(Tract I)
17. ~~Memorandum of Option and Right of First Refusal between Gary Carney and Barbara Carney, husband and wife; Carney Farms, an Idaho General Partnership; Gary Carney and Paul Carney, Partners; and Paul Carney and Polley Carney, husband and wife, to Horizon Organic Dairy, LLC, dated August 29, 2008, recorded September 8, 2008 as Instrument No. 2084924, Jerome County records. Assignment and Assumption of Land Leases dated December 19, 2013 by and between Horizon Organic Dairy, LLC, a Delaware limited liability company "Assignor" and Sunrise Organic Dairy, LLC, an Idaho limited liability company "Assignee".~~ SC [Signature] [Signature]
18. Permanent Pipeline Operation and Maintenance Agreement between Horizon Organic Dairy, LLC, Grantor, and Gary Carney and Barbara Carney, husband and wife, Gary Carney and Paul Carney, as partners in Carney Farms, an Idaho general partnership and Callie Bailes, a married woman dealing in her separate property, Grantee, dated October 7, 2008, recorded November 6, 2008 as Instrument No. 2085964, Jerome County records.
19. All matters, and any rights, easements, interests or claims as disclosed by Survey recorded February 26, 2016 as Instrument No. 2160718.

DATED THIS 25<sup>th</sup> day of April, 2016.

**"GRANTOR"**

CARNEY FARMS, an Idaho general partnership

Gary Carney  
GARY CARNEY, Partner

Paul Carney  
PAUL CARNEY, Partner

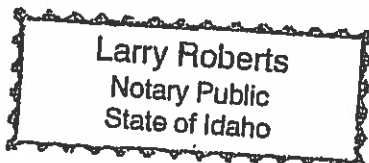
Barbara Carney  
BARBARA CARNEY, Partner

Polly Carney  
POLLY CARNEY, Partner

STATE OF IDAHO     )  
                              :SS  
County of Cassia     )

On this 25<sup>th</sup> day of April, 2016, before me, a notary public for the state of Idaho, personally appeared GARY CARNEY, known or identified to me to be a partner of Carney Farms, an Idaho general partnership, that executed the instrument and acknowledged to me that such partnership executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.

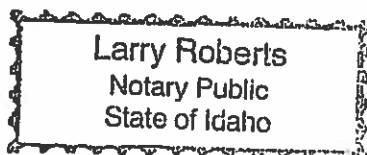


Larry Roberts  
NOTARY PUBLIC for Idaho  
Residing at: Carney Farms, ID  
Commission Expires: 6-30-21

STATE OF IDAHO     )  
                              :SS  
County of Cassia     )

On this 25<sup>th</sup> day of April, 2016, before me, a notary public for the state of Idaho, personally appeared PAUL CARNEY, known or identified to me to be a partner of Carney Farms, an Idaho general partnership that executed the instrument and acknowledged to me that such partnership executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.

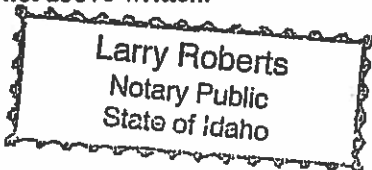


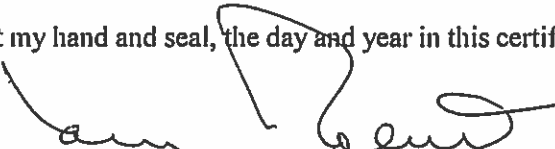
Larry Roberts  
NOTARY PUBLIC for Idaho  
Residing at: Carney Farms, ID  
Commission Expires: 6-30-21

STATE OF IDAHO     )  
                              :SS  
County of Cassia     )

On this 25<sup>th</sup> day of April, 2016, before me, a notary public for the state of Idaho, personally appeared BARBARA CARNEY, known or identified to me to be a partner of Carney Farms, an Idaho general partnership, that executed the instrument and acknowledged to me that such partnership executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.

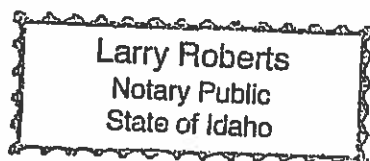


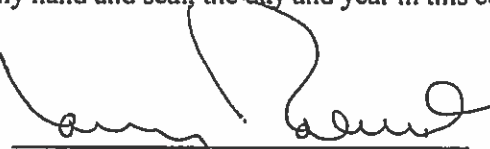
  
NOTARY PUBLIC for Idaho  
Residing at Luna Falls, ID  
Commission Expires: 6-30-21

STATE OF IDAHO     )  
                              :SS  
County of Cassia     )

On this 25<sup>th</sup> day of April, 2016, before me, a notary public for the state of Idaho, personally appeared POLLY CARNEY, known or identified to me to be a partner of Carney Farms, an Idaho general partnership that executed the instrument and acknowledged to me that such partnership executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.



  
NOTARY PUBLIC for Idaho  
Residing at: Luna Falls, ID  
Commission Expires: 6-30-21