

RECEIVED

APR 29 2016

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 ☐	Yes ☐	36-2369	Yes ☐	Yes ☐
36-14814	Yes ☐	Yes ☐	36-7949	Yes ☐	Yes ☐
36-14816	Yes ☐	Yes ☐	36-16395	Yes ☐	Yes ☐
36-14817	Yes ☐	Yes ☐		Yes ☐	Yes ☐
36-15708	Yes ☐	Yes ☐		Yes ☐	Yes ☐

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 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:

WARRANTY DEED - I

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WARRANTY DEED

FOR VALUE RECEIVED,

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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°03'06" 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°03'06" 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

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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 $\frac{1}{4}$;

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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 ½" 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 ½" rebar;
Thence North 89°00'06" West for a distance of 353.73 feet to a ½" rebar;
Thence North 81°46'02" West for a distance of 253.54 feet to a ½" rebar;
Thence North 03°00'36" West for a distance of 686.58 feet to a ½" rebar;
Thence South 85°17'31" East for a distance of 644.26 feet to a ½" 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:

1. 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 416
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.: 250550
(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
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 25, 2016 as Instrument No. 2160718.

DATED THIS 25th day of April, 2016.

"GRANTOR"

CARNEY FARMS, an Idaho general partnership

Gary Carney
GARY CARNEY, Partner

Paul Carney
PAUL CARNEY, Partner

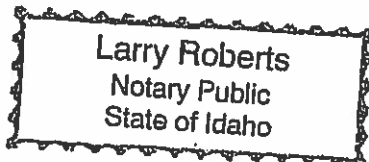
Barbara Carney
BARBARA CARNEY, Partner

Polly Carney
POLLY CARNEY, Partner

STATE OF IDAHO)
 :SS
County of Cassia)

On this 25th 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.

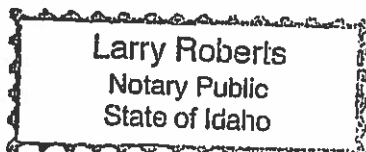


Larry Roberts
NOTARY PUBLIC for Idaho
Residing at: Carney Farms, ID
Commission Expires: 6-30-21

STATE OF IDAHO)
 :SS
County of Cassia)

On this 25th 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.

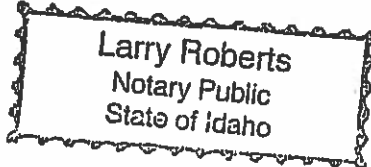


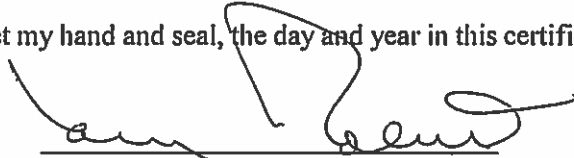
Larry Roberts
NOTARY PUBLIC for Idaho
Residing at: Carney Farms, ID
Commission Expires: 6-30-21

STATE OF IDAHO)
 :SS
County of Cassia)

On this 25th 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.

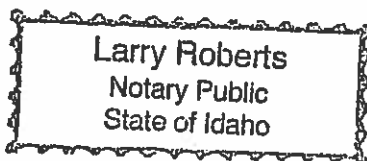


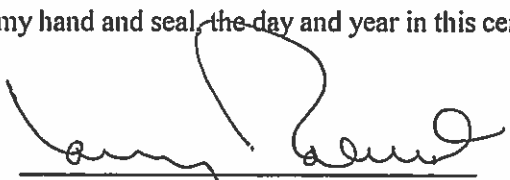

NOTARY PUBLIC for Idaho
Residing at: Luna Falls, ID
Commission Expires: 6-30-21

STATE OF IDAHO)
 :SS
County of Cassia)

On this 25th 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 28, 2016

JOHN REITSMA
SUSAN REITSMA
329 S 417 E
JEROME ID 83338

RE: Change of Ownership for Water Right Nos. 36-2639, 36-7949, 36-14812, 36-14814,
36-14816, 36-14817, 36-15708 and 36-16395

Dear Water Right Holder(s):

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

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

Sincerely,

A handwritten signature in dark ink, appearing to read 'Trish Fawcett', is written over a horizontal line.

Trish Fawcett
Technical Records Specialist

Enclosure(s)

Cc: TitleOne (15261733)



RECEIVED
APR 29 2016
DEPT OF WATER RESOURCES
SOUTHERN REGION

April 27, 2016

Trish Fawcett
ID Dept. of Water Resources
650 Addison Ave. West, Suite 500
Twin Falls, ID 83301

RE: TitleOne File No. 15261733
Carney Farms/Reitsma

Dear Trish:

Enclosed with this letter please find the following documents:

1. The original executed Notice of Change in Water Right Ownership to John and Susan Reitsma.
2. A copy of the recorded Warranty Deed.
3. Land Title and Escrow, Inc. dba TitleOne's check no. 5966 payable to the Idaho Department of Water Resources in the amount of \$200.00 for the transfer fees.

Would you please make the necessary changes to indicate the new owners for future water assessments and notices. Please send a receipted copy to this office.

Should you have any questions, or if TitleOne may be of further assistance, please do not hesitate to contact this office.

Very truly yours,
TITLEONE

Nancy Garrett
Administrative Assistant

/nrg
Enc.