

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

MAR 01 2016

Department of Water Resources
Eastern Region

COPY

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?
35-20908 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-2395 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-7174 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-7924 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: C+N Family Land Investments LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Lott Real Properties, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 8437 N 45th E Idaho Falls ID 83401
Mailing address City State ZIP
- (208) 524-0607 lottfarms1957@hotmail.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: 10/30/15
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

35-20908

8. Signature: [Signature] Title, if applicable: _____ Date: 3-1-16
 Signature of new owner/claimant

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

For IDWR Office Use Only:

Received by: JB Date: 3/2/2016 Receipt No. EO41876 Receipt Amt. \$150.-

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 Processed by: JB Date: 3/23/2016

#100.- for this app

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:286934

FOR VALUE RECEIVED

C&N Family Land Investments LLC , an Idaho Limited Liability Company

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Lott Real Properties, LLC , an Idaho Limited Liability Company


whose current address is

**8437 N 45th East
Idaho Falls, ID 83401**

the grantee(s), the following described premises, in Bonneville County, Idaho, TO WIT:

Tract I:

Southeast Quarter of Section 36, Township 3 North, Range 35 East, Bonneville County, Idaho

Tract II:

The West half of Section 31 and the West half of Section 30, Township 3 North, Range 36, East of the Boise Meridian, Bonneville County, Idaho, Excepting therefrom the following: Beginning at a point 25 feet North and 26.2 feet East from the Southwest corner of said Section 30, thence North 150 feet, thence East 150 feet, thence South 150 feet, thence West 150 feet to the point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: October 27, 2015

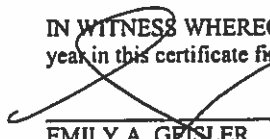
C&N Family Land Investments, LLC

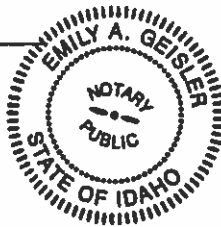

Newman Giles, Managing Member

State of IDAHO) ss
County of JEFFERSON)

On this 28 day of OCTOBER, 2015, before me, EMILY A. GEISLER, a Notary Public in and for said state, personally appeared NEWMAN GILES known or identified to me to be the Managing Member in the Limited Liability Company known as C&N FAMILY LAND INVESTMENTS, LLC who executed the foregoing instrument, and acknowledged to me that he/she executed the same in said LLC name.

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


EMILY A. GEISLER
Notary Public for the State of IDAHO
Residing at: RIGBY
Commission Expires: 01/29/21

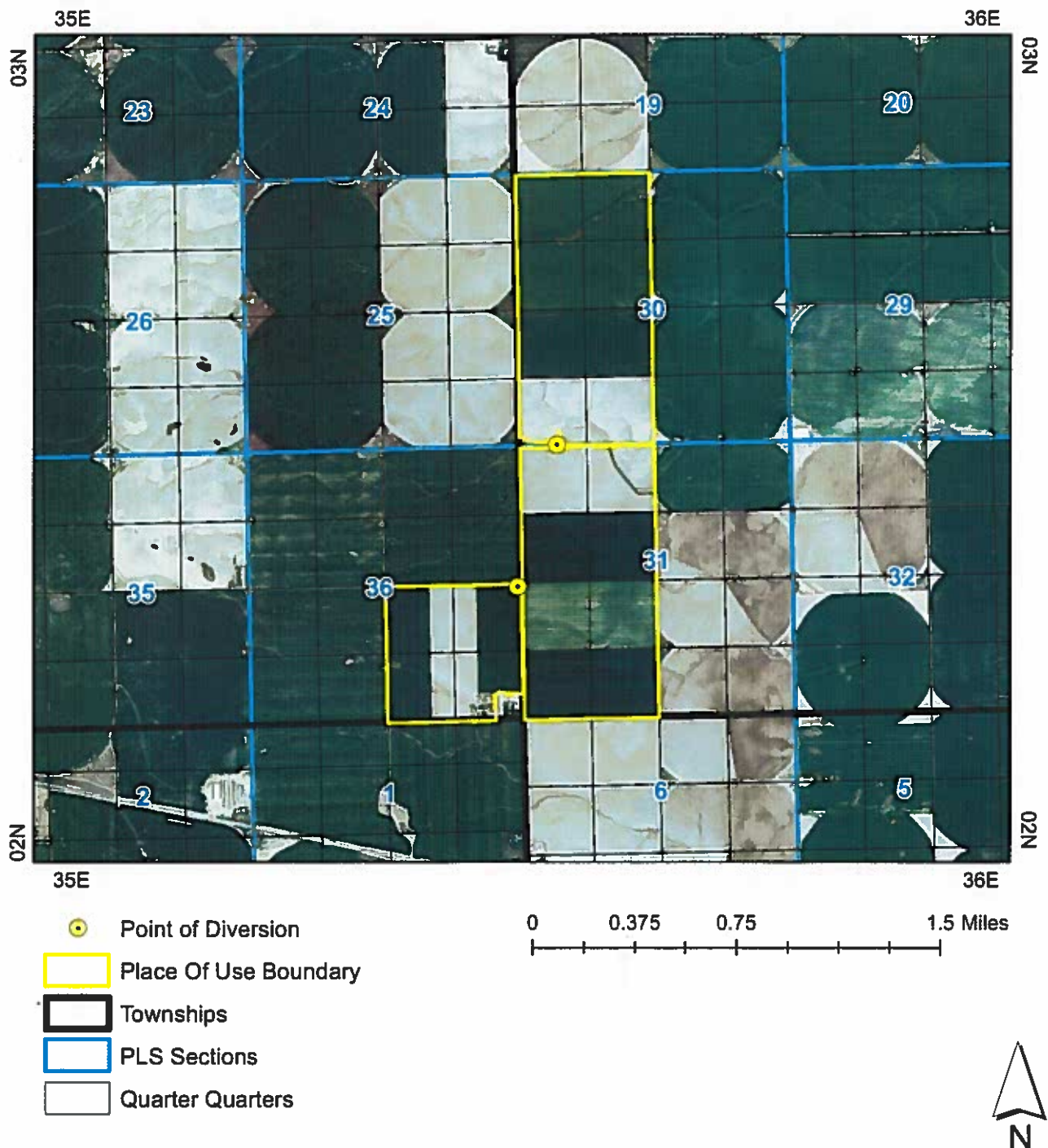


State of Idaho
Department of Water Resources

Water Right 35-2090B

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

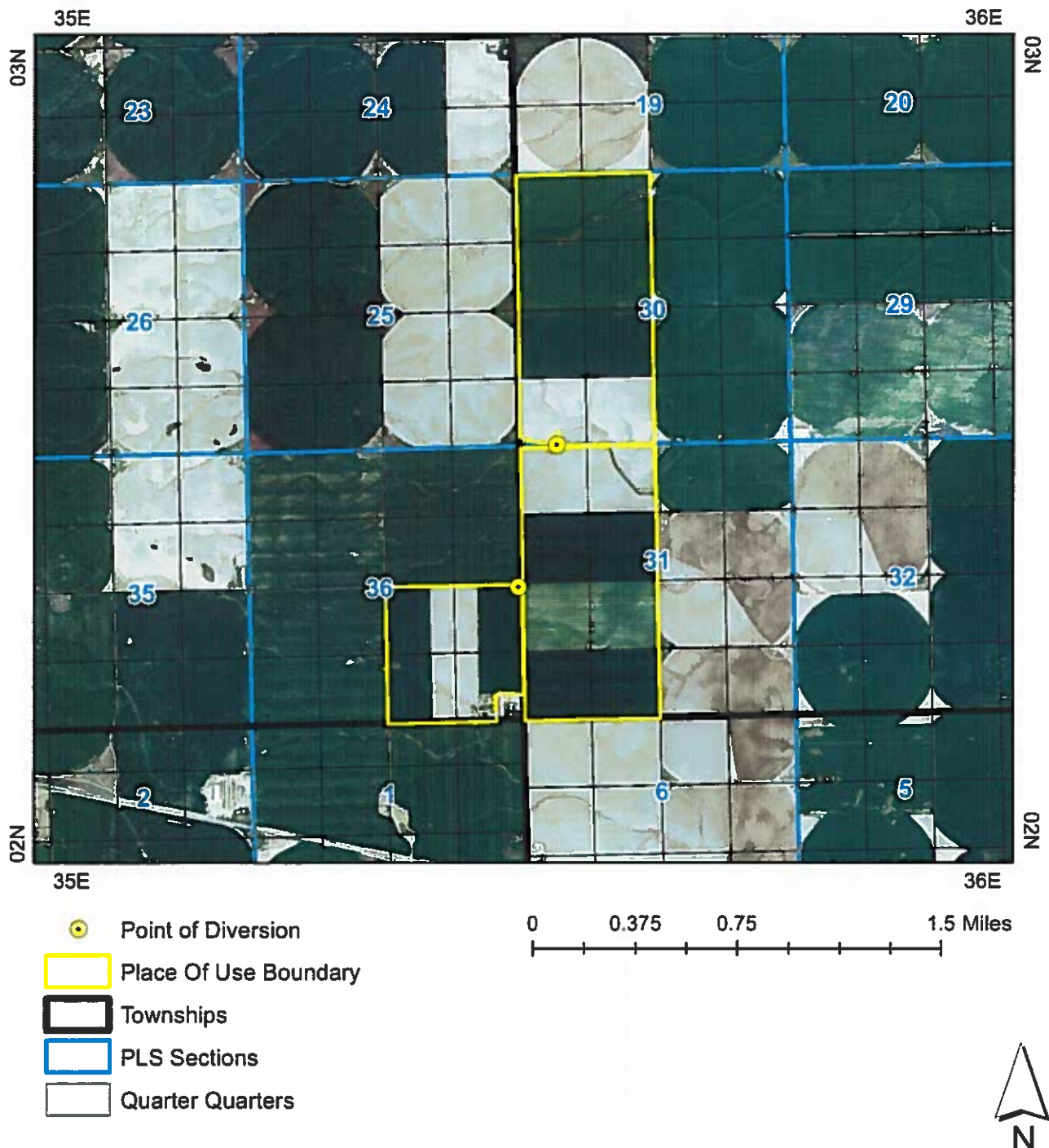


State of Idaho
Department of Water Resources

Water Right 35-2395

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

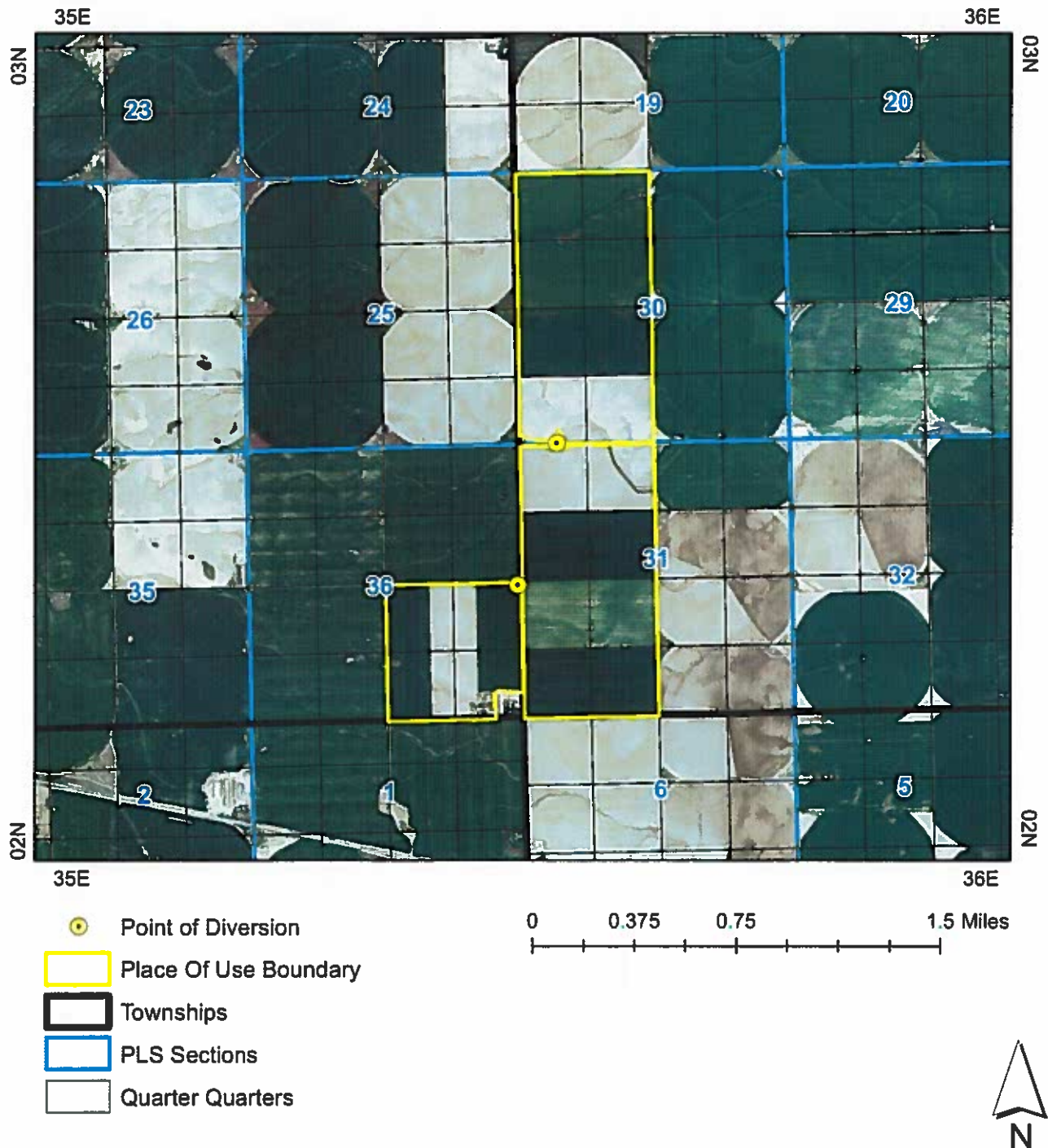


State of Idaho
Department of Water Resources

Water Right 35-7174

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

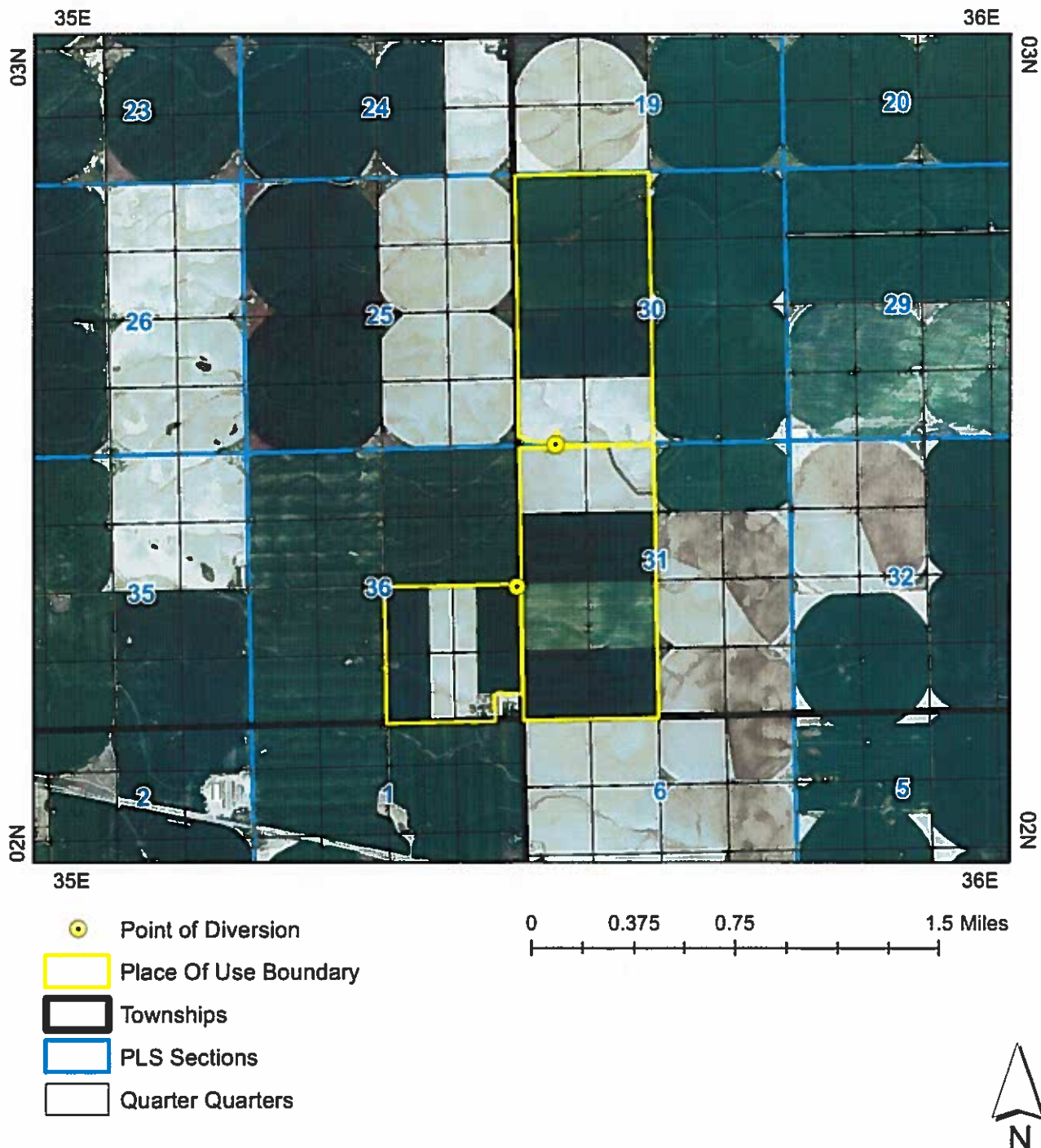


State of Idaho
Department of Water Resources

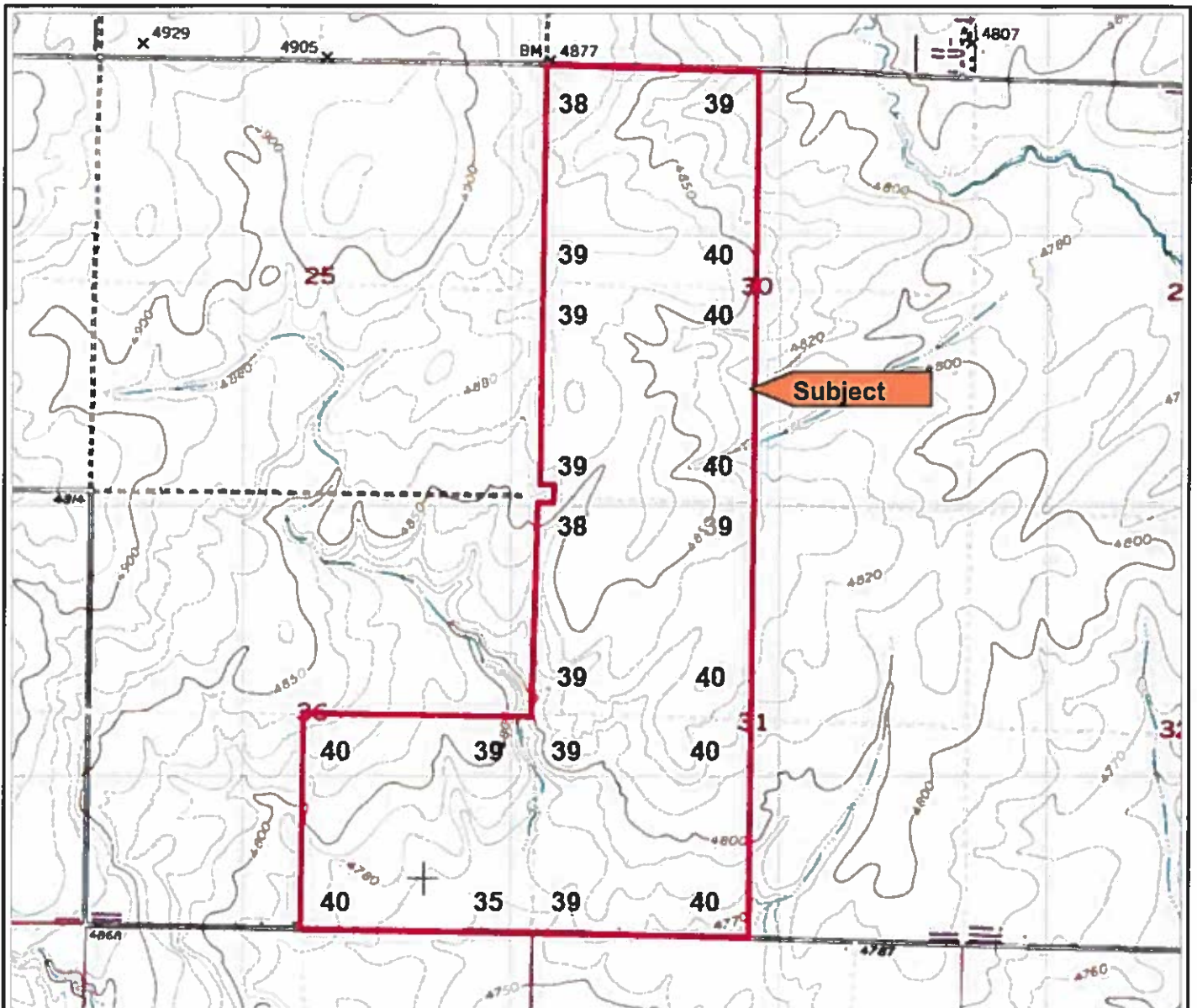
Water Right 35-7924

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Water Right Place of Use Map



WR	PRIORITY	BASIS	CFS	ACRES	GPM/ACRE
35-2090B	03/17/1948	Decreed	1.82	400	2.05
35-2395	01/17/1955	Decreed	4.00	782	2.30
35-7174	05/06/1971	Decreed	0.95	782	0.55
35-7924	10/28/1980	Decreed	3.00	782	1.73

When combined, above rights are limited to a total annual diversion volume of 3128 af; and a combined total of 782 acres in a single irrigation season.

Water Rights

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IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

9/17/2015

WATER RIGHT NO. 35-2090B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	C & N FAMILY LAND INVESTMENTS LLC 4050 E LINCOLN RD IDAHO FALLS, ID 83401 (208)523-0310
Original Owner	A A MERRILL IDAHO FALLS, ID 83401
Security Interest	RABO AGRIFINANCE INC 12443 OLIVE BLVD STE 50 ST LOUIS, MO 63141

Priority Date: 03/17/1948

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	1.82 CFS	
Total Diversion			1.82 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NENESE	Sec. 36	Township 03N	Range 35E	BONNEVILLE County
GROUND WATER	SWSWSW	Sec. 30	Township 03N	Range 36E	BONNEVILLE County

<http://www.idwr.idaho.gov/apps/ExtSearch/RightReportAJ.asp?BasinNumber=35&Seque...> 09/17/2015

Water Rights

Water Right Report

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IRRIGATION Use:
Acre Limit: 400

Place(s) of use:

Place of Use Legal Description: IRRIGATION BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
03N	35E	36		NESE	39		NWSE	40		SWSE	40		SESE	35
	36E	30		NENW	39		NWNW	38		SWNW	39		SENW	40
				NESW	40		NWSW	39		SWSW	39		SESW	40
		31		NENW	39		NWNW	38		SWNW	39		SENW	40
				NESW	40		NWSW	39		SWSW	39		SESW	40

Total Acres: 782

Conditions of Approval:

1.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412 (6), IDAHO CODE.
2.		USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3128 AF. COMBINED RIGHT NOS.: 35-02395, 35-07174 AND 35-07924.
3.		THIS RIGHT IS LIMITED TO THE IRRIGATION OF 400 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 782 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02395, 35-07174 AND 35-07924.
4.	C05	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5.	C03	RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
6.		RIGHT NOS. 35-02395, 35-07174 AND 35-07924 ARE ALSO DIVERTED THROUGH THE POINTS OF DIVERSION DESCRIBED ABOVE.

Dates:

Licensed Date:

Decreed Date: 01/31/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

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Water Rights

Water Right Report

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IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

9/17/2015

WATER RIGHT NO. 35-2395

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	C & N FAMILY LAND INVESTMENTS LLC 4050 E LINCOLN RD IDAHO FALLS, ID 83401 (208)523-0310
Original Owner	WORTHINGTON CORP
Original Owner	WINTROATH PUMPS INC IDAHO FALLS, ID 83401
Security Interest	RABO AGRIFINANCE INC 12443 OLIVE BLVD STE 50 ST LOUIS, MO 63141

Priority Date: 01/17/1955

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	4 CFS	
Total Diversion			4 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NENESE	Sec. 36	Township 03N	Range 35E	BONNEVILLE County
GROUND WATER	SWSWSW	Sec. 30	Township 03N	Range 36E	BONNEVILLE County

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Place(s) of use:

Place of Use Legal Description: IRRIGATION BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
03N	35E	36		NESE	39		NWSE	40		SWSE	40		SESE	35
	36E	30		NENW	39		NWNW	38		SWNW	39		SENW	40
		31		NESW	40		NWSW	39		SWSW	39		SESW	40
				NENW	39		NWNW	38		SWNW	39		SENW	40
				NESW	40		NWSW	39		SWSW	39		SESW	40

Total Acres: 782

Conditions of Approval:

1.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412 (6), IDAHO CODE.
2.		USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3128 AF. COMBINED RIGHT NOS.: 35-02090B, 35-07174 AND 35-07924.
3.		USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 782 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02090B, 35-07174 AND 35-07924.
4.	C03	RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
5.		RIGHT NOS. 35-02090B, 35-07174 AND 35-07924 ARE ALSO DIVERTED THROUGH THE POINTS OF DIVERSION DESCRIBED ABOVE.

Dates:

Licensed Date:

Decreed Date: 01/31/2002

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

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IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

9/17/2015

WATER RIGHT NO. 35-7174

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	C & N FAMILY LAND INVESTMENTS LLC 4050 E LINCOLN RD IDAHO FALLS, ID 83401 (208)523-0310
Original Owner	CARL W MOELLER PO BOX 29 IDAHO FALLS, ID 83401
Security Interest	RABO AGRIFINANCE INC 12443 OLIVE BLVD STE 50 ST LOUIS, MO 63141

Priority Date: 05/06/1971

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	0.95 CFS	
Total Diversion			0.95 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NENESE	Sec. 36	Township 03N	Range 35E	BONNEVILLE County
GROUND WATER	SWSWSW	Sec. 30	Township 03N	Range 36E	BONNEVILLE County

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Water Rights

Water Right Report

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Place(s) of use:

Place of Use Legal Description: IRRIGATION BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
03N	35E	36		NESE	39		NWSE	40		SWSE	40		SESE	35
	36E	30		NENW	39		NWNW	38		SWNW	39		SENW	40
				NESW	40		NWSW	39		SWSW	39		SESW	40
		31		NENW	39		NWNW	38		SWNW	39		SENW	40
				NESW	40		NWSW	39		SWSW	39		SESW	40

Total Acres: 782

Conditions of Approval:

1. C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412 (6), IDAHO CODE.
2.	USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3128 AF. COMBINED RIGHT NOS.: 35-02090B, 35-02395 AND 35-07924.
3.	USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 782 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02090B, 35-02395 AND 35-07924.
4.	RIGHT NOS. 35-02090B, 35-02395 AND 35-07924 ARE ALSO DIVERTED THROUGH THE POINTS OF DIVERSION DESCRIBED ABOVE.
5. C03	RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. C05	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 01/31/2002

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

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Water Rights

Water Right Report

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Water Right Report

9/17/2015

WATER RIGHT NO. 35-7924

Owner Type	Name and Address
Current Owner	C & N FAMILY LAND INVESTMENTS LLC 4050 E LINCOLN RD IDAHO FALLS, ID 83401 (208)523-0310
Security Interest	RABO AGRIFINANCE INC 12443 OLIVE BLVD STE 50 ST LOUIS, MO 63141

Priority Date: 10/28/1980
Basis: Decreed
Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	3 CFS	
Total Diversion			3 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NENESE	Sec. 36	Township 03N	Range 35E	BONNEVILLE County
GROUND WATER	SWSWSW	Sec. 30	Township 03N	Range 36E	BONNEVILLE County

Place(s) of use:

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Water Right Report

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Place of Use Legal Description: IRRIGATION BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
03N	35E	36		NESE	39		NWSE	40		SWSE	40		SESE	35
	36E	30		NENW	39		NWNW	38		SWNW	39		SENW	40
				NESW	40		NWSW	39		SWSW	39		SESW	40
		31		NENW	39		NWNW	38		SWNW	39		SENW	40
				NESW	40		NWSW	39		SWSW	39		SESW	40

Total Acres: 782

Conditions of Approval:

1.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412 (6), IDAHO CODE.
2.		USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3128 AF. COMBINED RIGHT NOS.: 35-02090B, 35-02395 AND 35-07174.
3.		USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 782 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02090B, 35-02395 AND 35-07174.
4.		RIGHT NOS. 35-02090B, 35-02395 AND 35-07174 ARE ALSO DIVERTED THROUGH THE POINTS OF DIVERSION DESCRIBED ABOVE.

Dates:

Licensed Date:

Decreed Date: 01/31/2002

Permit Proof Due Date: 12/1/1985

Permit Proof Made Date: 11/27/1985

Permit Approved Date: 12/18/1980

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 10/28/1980

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 120

<http://www.idwr.idaho.gov/apps/ExtSearch/RightReportAJ.asp?BasinNumber=35&Seque...> 09/17/2015