

RECEIVED

SEP 19 2014

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment 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?
29-110A <u> </u>	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: (1) KAY DEAN SMITH AND SHERRY L. SMITH ; (2) REMY AND RUTH LABROUCHE
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): BAR-O-BAR RANCH, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 826 WOOD ROAD BANCROFT ID 83217
Mailing address City State ZIP
- (208) 648-0906 rrlabrouche@gmail.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: 08/07/2006
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: Remy Labrouche Owner & Manager 9-16-14
Signature of new owner/claimant Title, if applicable Date

Signature: Ruth Labrouche Owner 9-16-14
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 9/19/2014 Receipt No. E040255 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 JB Processed by JB Date 9/30/2014

WARRANTY DEED

FOR VALUE RECEIVED, KAY DEAN SMITH AND SHERRY L. SMITH, a/k/a Sherry Lyn Smith, a/k/a Sherry Smith, husband and wife, 826 Wood Road, Bancroft, Idaho 83217 (hereinafter "Grantors") do hereby grant, bargain, sell, and convey unto Remy Labrousche and Ruth A. Labrousche, husband and wife, whose current address is 1525 P. Road, Loma, Colorado 81524 (hereinafter "Grantees") their heirs and assigns forever, the following described premises in Caribou County, Idaho, to-wit:

**SEE EXHIBIT A ATTACHED HERETO AND
INCORPORATED BY REFERENCE**

TOGETHER WITH Idaho Department of Water Resources Water Right Nos. 29-10176, 29-02373, 29-02374, 29-02429, and 29-10177.

TOGETHER WITH 171 shares in Chesterfield Land and Livestock Association.

TO HAVE AND TO HOLD the said premises, with their appurtenances, including all water, gas, oil and mineral rights, unto the said Grantees and their heirs and assigns forever. Grantors do hereby covenant to and with the said Grantees, that Grantors are the owners in fee simple of said premises, that except as otherwise provided herein, the premises are free from all encumbrances and that they will forever warrant the title to the said premises.

SUBJECT TO THE FOLLOWING:

1. Rights of way, easements, reservations and restrictions of record;
2. Accruing real property taxes for 2005 and subsequent years;
3. Federal patents, building and use restrictions, zoning regulations and ordinances of any governmental unit;

WARRANTY DEED

4. The special exceptions listed in Exhibit "B" attached hereto.
5. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose. Grantors represent, however, that to the best of their knowledge there are no discrepancies or conflicts in boundary lines nor any shortages in area nor any encroachments.

DATED this 15 day of June, 2005.

Kay Dean Smith
Kay Dean Smith

Sherry L Smith
Sherry L Smith, a/k/ Sherry Lyn Smith,
a/k/a Sherry Smith

STATE OF IDAHO)
 : ss
County of Caribou)

On this 15th day of June, 2005, before me the undersigned, a Notary Public in and for said State, personally appeared Kay Dean Smith and Sherry L. Smith, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

Kena Ann Moore
NOTARY PUBLIC FOR IDAHO
Residing at: Soda Springs, Idaho
My Commission expires: 7/18/05

**KENA ANN MOORE
NOTARY PUBLIC
STATE OF IDAHO**

EXHIBIT A

Caribou County, Idaho:

Township 7 South, Range 39 East of the Boise Meridian:

Section 4: SEXSW%, SXSEX%.

Section 9: EX%, EXW%, EXCEPT THEREFROM, Beginning at the Southwest Corner of the SEXSW%, and running
thence North 179 feet along the West boundary line of said
SEXSW%;
thence East 185 feet;
thence South 179 feet to the South boundary line of said
Section;
thence West 185 feet along the Section line,
to the point of beginning.

Section 17: NX%. NXSEX%. NEXSW%.

EXCEPT THEREFROM the following described tracts:

1. Beginning at the Northeast Corner of said Section 17,
and running
thence West along the North boundary of said Section 17,
650 feet;
thence South at right angles 165 feet;
thence East at right angles 650 feet, to the East boundary
of said Section 17;
thence North along said East boundary 165 feet,
to the point of beginning.

2. Beginning at a point on the North boundary of said
Section 17, 3385.5 feet West of the Northeast Corner of said
Section 17, and running
thence West along the North boundary of said Section 17,
525 feet;
thence South at right angles 415 feet;
thence East at right angles 525 feet;
thence North 415 feet,
to the point of beginning.

Section 19: A tract of land located in the SXSEX% and Lot 4 of Section 19
and 30: and the NXNEX% and Lot 1 of Section 30, more particularly
described as follows:

Beginning at a fence corner which is the accepted
Northeast Corner of the SEXSEX% of said Section 19, Township
and Range aforesaid, and running
thence South 89°36' West 678.48 feet;
thence South 40°21' West 531.03 feet;
thence South 53°22' West 543.3 feet;
thence North 89°44' West 1892.22 feet to the Easterly right
of way line of a County Road;
thence following said right of way South 2°59' East 407.19

EXHIBIT B Cont.

1956, in Book 39 of Deeds at page 490, under recorder's instrument No. 38288, records of Caribou County, Idaho. Said instrument affects the N%NE% of Section 30, T. 7 S., R. 39 E., B.M.

9. Pole Line Easement, and all rights incidental thereto, granted by Delbert K. Argyle and Dora B. Argyle, his wife, to Utah Power & Light Company a corporation, dated February 20, 1958, recorded March 28, 1958, in Book 41 of Deeds, at page 15, under recorder's instrument No. 40747, records of Caribou County, Idaho. Said easement affects the NE%SE% and SE%NE% of Section 17, T. 7 S., R. 39 E., B.M.

10. Pole Line Easement, and all rights incidental thereto, granted by Ernest Hogan and Cora S. Hogan, his wife, to Utah Power & Light Company, a corporation, under instrument dated August 20, 1958, recorded November 3, 1958, in Book 41 of Deeds, at page 451, under recorder's instrument No. 41836, records of Caribou County, Idaho. Said easement affects the SE%SW% and S%SE% of Section 9, T. 7 S., R. 39 E., B.M.

11. Pole Line Easement, and all rights incidental thereto, granted by Delbert K. Argyle and Dora B. Argyle, his wife, to Utah Power & Light Company, a corporation, dated May 11, 1960, recorded June 1, 1960, in Book 43 of Deeds, at page 118, under recorder's instrument No. 44586, records of Caribou County, Idaho. Said easement affects the NE%NW%, N%NE% of Section 17 T. 7 S., R. 39 E., B.M.

12. Pole Line Easement, and all rights incidental thereto, granted by Ernest Hogan and Cora S. Hogan, his wife, and Lafe Holbrook and Donna Holbrook, his wife, to Utah Power & Light Company, a corporation, under instrument dated May 12, 1960, recorded June 1, 1960, in Book 43 of Deeds, at page 120, under recorder's instrument No. 44588, records of Caribou County, Idaho. Said easement affects the E%SW% of Section 9, T. 7 S., R. 39 E., B.M.

13. Pole Line Easement, and all rights incidental thereto, executed by Lucile R. Jones, Amos G. Rigby and Ann C. Rigby, husband and wife, to Utah Power & Light Company, a corporation, dated May 12, 1960, recorded June 1, 1960, in Book 43 of Deeds, at page 121, under recorder's instrument No. 44589, records of Caribou County, Idaho. Said easement affects the SE%SW% of Section 4 and the E%NW% of Section 9, T. 7 S., R. 39 E., B.M.

14. Pole Line Easement, and all rights incidental thereto, executed by Ernest Hogan and Cora S. Hogan, husband and wife, and Lafe Holbrook and Donna Holbrook, husband and wife, to Utah Power & Light Company, a corporation, under instrument dated March 20, 1960, recorded June 1, 1960, in Book 43 of Deeds, at page 238, under recorder's instrument No. 44926, records of Caribou County, Idaho. Said easement affects the S%SE% and SE%SW% of Section 9, T. 7 S., R. 39 E., B.M.

15. Right of Way, and all rights incidental thereto, executed by Dean

EXHIBIT B Cont.

Smith and Sherry Smith, to J.R. Simplot Company, a Nevada corporation, dated December 18, 1989, recorded January 24, 1990, under recorder's instrument No. 138272, records of Caribou County, Idaho. Said right of way affects the S½SE¼ and Lot 4 of Section 19, and the NW¼NE¼ of Section 30, T. 7 S., R. 39 E., B.M.

16. Right of Way, and all rights incidental thereto, granted by Dean Smith, to Portneuf-Marsh Valley Canal Company, Limited, dated June 14, 2002, recorded July 2, 2002, under recorder's instrument No. 166322, records of Caribou County, Idaho. Said instrument affects the NW¼ of Section 17, T. 7 S., R. 39 E., B.M.

Instrument # 176248

CARIBOU COUNTY

2006-08-07

01:18:33 No. of Pages: 3

Recorded for : CARIBOU TITLE

EDIE BUSH

Fee: 9.00

Ex-Officio Recorder Deputy

Index to: QUITCLAIM DEED

QUITCLAIM DEED

For Value Received,

Remy Labrouche and Ruth Labrouche, husband and wife,

do hereby convey, release, remise and forever quit claim unto

Bar O Bar Ranch, LLC

whose current address is

826 Wood Road,
Bancroft, ID 83217

the following described premises in Caribou County , to-wit:

See attached Exhibit A.

Together with Idaho Department of Water Resources Water Right Nos. 29-101076, 29-02373, 29-02374, 29-02429 and 29-10177.

Together with 171 shares in Chesterfield Land and Livestock Association.

Together with their appurtenances, including all water, gas, oil and mineral rights.

Dated: 8-7-06

Remy Labrouche
Remy Labrouche

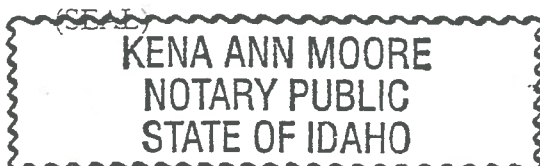
Ruth Labrouche
Ruth Labrouche

STATE OF IDAHO)
Caribou :ss.
County of ~~Bannock~~)

On this 7th day of August, 2006, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Remy A. Labrouche and Ruth Labrouche, known or identified to me to be the persons who subscribed their names to the foregoing instrument, and acknowledged to me that they executed the same.

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

Kena Ann Moore
Notary Public for Idaho
Residing at: Soda Springs, Idaho 83276
My commission expires: 7/18/09



6171/g/8/2/6

QUITCLAIM DEED

Page 1

COPY

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Township 7 South, Range 39 East of the Boise Meridian:

Section 4: SE½SW¼, S½SE½.

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thence North 179 feet along the West boundary line of said SE½SW¼;
thence East 185 feet;
thence South 179 feet to the South boundary line of said Section;
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to the point of beginning.

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thence West along the North boundary of said Section 17, 650 feet;
thence South at right angles 165 feet;
thence East at right angles 650 feet, to the East boundary of said Section 17;
thence North along said East boundary 165 feet,
to the point of beginning.

2. Beginning at a point on the North boundary of said Section 17, 3385.5 feet West of the Northeast Corner of said Section 17, and running
thence West along the North boundary of said Section 17, 525 feet;
thence South at right angles 415 feet;
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and 30: and the N½NE½ and Lot 1 of Section 30, more particularly
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thence South 89°36' West 678.48 feet;
thence South 40°21' West 531.03 feet;
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thence North 89°44' West 1892.22 feet to the Easterly right
of way line of a County Road;
thence following said right of way South 2°59' East 407.19

EXHIBIT A Cont.

feet;
thence following said right of way to a point South 30°
East 1543.07 feet, said right of way line consists of a
series of irregular curves;
thence along said right of way South 1°44' West 164.87 feet
to the intersection of the North line of another County
Road right of way;
thence North 88°38' East along said right of way 2569.87 feet
to the East line of said Section 30, Township and Range,
aforesaid;
thence North along said East line 2575.18 feet,
to the point of beginning.
EXCEPT THEREFROM, any portion thereof lying within the
right of way of County Roads.

COPY