



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

July 11, 2014

ATTN LESLIE
NORTHWEST FARM CREDIT SERVICES
PO BOX 5059
TWIN FALLS ID 83303-5059

RE: Security Interest for Water Right No. 47-8395 / Hay-Del Dairy LLC

Dear Leslie:

I recently received a Notice of Change in Water Right Ownership that conveys water right 47-8395 from Rabo Agrifinance Inc. to Hay-Del Dairy LLC. Included was an Assignment of Permit which assigned interest in permit 47-8395 from Hay-Del Dairy LLC, Whitney J. Alves and Herculano J. Alves to themselves and to Northwest Farm Credit Services, FLCA. There was a note in the letter from Land Title & Escrow Inc. asking that you be notified when the owner change was complete.

I was confused what the Assignment of Permit was about until I spoke with you on the phone and understood the owner change/security interest process was begun prior to the license being issued on June 17, 2014. I now understand that you wish for Northwest Farm Credit Services to be added as a security interest holder to the water right.

The proper avenue for a lending institution to be added as a security interest holder to a water right at any stage of its development is the Notice of a Security Interest in a Water Right. This form is a request for a lender to be notified of any change to a water right. I am enclosing one of these forms for your use. Additional forms can be found on the department's website.

I am also herein returning the Assignment of Permit that was included with the ownership change. You may refile the Notice of Security Interest using the enclosed form. Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enclosures

Rev. 04/12

RECEIVED

JUL 08 2014

DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF PERMIT

To change the ownership of a permit

\$25 fee per permit

Received by _____

Receipt amt. \$ _____

Receipt no. _____

Date _____

I, Hay-Del Dairy LLC, a Limited Liability Company, Whitney J. Alves, and Herculano J. Alves, hereby assign to Hay-Del Dairy LLC, a Limited Liability Company, Whitney J. Alves and Herculano J. Alves and Northwest Farm Credit Services, FLCA

of, 815 North College Road, PO Box 5059 Twin Falls ID 83301-5059

New owner's address including city, state and ZIP

of, 1944 South 2100 East Gooding ID 83330

New owner's address including city and ZIP

All my right, title, and interest in and to Permit Number(s): 47-8395, to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to Permit Number(s):
_____, to appropriate the public waters of the State of Idaho.

Describe in detail that portion of the permit assigned, listing the number of acres in each 40 acre subdivision, point of diversion location, and amount of water in cubic feet per second.

Does the new permit holder own the property at the:

Point of diversion? ☐ Yes ☐ No

Place of use? ☐ Yes ☐ No

If no, describe the arrangement enabling the new owner to access the point of diversion and/or the place of use:

Dated this _____ day of _____, 20____.

Permit Holder

Title (if applicable)

Permit Holder

Title (if applicable)

SEE ATTACHMENT A

State of Idaho

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County of

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On this ____ day of _____, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he/she/they executed the same.

SEAL

Notary Public

My commission expires: _____

ATTACHMENT A

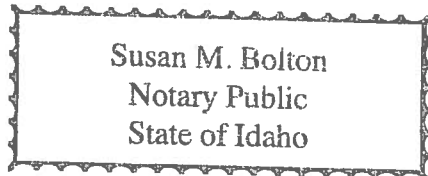
Hay-Del Dairy LLC

Herculano J. Alves, Managing Member Date

Whitney J. Alves, Managing Member Date

STATE OF IDAHO)
County of GOODING)ss.

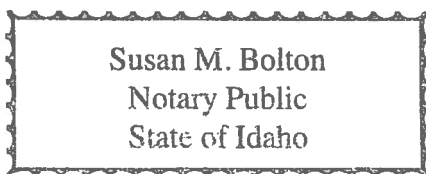
On this 30th day of June, 2014, before me personally appeared Whitney J. Alves, known to me to be the Managing Member of the Limited Liability Company which executed the within instrument, and acknowledged that he/she executed the same as one of the members of Hay-Del Dairy LLC and in the limited liability company name freely and voluntarily.



Susan M. Bolton
Printed name SUSAN M. BOLTON
Notary Public for the State of IDAHO
Residing at Gooding, ID
My commission expires 10-16-2016

STATE OF IDAHO)
County of GOODING)ss.

On this 30th day of June, 2014, before me personally appeared Herculano J. Alves, known to me to be the Managing Member of the Limited Liability Company which executed the within instrument, and acknowledged that he/she executed the same as one of the members of Hay-Del Dairy LLC and in the limited liability company name freely and voluntarily.



Susan M. Bolton
SUSAN M. BOLTON
Notary Public for Idaho
Residing at: Gooding, ID
Commission Expires: 10-16