

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

FEB 13 2014

Department of Water Resources
Eastern Region

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
31-7043A <i>OK</i>	Yes ☐		Yes ☐		Yes ☐
31-10247 <i>OK</i>	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Hall Dairy LLC for 31-7043A & Ken Garth Hall for 31-10247
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): 2B Legacy, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 152 Terreton ID 83450
Mailing address City State ZIP
- (208) 643-4469 double @ mudlake.net
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: 12/29/11

6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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):
 - \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.

SUPPORT DATA
IN FILE # 31-7043A

8. Signature: [Signature] number 2/11/14
Signature of new owner/claimant Title, if applicable Date
- Signature: _____ _____ _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 2/13/2014 Receipt No. E039535 Receipt Amt. \$50.-
Approved by JB Processed by JB Date 2/13/2014

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/7/2014

Water Right 31-10247

<u>Owner Type</u>	<u>Name</u>
Current Owner	KEN GARTH HALL
Current Owner	CARMEN HALL
Current Owner	GARTH V HALL
Current Owner	CAROL WOOD HALL
Original Owner	DEAN B KOFOED
Original Owner	JEAN C KOFOED

Priority Date: 10/1/1952

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>
STOCKWATER	1/01	12/31	0.050 CFS	
DOMESTIC	1/01	12/31	0.040 CFS	
	<u>Total Diversion</u>		0.050 CFS	

Source and Point(s) of Diversion

GROUND WATER	NENESE	Sec. 15, Twp 06N, Rge 35E, JEFFERSON County
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Place Of Use

DOMESTIC within JEFFERSON County

T06N R35E S15 NESE

STOCKWATER within JEFFERSON County

T06N R35E S15 NESE

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. RP06N35E151800A STOCKWATER, 200 CATTLE

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/7/2014

Water Right 31-7043A

Owner Type **Name**
Current Owner HALL DAIRY LLC
Original Owner MRS DON R BYBEE
Original Owner CLYSTEAD VADNAIS
Original Owner TED L VADNAIS
Priority Date: 11/12/1970
Basis: Decreed
Status: Active

Source **Tributary**
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	12/31	0.250 CFS	35.0 AF
COMMERCIAL	01/01	12/31	0.280 CFS	35.0 AF
	<u>Total Diversion</u>		0.280 CFS	35.0 AF

Source and Point(s) of Diversion
GROUND WATER NESE Sec. 15, Twp 06N, Rge 35E, JEFFERSON County

Place Of Use
COMMERCIAL within JEFFERSON County
T06N R35E S15 NESE

STOCKWATER within JEFFERSON County
T06N R35E S15 NESE

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.

Combined Use Limits
N/A

SubCase:
N/A

Water Supply Bank:
N/A

WHEN RECORDED RETURN TO:

Billy G. DuPree, Jr.

P.O. Box 723

Rexburg, Idaho 83440

ALLIANCE TITLE & ESCROW

P.O. BOX 732

REXBURG, ID 83440

124911

Instrument # 395334

RIGBY, JEFFERSON, IDAHO

01-03-2012 11:20:57 AM No. of Pages: 6

Recorded for: ALLIANCE TITLE - PRODUCTION CENTER

CHRISTINE BOULTER

Fee: \$25.00

Ex-Officio Recorder Deputy: LK

Index To: WARRANTY DEED

Electronically Recorded by Simplifile

WARRANTY DEED

Ken Garth Hall (aka Kenneth G. Hall, Ken Hall and Ken G. Hall) and Carol Hall (aka Carol Wood Hall), husband and wife, of 1543 North 1900 East, Terreton, Idaho 83450, and Hall Dairy, L.L.C., an Idaho limited liability company, 1543 North 1900 East, Terreton, Idaho 83450, as GRANTORS, for a good and valuable consideration, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto 2B Legacy LLC, an Idaho limited liability company, P.O. Box 152, Terreton, Idaho 83450, as GRANTEE, and to GRANTEE'S successors and assigns forever, all of the property situated in Jefferson County, Idaho described on the attached Exhibit A.

TOGETHER with all improvements, easements, hereditaments and appurtenances thereto, including the water rights described on the attached Exhibit B.

SUBJECT to real property taxes and assessments not yet due and payable; existing patent reservations, easements, rights of way, and protective covenants of record; and applicable zoning ordinances and building codes, laws, and regulations.

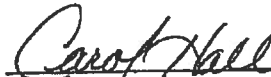
GRANTORS, for themselves, their heirs and assigns do hereby covenant, warrant and shall defend the quiet and peaceable possession of said premises by the GRANTEE, its successors and assigns forever against the lawful claims of all persons.

IN WITNESS WHEREOF, GRANTORS have hereunto subscribed their names to this instrument this 29 day of December, 2011.

GRANTORS:



Ken Garth Hall (aka Kenneth G. Hall,
Ken Hall and Ken G. Hall)



Carol Hall (aka Carol Wood Hall)

Hall Dairy, L.L.C.

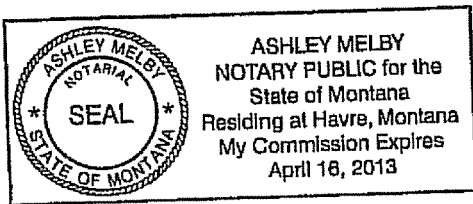
By: Ken Hall member
Ken G. Hall, Member

Carol Hall

STATE OF Montana)

County of Hill)
:SS

On this 29 day of December, in the year 2011, before me, Ashley Melby, a Notary Public in and for said State, personally appeared Ken Garth Hall (aka Kenneth G. Hall, Ken Hall and Ken G. Hall) and Carol Hall (aka Carol Wood Hall), husband and wife, known or identified to me (or proved to me on the oath of Idaho Drivers License, to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

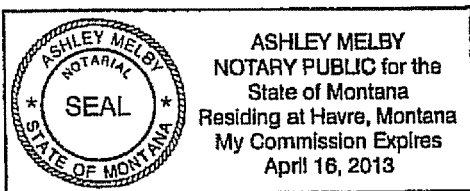


Ashley Melby
Notary Public
Residing at: Havre, Montana
My Commission Expires: April 16, 2013

STATE OF Montana)

County of Hill)
:SS

On this 29 day of December, in the year 2011, before me, Ashley Melby, a Notary Public in and for said State, personally appeared Ken G. Hall, known or identified to me (or proved to me on the oath of Idaho Secretary of State), to be the manager or member of Hall Dairy, L.L.C., the limited liability company that executed the instrument or the person who executed the instrument on behalf of said limited liability company, and acknowledged to me that such limited liability company executed the same.



Ashley Melby
Notary Public
Residing at: Havre, Montana
My Commission Expires: April 16, 2013

EXHIBIT A

Description of the Land

Parcel 1: Township 6 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho.

Section 15: South Half Northeast Quarter and the North Half Southeast Quarter.

EXCEPTING THEREFROM: County road right of way along the East side of said property.

Parcel 2: Township 6 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho.

Section 15: South Half Southwest Quarter and the Southwest Quarter Southeast Quarter.

EXCEPTING THEREFROM: Beginning at a point 125 feet East from the Southwest corner of said Section 15 and running thence North 180 feet; thence East 296 feet; thence South 180 feet; thence West 296 feet to the Point of Beginning.

ALSO EXCEPTING THEREFROM: State Highway No. 28 along the South side of said property and County Road right of way along the West side of said property.

Parcel 3: Township 6 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho.

Section 22: Northwest Quarter Northwest Quarter.

EXCEPTING THEREFROM: The North 33 feet and the West 33 feet thereof, used for public roads.

ALSO EXCEPTING THEREFROM: Township 6 North, Range 35 East Boise Meridian, Jefferson County, Idaho.

Section 22: Beginning at a point that is 28.00 feet South 00°00'00" West of the Northwest corner of Section 22, said point is on the South right-of-way line of State Highway 33, and running thence North 90°00'00" East 243.00 feet along said right-of-way line; thence South 00°00'00" West 208.00 feet; thence North 90°00'00" West 243.00 feet to the Section line; thence North 00°00'00" East 208.00 feet along the Section line to the Point of Beginning.

SUBJECT TO a 2 rod wide road easement along the West side of said property.

ALSO EXCEPTING THEREFROM: Highway right-of-way along the North side of said property.

ALSO EXCEPTING THEREFROM: Township 6 North, Range 35 East Boise Meridian, Jefferson County, Idaho.

Section 22: Beginning at a point that is 444.00 feet South 00°00'00" West of the Northwest corner of Section 22, and running thence North 90°00'00" East 243.00 feet; thence North 00°00'00" East 208.00 feet; thence North 90°00'00" West 243.00 feet to the Section line; thence South 00°00'00" West 208.00 feet along the Section line to the Point of Beginning.

TOGETHER WITH AND SUBJECT TO a 2 rod wide road easement along the West side of the above described property.

ALSO EXCEPTING THEREFROM: Township 6 North, Range 35 East Boise Meridian, Jefferson County, Idaho.

Section 22: Beginning at a point that is 444.00 feet South 00°00'00" West of the Northwest corner of Section 22, and running thence North 90°00'00" East 243.00 feet; thence South 00°00'00" West 212.00 feet; thence North 90°00'00" West 243.00 feet to the Section line; thence North 00°00'00" East 212.00 feet along the Section line to the Point of Beginning.

ALSO EXCEPTING THEREFROM: Township 6 North Range 35 East Boise Meridian, Jefferson County, Idaho.

Section 22: Beginning at a point that is 868.00 feet South 00°00'00" West of the Northwest corner of Section 22, and running thence North 90°00'00" East 243.00 feet; thence North 00°00'00" East 212.00 feet; thence North 90°00'00" West 243.00 feet to the Section line; thence South 00°00'00" West 212.00 feet along the Section line to the Point of Beginning.

Property is **SUBJECT** to a 2 rod wide road easement along West side of property.

TOGETHER WITH AND SUBJECT to an easement for ingress and egress 2 rods wide along the West side of the Northwest Quarter Northwest Quarter of said Section 22.

ALSO EXCEPTING THEREFROM: Township 6 North, Range 35 East Boise Meridian, Jefferson County, Idaho.

Section 22: Beginning at a point that is 868.00 feet South 00°00'00" West of the Northwest corner of Section 22, and running thence North 90°00'00" East 243.00 feet; thence South 00°00'00" West 212.00 feet; thence North 90°00'00" West 243.00 feet to the Section line; thence North 00°00'00" East 212.00 feet along the Section line to the Point of Beginning.

Property is SUBJECT to a 2 rod wide road easement along the West side of said property.

TOGETHER WITH AND SUBJECT TO an easement for ingress and egress 2 rods wide along the West side of the Northwest Quarter Northwest Quarter of said Section 22.

ALSO EXCEPTING THEREFROM: Township 6 North, Range 35 East Boise Meridian, Jefferson County, Idaho.

Section 22: Beginning at a point that is 1292.00 feet South 00°00'00" West of the Northwest corner of Section 22, and running thence North 90°00'00" East 243.00 feet; thence North 00°00'00" East 212.00 feet; thence North 90°00'00" West 243.00 feet to the Section line; thence South 00°00'00" West 212.00 feet along the Section line to the Point of Beginning.

Property is SUBJECT to a 2 rod wide road easement along the West side of said property.

TOGETHER WITH AND SUBJECT to an easement for ingress and egress 2 rods wide along the West side of the Northwest Quarter Northwest Quarter of said Section 22.

ALSO EXCEPTING THEREFROM: Beginning at a point that is 800.00 feet South 89°51'30" East of the Southwest corner of the Northwest Quarter Northwest Quarter of Section 22, Township 6 North, Range 35 East Boise Meridian, Jefferson County, Idaho, said point is on the South line of said Northwest Quarter Northwest Quarter; thence South 89°51'30" East 526.00 feet, more or less, to the East line of said Northwest Quarter Northwest Quarter; thence North 00°00'00" East 94.40 feet to an existing fence line; thence along said fence line the following five courses: South 87°53'09" West 92.76 feet; thence South 87°58'07" West 103.74 feet; thence South 82°06'15" West 102.00 feet; thence South 75°10'14" West 102.35 feet; thence South 70°37'27" West 137.44 feet to the Point of Beginning.

EXHIBIT B

Description of Water Rights

All water, water rights, ditches and ditch rights, storage rights, and permits, licenses and certifications for water rights, and shares of stock in canal, irrigation or other companies holding water rights appertaining or appurtenant to the real property described on the foregoing Exhibit A, or any part thereof, including without limitation the following water rights:

Water Rights Numbers 31-7043A, 31-7506 and 31-10247.

All shares in Mud Lake Water User's, Inc. appertaining or appurtenant to the real property described on the foregoing Exhibit A, or any part thereof, including 160 shares of Common Capital Stock represented by Certificate Number 1663 and 120 shares of Common Capital Stock represented by Certificate Number 1783.

All shares, rights and/or other interests in Holley Water Users, or any water rights held or owned by it, appertaining or appurtenant to the real property described on the foregoing Exhibit A, or any part thereof.