

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

225⁰⁰
RECEIVED
JUL 24 2013

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?
43-10107	Yes ☐ NO		Yes ☐		Yes ☐
43-323A	Yes ☐ NO		Yes ☐		Yes ☐
43-4105B	Yes ☐ NO		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: _____

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Delta Farms, LLC

New owner(s) as listed on the conveyance document

Name connector

☐ and

☐ or

☐ and/or

P.O. Box 631

Malta

ID

83342

Mailing address

City

State

ZIP

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: 7/15/2013

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.

8. Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

7/15/13

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by

DM

Date

7-25-2013

Receipt No.

3033412

Receipt Amt.

\$75-

Approved by

Processed by

Date

SUPPORT DATA

IN FILE # 43-323A

WARRANTY DEED

COPY

CASSIA COUNTY
Recorded for:
LAND TITLE AND ESCROW
3:18:12 pm 07-16-2013
2013-003236 #50323
No. Pages: 2 Fee: \$13.00
JOSEPH W. LARSEN
County Clerk
Deputy: TPOLLARD

For Value Received

AMPELIO R. MONTOYA and ALBERTA M. MONTOYA, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

DELTA FARMS, LLC, an Idaho limited liability company
Mailing Address: Box 631, Malta, ID 83342

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

**TOWNSHIP 13 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 24: Part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, described as follows:

Beginning at the Northeast corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 24, said corner marked by
a 5/8 inch rebar which shall be the Point of Beginning;
Thence South 0°00'19" West along the East line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ for 659.54 feet to a ½ inch
rebar;
Thence South 89°34'09" West for 330.00 feet to a ½ inch rebar;
Thence North 0°00'18" East for 659.94 feet to a ½ inch rebar on the South line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence North 89°38'19" East for 330.00 feet to the Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2013 and subsequent years.

Assessments levied, or to be levied, by Raft River Ground Water District.

State of Idaho Lease #OG-0383 as disclosed by State of Idaho Assignment of Mineral, Oil, & Gas and/or Geothermal Resource Lease, dated November 24, 1981 and recorded March 11, 1982 as Instrument No. 141700 on Film No. 148, records of Cassia County, Idaho. (Covers additional property not included herein)

Road right-of-way as disclosed by Warranty Deed from Sherryl N. Rodocker and Donna M. Rodocker, husband and wife to Ampelio R. Montoya and Alberta M. Montoya, husband and wife, dated June 15, 1990 and recorded June 15, 1990 as Instrument No. 208104 on Film No. 217, records of Cassia County, Idaho which reads as follows: "SUBJECT TO a road right-of-way along the North side."

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

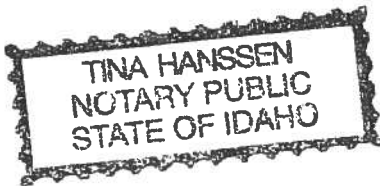
Dated: July 15, 2013

Ampelio R. Montoya
AMPELIO R. MONTOYA

Alberta M. Montoya
ALBERTA M. MONTOYA

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 15th day of July, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared **AMPELIO R. MONTOYA** and **ALBERTA M. MONTOYA**, 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.



Tina Hanssen
Notary Public
Residing at: *Rupert, ID*
My Commission expires:

**My Commission
Expires 5/7/15**