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DEPT. OF WATER RESOURCES
SOUTHERN REGION

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January 7, 2013

Via U.S. Certified Mail

IDWR Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Re: Notice of Change of Water Right Ownership / Water Right License No. 37-08472

Dear IDWR Staff:

Enclosed for filing is a completed Notice of Change of Water Right Ownership form for the water right authorized under Water Right License No. 37-08472 (the "Water Right") together with a check in the amount of \$25.00 to cover the filing fee. We additionally provide the following documents in support of the enclosed form:

1. A copy of Water Right License No. 37-08472;
2. A copy of IDWR's on-line Place of Use GIS map for the Water Right;
3. A Corrected Warranty Deed recorded as Instrument No. 604315, records of Blaine County, under which the grantor, David P. Goodman, Trustee of the Goodman Survivor's Trust u/t/a November 4, 1997, conveyed to our client, PBFF LLC, all of grantor's right, title, and interest in and to the following:

Lot 8B, Block 1, Lake Creek Meadows Subdivision No. 1, according to the official plat thereof, recorded as Instrument No. 393666, and corrected under that Surveyor's Correction Affidavit recorded as Instrument No. 604314, records of Blaine County, State of Idaho.

Together with the Water Right and all other water rights – permitted and permit exempt - that are appurtenant to the land conveyed;

4. A Surveyor's Correction Affidavit recorded as Instrument No. 604314, records of Blaine County, confirming that the official plat containing Lot 8B, Block 1, Lake Creek Meadows Subdivision No. 1 and recorded as Instrument No. 393666, incorrectly located such property in Range 18E rather than Range 17E;

5. A copy of the official plat, recorded as Instrument No. 393666, records of Blaine County, containing Lot 8B, Block 1, Lake Creek Meadows Subdivision No. 1; and
6. A Corrected Assignment and Bill of Sale under which David P. Goodman, Trustee of the Goodman Survivor's Trust u/t/a November 4, 1997, assigned and conveyed to our client, PBFF LLC, all right, title, and interest in and to all personal property associated with all water rights appurtenant to Lot 8B, Block 1, Lake Creek Meadows Subdivision No. 1, according to the official plat thereof, recorded as Instrument No. 393666, and corrected under that Surveyor's Correction Affidavit recorded as Instrument No. 604314, records of Blaine County, State of Idaho.

These additional documents are submitted to confirm: (a) that all water rights appurtenant to the lands conveyed are now titled in PBFF LLC; and (b) that the official plat which erroneously located the conveyed lands in Range 18E has now been corrected by recording of the enclosed surveyor's affidavit confirming the conveyed lands necessarily exist within Range 17E.

Designated Place of Use

Please note that the Water Right describes the 3 acres identified for irrigation and domestic use as being located within "Lot 8A, Block 1, Lake Creek Meadows Subdivision No. 1." However, as shown by the corrected warranty deed under which PBFF LLC took title, the parcel of land which includes the referenced 3 acres is described in the official plat as consisting of "Lot 8B" *not* "Lot 8A." This is because, *following* IDWR's issuance of the Water Right to the grantor, the affected lands were re-platted which resulted in "Lot 8A" being then designated anew as "Lot 8B."

The enclosed conveyance documents were drafted to address this change in Blaine County's legal description of the affected lands created by the re-plat. As a result, these documents also provide a clear record of how Lot 8A is now Lot 8B for purposes of identifying the authorized place of use of the Water Right. In order to avoid any confusion in future transactions involving this property, we would request that "Lot 8B, Block 1, Lake Creek Meadows Subdivision No. 1" be noted as the correct place of use of the Water Right in IDWR's records.

Should you have any comments or questions concerning the above, please do not hesitate to contact me.

Sincerely,



Peter D. Mohr

PDM/tac

Enclosures

cc: Client

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