

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 05 2012

Notice of Change in Water Right Ownership

DEPT. OF WATER RESOURCES
SOUTHERN 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?
36-8247	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: TOLMAN BROTHERS, LLC
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): DOUBLE V, LLC
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or
1587 E 3100 S
Mailing address
WENDELL ID 83355
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: 10/23/12

6. 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.

7. Signature: [Signature] Title, if applicable: managing member Date: 10/23/12
Signature of new owner/claimant

Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by dm Date 11-5-2012 Receipt No. 8032891 Receipt Amt. \$25-
Approved by _____ Processed by _____ Date _____

Instrument # 2124505

JEROME COUNTY, JEROME, IDAHO

10-23-2012 01:25:40 No. of Pages: 6

Recorded for : LAND TITLE AND ESCROW

MICHELLE EMERSON

Fee: 25.00

Ex-Officio Recorder Deputy J. Emerson

JG-41063

SPECIAL WARRANTY DEED

FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged **TOLMAN BROTHERS, LLC**, an Idaho limited liability company, the "Grantors", hereby grants, bargains, sells, and conveys unto **DOUBLE V, LLC**, an Idaho limited liability company, whose address is 1587 E. 3100 S., Wendell, ID 83355-3254, the "Grantee", the following described premises located in Jerome County, Idaho, to wit:

TRACT I:PARCEL NO. 1:

Lots 10, 11 and 12 in Block 1 of Country Villa Estates, Jerome County, Idaho, as the same is platted in the official plat thereof, now of record in the office of the Recorder of said County.

PARCEL NO. 2:

TOWNSHIP 9 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 7: Lot 2; SE $\frac{1}{4}$ NW $\frac{1}{4}$;

EXCEPTING THEREFROM that portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ described as follows:

Beginning at a point on the North boundary line of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 7,
which point is 560 feet West from the Northeast corner thereof;
Thence running East a distance of 560 feet to the East boundary line thereof;
Thence South along the East boundary line a distance of 440 feet;
Thence West a distance of 280 feet;
Thence in a Northwesterly direction a distance of 522 feet to THE POINT
OF BEGINNING.

AND EXCEPTING THEREFROM that portion of Lot 2, described as follows:

Beginning at the Southwest corner of said Lot No. 2;
Thence Easterly along the Southerly boundary of said Lot No. 2, South
89°08'53" East, 420.00
feet;
Thence North 0°00'00" East, 193.00 feet;

WARRANTY DEED - 1

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Deed.doc

Thence North 89°08'53" West, 420.00 feet to the Westerly boundary of said Lot No. 2;

Thence Southerly along the Westerly boundary of said Lot No. 2, South 0°00'00" West, 193.00 feet
to THE POINT OF BEGINNING.

Subject to the rights of a public road which affects the Westerly 25.00 feet.

PARCEL NO. 3:

TOWNSHIP 9 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 7: NE¼;

EXCEPTING THEREFROM the following described parcel located in the SE¼NE¼;

Beginning at the Northeast corner of said Section 7;

Thence South 0°01'30" East, 2518.91 feet along the Easterly boundary of said Section 7, THE TRUE POINT OF BEGINNING;

Thence North 89°10'30" West, 347.82 feet;

Thence South 0°01'30" East, 125.00 feet to a point in the Southerly boundary of the NE¼ of said Section 7;

Thence South 89°10'30" East, 347.82 feet along the Southerly boundary of the NE¼ of said Section 7, to the East quarter corner of said Section 7;

Thence North 0°01'30" West, 125.00 feet along the Easterly boundary of Section 7 to THE TRUE POINT OF BEGINNING.

TO HAVE AND TO HOLD, unto Grantee, its successors, heirs and assigns forever.

SUBJECT TO the following: (a) general taxes and assessments, which are not yet due and payable; and (b) the encumbrances, easements, restrictions and matters set forth on EXHIBIT A attached hereto and incorporated herein (collectively the "Permitted Exceptions").

Grantor warrants that it is the owner in fee simple of the Property, that the Grantor has not conveyed any interest in the Property to any person other than Grantee, and that the Property is free from all encumbrances created or suffered by Grantor, except the Permitted Exceptions, and that Grantor will warrant and defend the same against all lawful claims of all persons claiming by, through or under Grantor.

IN WITNESS WHEREOF, the parties have executed the within instrument as of the 22 day of October, 2012.

"GRANTOR"
TOLMAN BROTHERS, LLC
 an Idaho limited liability company

John Calvin Tolman
 JOHN CALVIN TOLMAN, Member

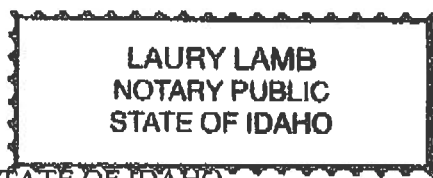
Martin Lee Tolman
 MARTIN LEE TOLMAN, Member

Dale V. Tolman
 DALE V. TOLMAN, Member

STATE OF IDAHO)
 ss:
 County of Jerome)

On this 22 day of October, 2012, before me, the undersigned, a Notary Public in and for said County and State, personally appeared JOHN CALVIN TOLMAN, Member of TOLMAN BROTHERS, LLC, an Idaho limited liability company, known to me to be such member and the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same on behalf of the company.

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

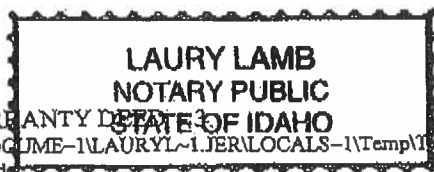


STATE OF IDAHO)
 ss:
 County of Jerome)

Laurie Lamb
 NOTARY PUBLIC for Idaho
 Residing at: *Jerome*
 Commission Expires: *4/2/2016*

On this 22 day of October, 2012, before me, the undersigned, a Notary Public in and for said County and State, personally appeared MARTIN LEE TOLMAN, Member of TOLMAN BROTHERS, LLC, an Idaho limited liability company, known to me to be such member and the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same on behalf of the company.

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



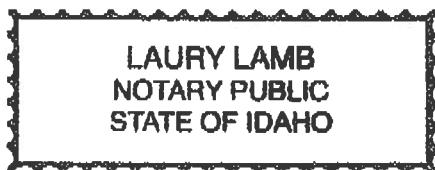
Laurie Lamb
 NOTARY PUBLIC for Idaho

Residing at: Jerome
Commission Expires: 4/2/2016

STATE OF IDAHO)
 ss:
County of Jerome)

On this 22 day of October, 2012, before me, the undersigned, a Notary Public in and for said County and State, personally appeared DALE V. TOLMAN, Member of TOLMAN BROTHERS, LLC, an Idaho limited liability company, known to me to be such member and the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same on behalf of the company.

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



Laury Lamb
NOTARY PUBLIC for Idaho
Residing at: Jerome
Commission Expires: 4/2/2016

EXHIBIT A

1. Taxes for 2012 and subsequent years.
2. Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.
3. Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.
4. Power Line Easement given by Melvin E. Callicotte and Anne G.H. Callicotte, his wife, to Idaho Power Company, a corporation, dated August 5, 1937, recorded August 14, 1937 in Book 110 Page 353 as Instrument Number 67650, Jerome County records, affecting a portion of Lot 1, Section 7, Township 9 South, Range 17, East Boise Meridian.
5. Power Line Easement given by Leslie E. Thompson and Delva J. Thompson, husband and wife, to Idaho Power Company, a corporation, dated May 16, 1973, recorded June 27, 1973 in Book 184 Page 758 as Instrument Number 200927, Jerome County records, affecting a portion of Lot 1 and the NE1/4NW1/4 of Section 7, Township 9 South, Range 17, East Boise Meridian.
6. Terms and conditions of an Agreement by and between Jerome County, Idaho, party of the first part, and Leslie Thompson and Delva Thompson, husband and wife, parties of the second part, dated March 6, 1978, recorded March 6, 1978 in Book 184 Page 1636 as Instrument Number 231674, Jerome County records, providing for construction of roads and streets in said Subdivision.
7. Restrictive Covenants impressed upon Country Villa Estates by document recorded March 6, 1978 in Book 184 Page 1637 as Instrument Number 231675, Jerome County records, and recorded April 7, 1978 in Book 184 Page 1656 as Instrument Number 232609, Jerome County records. AMENDMENT TO RESTRICTIVE COVENANTS dated March 30, 1979, recorded April 12, 1979 as Instrument Number 240830, Jerome County records. AMENDMENT TO RESTRICTIVE COVENANTS dated December 10, 1982, recorded January 7, 1983 as Instrument Number 270016, Jerome County records.
8. Power Line Easement given by C.G. Rominger and O. Kaye Rominger, husband and wife, to Idaho Power Company, a corporation, dated June 29, 1978, recorded March 6, 1979 in Book 184 Page 1839 as Instrument Number 239855, Jerome County records, affecting a portion of the N1/2NW1/4 of Section 7, Township 9 South, Range 17, East Boise Meridian.
9. Easements as shown on the recorded plat.
10. Power Line Easement given by Robert C. Wills and Georgia L. Wills and Henry L. Wills and Rose C. Wills, to Idaho Power Company, a corporation, dated June 9, 1993, recorded June 9, 1993 as Instrument Number 932119, Jerome County records, affecting a portion of the NE1/4NW1/4 of Section 7, Township 9 South,

Range 17, East Boise Meridian.

11. Power Line Easement given by Jack Easterly and Grace Easterly, husband and wife, to Idaho Power Company, a corporation, dated January 7, 1974, recorded April 25, 1974 in Book 184 Page 880 as Instrument Number 205654, Jerome County records, affecting a portion of Lot 2, Section 7, Township 9 South, Range 17, East Boise Meridian.
12. Reservation for one half of all gas, oil, coal, hydrocarbon and mineral rights contained in Warranty Deed given by Miller & Viele, a corporation, party to the first part, and E.P. Messner, sometimes known as Elmer P. Messner, whose wife's name is Lillian A. Messner, party of the second part, dated December 4, 1946, recorded April 7, 1947 in Book 135 Page 399 as Instrument Number 99262, Jerome County records, covering the NE1/4 of Section 7, Township 9 South, Range 17 East, Boise Meridian.
13. Grant of Easement given by Tolman Family Limited Partnership, ("Grantors") to North Ridge Subdivision Homeowners Association, ("Grantees), granting a permanent irrigation pipe line easement located in the SW1/4NE1/4 of Section 7, Township 9 South, Range 17 East of the Boise Meridian, dated January 15, 2004, recorded January 23, 2004 as Instrument Number 2040397, Jerome County records.