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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUN 21 2012
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Notice of Change in Water Right Ownership

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?
37-2043A	Yes ☐		Yes ☐		Yes ☐
37-375A	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Will Thomas and Juanita C. Thomas
   Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Magic Valley Growers, LTD.
   Name of each new owner as listed on the conveyance document

   New owner continued Name connector ☐ **and** ☐ **or** ☐ **and/or**

   P.O. Box 850
   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: _____.

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: _____ | _____ | 6-13-12
   Signature of new owner/claimant | Title, if applicable | Date

   SCANNED JUN 22 2012

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

For IDWR Office Use Only:

Receipted by DM Date 6-21-2012 Receipt No. 5032634 Receipt Amt. $50-

Approved by _____ Processed by _____ Date _____

SUPPORT DATA
IN FILE # 37-375A

Form 42-248/42-1409(6) Rev. 07/10

WARRANTY DEED

#GG-11755

For Value Received

Will H. Thomas and Juanita C. Thomas, husband and wife

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

Magic Valley Growers, LTD., an Idaho corporation
Address: P.O. Box 850, Wendell, ID 83355

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

TOWNSHIP 5 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 35: The SW¼SE¼ AND All that portion of the SE¼SE¼ lying North of the center line of Little Wood River.

TOWNSHIP 6 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 2: All that portion of Lot 1 and Lot 2 and the SW¼NE¼ lying North of the center line of Little Wood River.

EXCEPT strip of land 20 feet wide for road purposes on the East side of that part of the SE¼SE¼ said Section 35 lying North of the River, as set forth in Deed dated September 11, 1913, W. B. Kelly and Nina B. Kelly, husband and wife, to Gooding Highway District recorded November 30, 1915 in Book 1 Deeds Page 526, records of Gooding County, Idaho.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 118 shares of Capital Stock from the Big Wood Canal Company, 2 acres of American Falls Reservoir District #2 and Water Right No. 37-2043A and 37-375A from the Idaho Department of Water Resources.

SUBJECT TO:
All reservations in patents or deeds in the chain of title.

Taxes for 2012 and subsequent years, a lien, but not yet due or payable.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Instrument # 241428
GOODING, GOODING, IDAHO
6-13-2012 04:02:44 No. of Pages: 3
Recorded for : LAND TITLE AND ESCROW
DENISE M. GILL Fee: 16.00
Ex-Officio Recorder Deputy

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Assessment of Decreed Water of the Little Wood River.

The opening of a road between Sections 1 and 2, Township 6 South, Range 15, East Boise Meridian, as revealed in Commissioners Minutes filed June 19, 1911 in Book 2 Page 313, Gooding County records.

Terms and conditions as contained in Agreement by and between Nina Kelly, a widow, party of the first part, and Common School District No. 4, party of the second part, dated April 15, 1947, recorded March 10, 1948 in Book 5 Page 351 as Instrument Number 104955, Gooding County records, pertaining to a well and pipeline for drinking water.

Power Line Easement given by Donald H. Kelly and Ruth G. Kelly, husband and wife, owners, and Will H. Thomas and Juanita C. Thomas, husband and wife, contract purchasers, to Idaho Power Company, a corporation, dated January 29, 1965, recorded May 4, 1965 as Instrument Number 14604, Gooding County records, affecting the S½SE¼ of Section 35, Township 5 South, Range 15, East Boise Meridian.

Power Line Easement given by Will H. Thomas and Juanita C. Thomas, husband and wife, to Idaho Power Company, a corporation, dated October 6, 1982, recorded November 18, 1982 as Instrument Number 97884, Gooding County records, affecting a portion of the SE¼SE¼ of Section 35, Township 5 South, Range 15, East Boise Meridian.

Right of Way Easement given by Will H. Thomas and Juanita C. Thomas, to The Mountain States Telephone and Telegraph Company, dated April 13, 1982, recorded April 13, 1983 as Instrument Number 100490, Gooding County records, affecting a portion of the SE¼SE¼ of Section 35, Township 5 South, Range 15, East Boise Meridian.
Quitclaim Description of Right of Way Easement dated April 28, 1994, recorded May 6, 1994 as Instrument Number 156896, Gooding County records.

Easement given by Will H. Thomas and Juanita C. Thomas to U.S. West Communications, Inc., a Colorado corporation, dated May 12, 1994, recorded May 17, 1994 as Instrument Number 157035, Gooding County records.

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 incumberances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: **June 11, 2012**

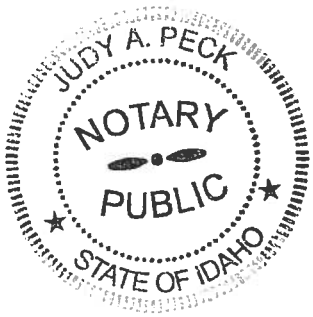
Will H Thomas

Will H. Thomas

Juanita C. Thomas

Juanita C. Thomas

STATE OF IDAHO)
) ss.
COUNTY OF LEMHI)

On this 11th day of **June, 2012**, before me, the undersigned, a Notary Public in and for said State, personally appeared **Will H. Thomas and Juanita C. Thomas**, 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.

Judy A. Peck
Notary Public
Residing at: 777 Shoup St. Salmon Id 83467
My Commission expires: 7-31-2012