

RECEIVED

MAR 09 2012

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESDEPARTMENT OF  
WATER RESOURCES

## 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?                       |
|-----------------------|------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| PD 2-10150            | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| PD 61-4044            | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| PD 61-4045            | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| PD 61-11924           | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| PD 61-11919           | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Jean M. Smith  
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): J. R. Simplot Company  
Name of each new owner as listed on the conveyance document

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

P. O. Box 27

Mailing address

Boise, ID

ID

83707

City

State

ZIP

208-336-2110

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: January 31, 2012

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.

J. R. Simplot Company  
by Terry T. Uhling,  
Senior Vice President,  
Secretary and General  
Counsel

7. Signature: [Signature]  
Signature of new owner/claimant

Title, if applicable

March 8, 2012  
Date

Signature: \_\_\_\_\_  
Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by SRT

Date 3-9-2012

Receipt No. CO94832

Receipt Amt. 125-

Approved by \_\_\_\_\_

Processed by [Signature]

Date 3-12-12

RE-RECORDING TO ADD WATER RIGHT NUMBERS

Instrument # 425459 # Pages: 5  
ELMORE COUNTY, Idaho  
Jan 31, 2012 12:00:54 pm Fee: \$ 22.00  
For: GUARANTY TITLE INC  
BARBARA STEELE, Recorder  
DELLIS, Deputy

### SPECIAL WARRANTY DEED

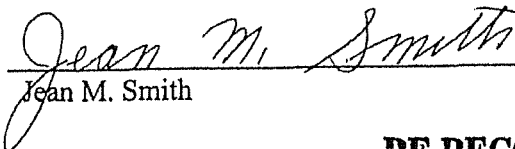
FOR VALUABLE CONSIDERATION, the undersigned, JEAN M. SMITH, a single woman (the "Grantor"), does hereby grant and convey unto J.R. SIMPLOT COMPANY, a Nevada corporation, duly qualified to do business in the State of Idaho (the "Grantee"), whose current address is: J. R. Simplot Company, Attention: Corporate Secretary, 999 Main Street, Suite 1300, Boise, Idaho 83702, the following described real property situate in Elmore County, Idaho, to-wit:

[described on attached EXHIBIT "A"]

To have and to hold the same, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

The Grantor hereby covenants with the Grantee that the said premises are free and clear from all encumbrances made, done or suffered by Grantor and that she will warrant and defend said premises against the lawful claims of all persons claiming by, through or under her; subject, however to (1) all taxes and assessments for the year 2012; (2) setbacks and zoning regulations; rules, regulations and laws affecting and governing the premises; (3) any state of facts which an accurate survey might disclose, including but not limited to, any discrepancy between the location of any purported perimeter fence and the actual legal perimeter boundary; and (4) reservations, rights-of-way, easements and other matters of record to which Grantee has not duly and timely objected.

IN WITNESS WHEREOF, the Grantor has duly executed this instrument effective as of the 31st day of January, 2012.

  
Jean M. Smith

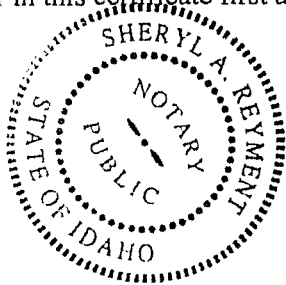
**RE-RECORDED**

Instrument # 425528 # Pages: 5  
ELMORE COUNTY, Idaho  
Feb 02, 2012 2:59:02 pm Fee: \$ 22.00  
For: GUARANTY TITLE INC  
BARBARA STEELE, Recorder  
DELLIS, Deputy

STATE OF IDAHO                    )  
                                          ) ss.  
County of Elmore                    )

On this 31 day of January, 2012, before me, a Notary Public in and for said state, personally appeared Jean M. Smith, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.

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



Sheryl A. Reymont  
Notary Public for Idaho  
Residing at Mountain Home  
My commission expires 1-6-18

## EXHIBIT "A"

Township 2 South, Range 5 East, Boise Meridian, Elmore County, Idaho

Section 35: W1/2NE1/4  
NW1/4  
N1/2S1/2  
U.S. Government Lots 1, 2, 3, 4, 7 and 8

Township 2 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 36: E1/2SE1/4

Township 2 South, Range 7 East, Boise Meridian, Elmore County, Idaho

Section 13: SW1/4NW1/4

SAVE AND EXCEPTING the following 2 parcels:

Parcel 1: Beginning at a point on the line between said Sections 13 and 14 from which the Northeast corner of said Section 14 bears North 1230.06 feet;  
Thence N 87°37' E, 20 feet;  
Thence S 30°00' E, 155 feet;  
Thence S 06°29'57" E, 616.58 feet;  
Thence S 76°00' W, 173.91 feet; thence North along Section line 782 feet, more or less, to the POINT OF BEGINNING.

Parcel 2: Commencing at a point from which the NW corner of said Section 13 bears North 1730.06 feet, the POINT OF BEGINNING;  
Thence E 140 feet;  
thence S 06°29'57" E, 200.87 feet;  
thence West 162 feet, more or less, to the Section line;  
thence North 190 feet, more or less to the POINT OF BEGINNING.

Subject to a railroad right of way, if any as disclosed by Deed executed by the Northern Pacific Railway Company, a corporation of the State of Wisconsin as Grantor and Joshua M Cowen, as Grantee, recorded June 17, 1924 as Instrument No. 34765.

Section 14: W1/2SE1/4  
NE1/4SE1/4

(continued on next page)

Section 14: SE1/4NE1/4

LESS the following 2 tracts of land:

- Tract 1: Commencing at a point on the East line of said Section 14, from which the East 1/4 corner of said Section bears South 557.14 feet, thence S 76°00' W, 80 feet; thence S 70°30' W, 325 feet; thence S 64°30' W, 190 feet; thence N 23°09' W, 171.46 feet; thence N 74°00' E, 510 feet; thence N 23°09' W, 171.46 feet; thence N 74°00' E, 510 feet; thence N 02°14'47" E, 695.60 feet; thence N 87°37' E, 106.97 feet to the Point of Beginning.
- Tract 2: Commencing at a point from which the NE corner of said Section 14 bears N 1730.06 feet (being the point of beginning); thence W 125.54 feet to a point; thence S 02°14'47" W, 199.72 feet; thence E 134.10 feet, more or less, to the section line; thence N 190 feet more or less to the Point of Beginning.

Section 23: NW1/4NE1/4  
SE1/4NE1/4

Section 24: SE1/4SW1/4

Section 25: NE1/4NW1/4

Township 3 South, Range 4 East, Boise Meridian, Elmore County, Idaho

Section 14: S1/2SE1/4

Section 23: W1/2NE1/4

Section 24: NW1/4

Township 3 South, Range 5 East, Boise Meridian, Elmore County, Idaho

Section 1: SE1/4NE1/4  
E1/2SE1/4

Section 12: S1/2NE1/4  
N1/2SE1/4

(continued on next page)

**Township 3 South, Range 6 East, Boise Meridian, Elmore County, Idaho**

- Section 6: Portions of U.S. Government Lots 6 and 7 and of the  
SE1/4SW1/4 lying South and West of the Union Pacific Railroad.
- Section 7: NW1/4SE1/4  
S1/2SE1/4
- Section 8: S1/2SW1/4  
A portion of NW1/4SW1/4 lying South and West of the  
Union Pacific Railroad.
- Section 17: NW1/4

**Township 3 South, Range 8 East, Boise Meridian, Elmore County, Idaho**

- Section 5: NE1/4

**Township 4 South, Range 3 East, Boise Meridian, Elmore County, Idaho**

- Section 31: E1/2NE1/4  
E1/2NW1/4NE1/4  
U.S. Government Lots 1, 2 and 3
- Section 32: NW1/4SW1/4
- Section 33: S1/2 SAVE AND EXCEPT the SE1/4SW1/4

**Township 4 South, Range 4 East, Boise Meridian, Elmore County, Idaho**

- Section 11: E1/2NE1/4  
SW1/4NE1/4  
NW1/4SE1/4

**SAVE AND EXCEPTING the following Road Right of Ways:**

From the above described parcels, save and except therefrom those portions of land conveyed to the State of Idaho as described in Deeds and Easements recorded as Instrument No. 42682, 62445, 73332, 73333, 160055, 187346 and 187348.

Also, from the above described parcels, save and except therefrom those portions of land conveyed to Elmore County, State of Idaho as described in Deeds and Easements recorded as Instrument No. 116945.

Also from the above described parcels, save and except therefrom those portions of land conveyed to the United States of America as described in Deeds and Easements recorded as Instrument Nos. 74119, 76128, 76511, 76512 and 77366.

Also from the above described parcels save and except therefrom those portions of land conveyed to the Glens Ferry Highway District as described in deeds and Easements recorded as Instrument Nos. 133881 and 141229.

Also from the above described parcels, save and except therefrom those portions of land conveyed to the Mountain Home Highway District as described in Deeds and Easements recorded as instrument Nos. 170151 and 207543.

TOGETHER WITH WATER RIGHT NUMBERS: 2-~~1~~<sub>3</sub>0150, 61-4044, 61-4045, 61-11924, 61-11919