

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 17 2010

Notice of Change in Water Right Ownership

WATER RESOURCES  
WESTERN 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?                       |
|--------------------------------|------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| <del>disallowed</del> 51-10215 | Yes <input type="checkbox"/> | PD 51-2113C ✓         | Yes <input type="checkbox"/> | 10 51-2117 ✓          | Yes <input type="checkbox"/> |
| PD 51-2164 ✓                   | Yes <input type="checkbox"/> | PD 51-7013 ✓          | Yes <input type="checkbox"/> | Applica 51-7315       | Yes <input type="checkbox"/> |
| PD 51-2015 ✓                   | Yes <input type="checkbox"/> | 10 51-2015B           | Yes <input type="checkbox"/> | PD 51-2254 ✓          | Yes <input type="checkbox"/> |
| PD 51-2039 ✓                   | Yes <input type="checkbox"/> | PD 51-2112 ✓          | Yes <input type="checkbox"/> | PD 51-2111 ✓          | Yes <input type="checkbox"/> |
| PD 51-2124 ✓                   | Yes <input type="checkbox"/> | PD 51-2131 ✓          | Yes <input type="checkbox"/> | PD 51-10377 ✓         | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Bruneau Cattle Co  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): JR Simplot Company  
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or  
999 Main Street  
Mailing address  
Boise Idaho 83702  
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: 09-16-2010
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] Terry T. Uhling 9/15/2010  
Signature of new owner/claimant Title, if applicable Date

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

For IDWR Office Use Only:

Received by [Signature] Date 9-17-10 Receipt No. W038736 Receipt Amt. 600.00  
Approved by \_\_\_\_\_ Processed by [Signature] Date 9-21-10 **SUPPORT DATA**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

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SEP 17 2010

WATER RESOURCES  
WESTERN REGION

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| Water Right/Claim No. | Split?                       | Water Right/Claim No. | Split?                       | Water Right/Claim No. | Split?                       |
|-----------------------|------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| PD 51-7118 ✓          | Yes <input type="checkbox"/> | PD 55-10125 ✓         | Yes <input type="checkbox"/> | PD 55-10126 ✓         | Yes <input type="checkbox"/> |
| PD 55-10127 ✓         | Yes <input type="checkbox"/> | PD 55-10128 ✓         | Yes <input type="checkbox"/> | PD 55-10106 ✓         | Yes <input type="checkbox"/> |
| PD 55-10131 ✓         | Yes <input type="checkbox"/> | PD 55-10132 ✓         | Yes <input type="checkbox"/> | PD 57-7332 ✓          | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |

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Name of current water right holder/claimant

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Name of each new owner as listed on the conveyance document

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

999 Main Street

Mailing address

Boise

Idaho

83702

City

State

ZIP

Telephone

Email

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  - \$100 per *split* water right.
  - No fee is required for pending adjudication claims.

7. Signature:  Terry T. Uhling, 9/15/2010  
 Signature of new owner/claimant Title, if applicable Date

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

*For IDWR Office Use Only:*

Received by \_\_\_\_\_ Date \_\_\_\_\_ Receipt No. \_\_\_\_\_ Receipt Amt. \_\_\_\_\_

Approved by \_\_\_\_\_ Processed by \_\_\_\_\_ Date \_\_\_\_\_

CORPORATE  
WARRANTY DEED

10440

For Value Received

**BRUNEAU CATTLE COMPANY**, a corporation organized and existing under the laws of the State of Idaho, with its principal office at 28723 Jacks Creek Rd Bruneau, ID 83604  
grantor, hereby CONVEYS or GRANTS and WARRANTS TO

**J.R. SIMPLOT COMPANY, A NEVADA CORPORATION**

grantee whose current address is:

999 Main Street, Suite 1300, Boise, ID 83702

the following described premises, to-wit:

See Exhibit "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances, Except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easement, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that it will warrant and defend the same from all lawful claims whatsoever.

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the Grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the Grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this 10th day of September, 2010.

By Eric R. Davis  
Eric Davis

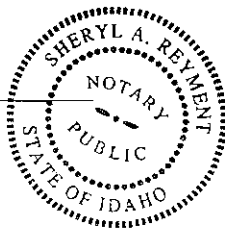
President

State of Idaho  
County of Elmore

On this 15th day of September, 2010, before me, the undersigned, a Notary Public, in and for said State, personally appeared Eric Davis, known to me, or identified to me on the basis of satisfactory evidence, to be the president/vic president/secretary, of the corporation that executed the instrument and that the foregoing instrument was signed on behalf of said corporation by authority of a resolution of it's board of directors and acknowledged to me that such corporation executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

Sheryl A. Reymond  
Notary Public



Residing at: Mountain Home

Commission Expires: 12-27-11

## Parcel I:

In Township 6 South, Range 5 East, Boise Meridian, Owyhee County, Idaho,  
Section 20: Southeast Quarter of the Northeast Quarter, Southeast Quarter  
Section 21: West One-Half of the East One-Half, Northeast Quarter of the Northwest  
Quarter, Southwest Quarter  
Section 28: Northeast Quarter of the Northwest Quarter, Northwest Quarter of the  
Northeast Quarter, Southwest Quarter of the Southwest Quarter and that portion of  
the West One-Half of the Northwest Quarter lying and being Westerly from the center  
line of Little Valley Creek as now located and extending over and across said property.  
Section 29: East Half, Southeast Quarter of the Northwest Quarter, East One-Half of  
the Southwest Quarter  
Section 32: All

EXCEPT A parcel of land lying in a portion of the W1/2 NE1/4 of Section 21, Township  
6 South, Range 5 East, Boise Meridian, Owyhee County, Idaho, said parcel being more  
particularly described as follows:

Commencing at a set 5/8" iron pin marking the C1/4 Corner of said Section 21,  
Township 6 South, Range 5 East, Boise Meridian, Owyhee County, Idaho, said C1/4  
Corner bears South 89°35'08" East 2682.11 feet from a set 5/8" iron pin marking the  
W1/4 Corner of said Section 21, said C1/4 Corner also bears South 00°03'47" West  
2692.55 feet from a found Brass Cap marking the N1/4 Corner of said Section 21;  
thence, South 89°35'08" East 1167.90 feet along the south boundary of the said W1/2  
NE1/4 of Section 21 to a set 5/8" iron pin, said pin marking the REAL POINT OF  
BEGINNING; thence,  
North 14°42'16" West 1504.03 feet to a set 5/8" iron pin; thence,  
North 27°27'21" West 122.71 feet to a set 5/8" iron pin; thence,  
North 35°22'03" East 140.16 feet to a set 5/8" iron pin; thence,  
North 08°35'13" West 4.79 feet to a set 5/8" iron pin; thence,  
North 19°56'40" West 755.95 feet to a set 5/8" iron pin, said pin lying along the  
southwesterly right of way of State Highway 78 and marking a point along a curve to  
the right; thence along the said southwesterly right of way of State Highway 78 the  
following courses and distances:  
Along said curve to the right a distance of 749.85 feet, said curve having a delta of  
47°01'07", a radius of 913.75 feet, tangents of 397.49 feet and a long chord of 728.99 feet  
which bears South 50°06'23" East to a set 5/8" iron pin, said pin marking the point of  
ending of said curve; thence  
South 26°35'50" East 504.89 feet to a set 5/8" iron pin, said pin lying along the east  
boundary of the said W1/2 NE1/4 of Section 21; thence,  
South 00°15'17" West 1475.48 feet along the said east boundary of the W1/2 NE1/4 of  
Section 21 to a set 5/8" iron pin, said pin marking the E1/16 Corner of said Section 21;  
thence,  
North 89°35'08" West 163.00 feet along the said south boundary of the W1/2 NE1/4 of  
Section 21 to the point of beginning.

in ER

ALSO EXCEPT A parcel of land lying in a portion of the NW1/4 NW1/4 of Section 32, Township 6 South, Range 5 East, Boise Meridian, Owyhee County, Idaho, said parcel being more particularly described as follows:

Commencing at a found 5/8" iron pin marking the NW Corner of said Section 32, Township 6 South, Range 5 East, Boise Meridian, Owyhee County, Idaho, said 5/8" iron pin bears North 89°26'28" East 5397.46 feet from a found Brass Cap marking the NW Corner of Section 31, Township 6 South, Range 5 East, Boise Meridian, Owyhee County, Idaho, said 5/8" iron pin also bears North 89°36'05" West 5382.93 feet from a set 5/8" iron pin marking the NE Corner of said Section 32, Township 6 South, Range 5 East, Boise Meridian, Owyhee County, Idaho, said 5/8" iron pin also marking the REAL POINT OF BEGINNING; thence, South 89°36'05" East 600.00 feet along the north boundary of the said NW1/4 NW1/4 of Section 32 to a set 5/8" iron pin; thence, South 05°52'34" West 462.11 feet to a set 5/8" iron pin; thence, North 89°36'05" West 553.00 feet to a set 5/8" iron pin, said pin lying along the west boundary of the said NW1/4 NW1/4 of Section 32; thence, North 00°02'20" East 460.00 feet along the said west boundary of the NW1/4 NW1/4 of section 32 to the POINT OF BEGINNING.

Parcel II:

In Township 7 South, Range 5 East, Boise Meridian, Owyhee County, Idaho.  
Section 5: Lots 3 and 4, Southwest Quarter of the Northwest Quarter  
Section 6: Lots 1 and 2, South One-Half of the Northeast Quarter  
Section 7: Tract 1: A tract of land in the Northwest Quarter of the Northeast Quarter, described as follows:

Beginning at the Northwest corner of the Northwest Quarter of the Northeast Quarter of said Section 7; thence  
South 75 feet; thence  
East 75 feet; thence  
North 75 feet; thence  
West 75 feet to the POINT OF BEGINNING.

Tract 2: Commencing at the point where the East boundary line of the Right-of-Way for State Highway No. 51, as now located, intersects the South boundary line of Section 7, Township 7 South, Range 5 East, Boise Meridian, and running thence  
Northeasterly along the Easterly boundary line of said Right-of-Way a distance 696 feet to the POINT OF BEGINNING, running thence from the POINT OF BEGINNING  
East 35° South a distance of 440 feet; running thence  
North 220 feet; running thence  
North 45° West 342 feet, more or less, to the Easterly boundary line of the Right-of-Way for State Highway No. 51; running thence  
Southwesterly along said Right-of-Way boundary line a distance of 220 feet more or less, to the POINT OF BEGINNING.

*per EFD*

Section 8: East One-Half of the Northwest Quarter; Southwest Quarter; and that portion of the SW1/4 NW1/4 lying East of State Highway 51.

EXCEPT Section 8: NE1/4 NW1/4, the portion lying West of State Highway 51.

AND EXCEPT: Section 8: The portion of the NE1/4 NW1/4 with the REAL POINT OF BEGINNING at the brass cap monument marking the Northeast corner of the NW1/4 of Section 8; thence, South 00°05'50" West, 330 feet – South along the East boundary of the NE1/4 NW1/4 of said Section 8; thence, North 89°55'32" West, 1000 feet more or less – West to State Highway 51; thence, North 19°45'46" East, 351 feet – Northeast along State Highway 51 to the North boundary line of NE1/4 NW1/4 of Section 8; thence, South 89°54'11" East, 881.5 feet – East along the North boundary of NE1/4 NW1/4 of Section 8 to the brass cap monument marking the Northeast corner of the NW1/4 of Section 8 to the REAL POINT OF BEGINNING.

AND EXCEPT Section 8: NW1/4 SW1/4, only the portion lying West of State Highway 51.

Section 17: North One-Half of the Northwest Quarter

PARCEL III:

In Township 8 South, Range 2 East, Boise Meridian, Owyhee County, Idaho.  
Section 3: Southeast Quarter of the Northeast Quarter, Southwest Quarter of the Southwest Quarter  
Section 8: Southeast Quarter of the Southwest Quarter, Southwest Quarter of the Southeast Quarter  
Section 17: Northwest Quarter of the Northeast Quarter, Northeast Quarter of the Northwest Quarter  
Section 30: Lot 2

Parcel IV:

In Township 8 South, Range 3 East, Boise Meridian, Owyhee County, Idaho.  
Section 9: Southeast Quarter of the Northeast Quarter, Southeast Quarter of the Southwest Quarter, Northwest Quarter of the Southeast Quarter

Parcel V:

In Township 9 South, Range 1 West, Boise Meridian, Owyhee County, Idaho.  
Section 13: North One-Half

2. ELD

**Parcel VI:**

In Township 9 South, Range 1 East, Boise Meridian, Owyhee County, Idaho.

Section 4: South One-Half of the Northwest Quarter, Southwest Quarter, West One-Half of the Southeast Quarter

Section 5: Southeast Quarter of the Northeast Quarter, Northeast Quarter of the Southeast Quarter, South One-Half of the Southeast Quarter, Southwest Quarter

Section 6: Northeast Quarter of the Southwest Quarter, Southeast Quarter

Section 7: Northeast Quarter, Southeast Quarter of the Northwest Quarter, East One-Half of the Southwest Quarter, North One-Half of the Southeast Quarter, Southeast Quarter of the Southeast Quarter

Section 8: West One-Half of the Northeast Quarter, South One-Half of the Southeast Quarter of the Northeast Quarter, South One-Half of the North One-Half of the Southeast Quarter of the Northeast Quarter, Northwest Quarter, Southwest Quarter, Southeast Quarter

Section 9: West One-Half of the Northeast Quarter, East One-Half of the Northwest Quarter, South One-Half of the Southwest Quarter of the Northwest Quarter, South One-Half of the North One-Half of the Southwest Quarter of the Northwest Quarter, North One-Half of the South One-Half, South One-Half of the Southwest Quarter, Southeast Quarter of the Southeast Quarter

Section 14: Southwest Quarter of the Northeast Quarter, Northwest Quarter, North One-Half of the Southwest Quarter, Northwest Quarter of the Southeast Quarter

Section 15: Northeast Quarter, Northwest Quarter, North One-Half of the Southeast Quarter, North One-Half of the Southwest Quarter, Southeast Quarter of the Southwest Quarter

Section 18: Lots 1 and 2, East One-Half of the Northwest Quarter

**Parcel VII:**

In Township 9 South, Range 2 East, Boise Meridian, Owyhee County, Idaho.

Section 17: Southwest Quarter of the Southeast Quarter

**Parcel VIII:**

In Township 10 South, Range 1 West, Boise Meridian, Owyhee County, Idaho.

Section 2: Lot 1, Southeast Quarter of the Northeast Quarter

TOGETHER WITH THE FOLLOWING WATER RIGHTS:

~ ERA

Water Rights, Water Stock and Other Water-Related Rights

| Water Right No. | Priority Date | Source           | Use                    | Diversion |        |
|-----------------|---------------|------------------|------------------------|-----------|--------|
| 51-10215        | 2/27/1950     | Ground Water     | Irrigation             | 0.58      | c.f.s. |
| 51-2113C        | 2/27/1950     | Ground Water     | Irrigation             | 7.89      | c.f.s. |
| 51-2117         | 12/6/1950     | Ground Water     | Irrigation             | 4.48      | c.f.s. |
| 51-2164         | 7/22/1961     | Ground Water     | Irrigation             | 2.00      | c.f.s. |
| 51-7013         | 2/6/1968      | Ground Water     | Irrigation             | 1.27      | c.f.s. |
| 51-7315         | 1/25/1989     | Ground Water     | Irr., Stock & Domestic | 1.11      | c.f.s. |
| 51-2015         | 2/28/1910     | Jacks Creek      | Irrigation             | 0.90      | c.f.s. |
| 51-2015B        | 2/28/1910     | Jacks Creek      | Irrigation             | 0.90      | c.f.s. |
| 51-2254         | 5/6/1911      | Jacks Creek      | Irrigation             | 2.40      | c.f.s. |
| 51-2039         | 9/8/1914      | Jacks Creek      | Irrigation             | 1.60      | c.f.s. |
| 51-2112         | 11/8/1949     | Jacks Creek      | Irrigation             | 3.50      | c.f.s. |
| 51-2111         | 1/19/1950     | Jacks Creek      | Irrigation             | 2.52      | c.f.s. |
| 51-2124         | 11/28/1951    | Jacks Creek      | Irrigation             | 3.80      | c.f.s. |
| 51-2131         | 12/13/1954    | Jacks Creek      | Irrigation             | 0.53      | c.f.s. |
| 51-10377        | 4/1/1954      | Waste Water      | Irrigation             | 8.06      | c.f.s. |
| 51-7118         | 1/12/1978     | Ground Water     | Fish Propagation       | 3.20      | c.f.s. |
| 55-10125        | 12/31/1913    | Unnamed Stream   | Irrigation             | 0.59      | c.f.s. |
| 55-10126        | 10/15/1918    | Springs          | Irrigation             | 0.84      | c.f.s. |
| 55-10127        | 10/15/1918    | Unnamed Stream   | Irrigation             | 0.38      | c.f.s. |
| 55-10128        | 4/15/1914     | Battle Creek     | Irrigation             | 1.50      | c.f.s. |
| 55-10106        | 8/31/1969     | Battle Creek     | Stock Water            | 0.15      | c.f.s. |
| 55-10131        | 12/31/1897    | Springs          | Stock Water            | 0.46      | c.f.s. |
| 55-10132        | 12/31/1934    | Dry Creek Spring | Stock Water            | 0.46      | c.f.s. |
| 57-7332         | 9/5/1982      | Shoofly Creek    | Stock Water            | 0.06      | c.f.s. |

Together with 74 shares of the capital stock of the South Side Bruneau Canal Company.