DEV

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WATER RESOURCES
WESTERN REGION

Form 42-248/42-1406 (6) July, 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form
Incomplete forms will be returned

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is not corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
PD 63-32921		√			
3-19-09					

2. The following **REQUIRED** information must be submitted with this form:

   A. The appropriate **FILING FEE**. See instructions for fee amounts.

   B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

   C. Either of the following (if necessary to clarify diversion of water rights or other complex property descriptions):
   PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claims(s) (these are usually attached to your deed or on file with the county.

   OR

   If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s): See attached
   See attached

4. New Owner/Claimant(s): Farm Development Corporation
   Name Connector (Check one). [ ] and, [ ] or, [ ] and/or

   New Mailing Address: P.O. Box 1201

   City, State and ZIP Code: Boise, Idaho 82701

   New Telephone Number: (208) 342-6524

5. Date you acquired the property: May 31, 2007

SUPPORT DATA
IN FILE # 63-32921

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) amount multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for the larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number 63-32921

Water Use	Diversion Rate or Volume (cubic fee per second or acre-feet per anum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	25	acres
Stock		
Domestic		
Other		
Total	25 acres	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic fee per second or acre-feet per anum)	Description (acres, number and type of stock, homes, etc.)
Irrigation		
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) Craig Cartagnoto
(include title if applicable) FARM DEVELOPMENT Corp - V. Pres.

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only
Received by SB Date _____ Fee 100
Receipted by Jmh Date 6-4-10 Receipt No. WO38436
Processed by _____ AJ Date _____ WR Jmh Date 6-4-10

HERBERT R MONTIERTH JR
6312 S ZITHER AVE
BOISE, ID 83709
(208)407-2243

EDWARD RAY MONTIERTH
SUSAN L MONTIERTH
825 HEARTLAND DR
NAMPA, ID 83686
(208) 989-8310

THE ESTATE OF GOLDA D MONTIERTH
825 HEARTLAND DRIVE
NAMPA, ID 83686
(208)463-8163

RODNEY KENT MONTIERTH
RUBY C VICTOR
W NOLAN VICTOR
1528 ADDISON AVE E
TWIN FALLS, ID 83301
(208)733-5217

KATHI L MEYERS
ROBERT J MEYERS
3921 N 3300 E
TWIN FALLS, ID 83301
(208) 735-5321

INSTRUMENT NO. 200637055

PioneerTitleCo.

GOING BEYOND

5680 East Franklin Road, Suite 150 / Nampa, Idaho 83687 / (208) 465-6655

PC68183

CORPORATE WARRANTY DEED

FOR VALUE RECEIVED,

Southside, Inc., an Idaho Corporation

a corporation duly organized and existing under the laws of the State of, grantor, does hereby Grant, Bargain, Sell and Convey unto

P.J.B. Constructions, LLC, a limited liability company

whose address is: 4632 E. Brooklyn Dr, Nampa, Idaho 83686, grantee, the following described real estate, to-wit:

The East Half of the East Half of the Southeast Quarter, Section 15, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

DEED RESTRICTION: Only Onsite Stick Built Homes with a minimum square footage of 1800 S.F.

SUBJECT TO current years taxes, irrigation district assessment, public utility easements, subdivision, restrictions, U.S. patent reservations, easements of record and easements visible upon the said premises.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever, excepting there from and reserving to Grantor all water and water rights, canals or canal rights, ditches or ditch rights or any other rights and interest in water and water rights appurtenant or pertaining to said premises. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in a fee simple of said premises; that they are free from all encumbrances and that it will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its officers on May 11, 2006.

Southside, Inc.

By: David Washburn

David Washburn, President

RECORDED
2006 MAY 12 PM 4 40
CANYON CNTY RECORDER
BY
PIONEER-CALDWELL
REQUEST
TYPE Deed FEE 3

200637055

State of IDAHO

ss.

County of CANYON

On this 12 day of May, 2006, before me, the undersigned, a Notary Public, in and for said State, personally appeared David Washburn known and/or identified to me on the basis of satisfactory evidence, to be the President of the Corporation that executed the within instrument or the person who executed the instrument on behalf of said Corporation and acknowledged to me that such Corporation executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

Kristi Cox

Notary Public
Residing at:
Commission Expires:

Residing in Middleton, Idaho
Commission Expires: 03-11-08

(SEAL)
KRISTI COX
NOTARY PUBLIC
STATE OF IDAHO

INSTRUMENT NO. 2007057249

WATER RIGHT GRANT DEED AND ASSIGNMNET

When recorded, return to:
GIVENS PURSLEY LLP
Attn: John M. Marshall
601 W. Bannock Street
P.O. Box 2720
Boise, Idaho 83701-2720

WATER RIGHT GRANT DEED AND ASSIGNMENT

FOR VALUE RECEIVED, Grantor SOUTHSIDE, INC. hereby grants, bargains, sells, and conveys unto Grantee, FARM DEVELOPMENT CORPORATION, all of Grantor's right, title, and interest in and to the following portion of licensed irrigation ground water right no. 63-32075:

> The portion of water right no. 63-32075 that is appurtenant to a total of 20 acres in the NE ¼ of the SE ¼ and five acres in the SE ¼ of the SE ¼ of Section 15, T2N, R3W, Boise Meridian, in Canyon County. This 25-acre portion of ground water right no. 63-32075 is referred to herein as the "Water Right."

Grantor hereby further assigns to Grantee all of Grantor's right, title, and interest in and to the above-described 25-acre portion of the license for ground water right no. 63-32075 issued by the Idaho Department of Water Resources, together with a like portion of Grantor's right, title, and interest in and to any claim for the Water Right filed in the Snake River Basin Adjudication, Fifth Judicial District, in the State of Idaho, in and for the County of Twin Falls, Case No. 39576.

Grantor hereby covenants to Grantee that Grantor has ceased to divert and use the Water Right on the above-described acres or otherwise and that Grantor has not conveyed, mortgaged, or pledged the Water Right to any other person or entity. Grantor makes no other guarantees or warranties as to the Water Right, its transferability, or its yield upon transfer, change, exchange, or use in a mitigation plan.

[End of Text]

RECORDED
2007 AUG 17 PM 4 53
CANYON CITY RECORDER
BY
FILE COPY Craig Castenado
TYPE Deed

2007057249

TO HAVE AND TO HOLD the Water Right unto Grantee, its successors and assigns, forever.

IN WITNESS WHEREOF, Grantor has caused her name to be subscribed to this Water Right Grant Deed and Assignment effective this ___ day of _____ 2007.

GRANTOR: SOUTHSIDE, INC.

Dave Washburn

STATE OF IDAHO)
) ss.
County of Ada)

On this 31st day of May 2007, before me, a Notary Public in and for the State of Idaho, personally appeared Dave Washburn, known or identified to me to be the person who executed the above Water Right Grant Deed and Assignment and acknowledged to me that he executed the same on behalf of Southside, Inc.

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

Notary Public for Idaho
Residing at: Boise
My commission expires: 5/19/2011

CHRIS BATT
NOTARY
PUBLIC
STATE OF IDAHO