

RECEIVED

APR 05 2010

Department of Water Resources
Eastern Region

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

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 no corresponding water right record on file with the department. Indicate, by checking the space provided (Under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
01-286A <i>OK</i>		N			

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 claims(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 claim(s) (there are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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 Lewisville Investment Co
 Owner/Claimant(s) PO Box 130, Lewisville, ID 83431

4. New Owner Claimant(s) Idahoan Foods LLC
 Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address: PO Box 130

City, State and ZIP Code: Lewisville, ID 83431

New Telephone Number: (208) 754-4686

5. Date you acquired the property:

7-17-07

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among 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 (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number & type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimants(s)

Samuel Huffer

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by JR Date 4-6-10 Receipt Amt. \$175.-
 Received by JR Date 4-6-10 Receipt No. E035709
 Processed by _____ AJ Date _____ WR _____ Date _____

For this application \$25.-

FIRST AMERICAN TITLE

215237-21

360436

Recording Requested by, and
When Recorded, Return to:

North American Foods, LLC
529 North 3500 East
P.O. Box 130
Lewisville, ID 83431

Instrument # 360436

RIGBY, JEFFERSON, IDAHO
2007-07-18 03:39:00 No. of Pages: 5
Recorded for : FIRST AMERICAN TITLE
CHRISTINE BOULTER Fee: 15.00
Ex-Officio Recorder Deputy ☒
Index to: WARRANTY DEED

WARRANTY DEED

For Value Received, IDAHO FRESH-PAK, INC., an Idaho corporation, the Grantor, as of July 1st, 2007 (the "Effective Date") grants, bargains, sells, conveys and warrants unto NORTH AMERICAN FOODS, LLC, a Delaware limited liability company, the Grantee, whose current address is 529 North 3500 East, P.O. Box 130, Lewisville, ID 83431, the following described premises located in Jefferson County, Idaho, to-wit:

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

///

RECEIVED FOR
ASSESSOR
For PLATTING
Date 7/18/07 Time 3:39

Exhibit A
Legal Description

PARCEL 1:

BEGINNING 660 FEET NORTH OF THE SOUTHEAST CORNER OF LOT 1, SECTION 3, TOWNSHIP 4 NORTH, RANGE 38 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO; RUNNING THENCE NORTH 429 FEET; THENCE WEST 99 FEET; THENCE SOUTH 429 FEET; THENCE EAST 99 FEET TO THE POINT OF BEGINNING.

PARCEL 2:

Jepp sac

Lot 4 south of Dry Bed

BEGINNING AT THE SOUTHWEST CORNER OF LOT 4, SECTION 2, TOWNSHIP 4 NORTH, RANGE 38 E.B.M., JEFFERSON COUNTY, IDAHO, RUNNING THENCE EAST 1320 FEET; THENCE NORTH 430 FEET, MORE OR LESS, TO THE SOUTH BANK OF THE DRY BED; THENCE IN A SOUTHWESTERLY DIRECTION FOLLOWING THE SOUTH BANK OF SAID DRY BED TO THE POINT OF BEGINNING.

PARCEL 3:

TOWNSHIP 4 NORTH, RANGE 38 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO. SECTION 1: LOT 4.

SW $\frac{1}{4}$ NW $\frac{1}{4}$, EXCEPTING THE SOUTH 4 RODS THEREOF.

ALSO EXCEPTING THEREFROM: PART OF THE SOUTHEAST $\frac{1}{4}$ OF THE NORTHEAST $\frac{1}{4}$ OF SECTION 2, AND THE SOUTHWEST $\frac{1}{4}$ OF THE NORTHWEST $\frac{1}{4}$, AND THE NORTHWEST $\frac{1}{4}$, SOUTHWEST $\frac{1}{4}$ OF SECTION 1, TOWNSHIP 4 NORTH, RANGE 38 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO, DESCRIBED AS: BEGINNING AT A POINT ON THE NORTH BANK OF THE DRY BED SLOUGH THAT IS NORTH 0°00'58" EAST 1798.64 FEET ALONG THE SECTION LINE FROM THE SW CORNER OF SAID SECTION 1 AND RUNNING THENCE NORTH 0°00'58" EAST 840.21 FEET ALONG THE SECTION LINE TO THE WEST $\frac{1}{4}$ CORNER OF SAID SECTION 1; THENCE SOUTH 89°36'27" WEST 675.00 FEET TO THE WEST BANK OF THE DRY BED SLOUGH; THENCE NORTH 52°35'04" WEST 817.15 FEET ALONG SAID WEST BANK TO THE WEST LINE OF THE SE $\frac{1}{4}$ NE $\frac{1}{4}$; THENCE NORTH 0°09'53" WEST 175.00 FEET ALONG THE WEST LINE OF SAID SE $\frac{1}{4}$ NE $\frac{1}{4}$; THENCE NORTH 88°04'47" EAST 2639.06 FEET TO THE EAST LINE OF THE SW $\frac{1}{4}$ NW $\frac{1}{4}$ OF SAID SECTION 1; THENCE SOUTH 0°11'17" EAST 822.09 FEET ALONG SAID EAST LINE TO THE NORTH BANK OF THE DRY BED SLOUGH; THENCE ALONG SAID NORTH BANK THE FOLLOWING FIVE (5) COURSES: SOUTH 77°12'20" WEST 153.43 FEET; THENCE SOUTH 60°15'04" WEST 446.82 FEET; THENCE SOUTH 16°59'14" WEST 322.52 FEET; THENCE SOUTH 38°40'04" WEST 233.11 FEET; THENCE SOUTH 87°06'05" WEST 539.26 FEET TO THE POINT OF BEGINNING.

PARCEL 4:

TOWNSHIP 4 NORTH, RANGE 38 E.B.M., JEFFERSON COUNTY, IDAHO SECTION 2: LOT 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$, EXCEPTING THEREFROM: PART OF THE SOUTHEAST $\frac{1}{4}$ OF THE NORTHEAST $\frac{1}{4}$ OF SECTION 2, AND THE SOUTHWEST $\frac{1}{4}$ OF THE NORTHWEST $\frac{1}{4}$, AND THE NORTHWEST $\frac{1}{4}$, SOUTHWEST $\frac{1}{4}$ OF SECTION 1, TOWNSHIP 4 NORTH, RANGE 38 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO, DESCRIBED AS: BEGINNING AT A POINT ON THE NORTH BANK OF THE DRY BED SLOUGH THAT IS NORTH 0°00'58" EAST 1798.64 FEET ALONG THE SECTION LINE FROM THE SW CORNER OF SAID SECTION 1 AND RUNNING THENCE NORTH 0°00'58" EAST 840.21 FEET ALONG THE SECTION LINE TO THE WEST $\frac{1}{4}$ CORNER OF SAID SECTION 1; THENCE SOUTH 89°36'27" WEST 675.00 FEET TO THE WEST BANK OF THE DRY BED SLOUGH; THENCE NORTH 52°35'04" WEST 817.15 FEET ALONG SAID WEST BANK TO THE WEST LINE OF

THE SE $\frac{1}{4}$ NE $\frac{1}{4}$; THENCE NORTH 0°09'53" WEST 175.00 FEET ALONG THE WEST LINE OF SAID SE $\frac{1}{4}$ NE $\frac{1}{4}$; THENCE NORTH 88°04'47" EAST 2639.06 FEET TO THE EAST LINE OF THE SW $\frac{1}{4}$ NW $\frac{1}{4}$ OF SAID SECTION 1; THENCE SOUTH 0°11'17" EAST 822.09 FEET ALONG SAID EAST LINE TO THE NORTH BANK OF THE DRY BED SLOUGH; THENCE ALONG SAID NORTH BANK THE FOLLOWING FIVE (5) COURSES:

SOUTH 77°12'20" WEST 153.43 FEET;
THENCE SOUTH 60°15'04" WEST 446.82 FEET;
THENCE SOUTH 16°59'14" WEST 322.52 FEET;
THENCE SOUTH 38°40'04" WEST 233.11 FEET;
THENCE SOUTH 87°06'05" WEST 539.26 FEET TO THE POINT OF BEGINNING.

PARCEL 5:

TOWNSHIP 5 NORTH, RANGE 38 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO.
SECTION 36; SW $\frac{1}{4}$ SW $\frac{1}{4}$ AND ALL THAT PART OF THE NW $\frac{1}{4}$ OF THE SW $\frac{1}{4}$ LYING SOUTH OF THE NORTH BRANCH OF THE DRY BED, AND ALSO THAT PORTION LYING NORTH OF THE DRY BED AND SOUTH OF THE LITTLE BUTTE ANNIS ROAD.

EXCEPTING THEREFROM BEGINNING AT A POINT WHERE THE SOUTH OR WEST BANK OF THE LONG ISLAND IRRIGATION COMPANY'S MAIN CANAL INTERSECTS THE WEST BOUNDARY LINE OF THE NW $\frac{1}{4}$ OF THE SW $\frac{1}{4}$ OF SECTION 36 IN TOWNSHIP 5 NORTH RANGE 38 EAST BOISE MERIDIAN AND RUNNING THENCE SOUTH A DISTANCE OF ABOUT 20 RODS, TO THE NORTH BANK OF THE DRY BED; THENCE FOLLOWING THE SAID DRY BED UPSTREAM ALONG ITS NORTHERN BANK IN A SOUTHEASTERLY DIRECTION TO WHERE SAID BANK INTERSECTS THE WEST OR SOUTH BOUNDARY LINE OF A CERTAIN COUNTY HIGHWAY OR ROAD; THENCE FOLLOWING THE SOUTH AND WEST BOUNDARY LINE OF SAID PUBLIC ROAD OR HIGHWAY IN A WESTERLY AND NORTHWESTERLY DIRECTION TO THE PLACE OF BEGINNING, THE SAME BEING ALL THAT PORTION OF THE SAID NW $\frac{1}{4}$ OF THE SW $\frac{1}{4}$ OF SAID SECTION 36, LYING AND BEING WEST OF SAID PUBLIC ROAD OR HIGHWAY NORTH OF SAID DRY BED.

PARCEL 6:

TOWNSHIP 5 NORTH, RANGE 38 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO.
SECTION 35:
SE $\frac{1}{4}$ SE $\frac{1}{4}$.

PARCEL 7:

Main Plant, Field, Lawn
TOWNSHIP 4 NORTH, RANGE 38 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO.

SECTION 5: BEGINNING AT A POINT IN THE WESTERLY RIGHT-OF-WAY LINE OF STATE HIGHWAY NO. 48 WHICH LIES N0°05'E 1305.4 FEET AND WEST 40.0 FEET FROM THE SOUTHEAST CORNER OF SAID SECTION 5, AND RUNNING THENCE S89°04'W 987.6 FEET TO THE EASTERLY RIGHT OF WAY LINE OF THE UNION PACIFIC RAILROAD; THENCE N18°30'E 482.0 FEET TO A FENCE CORNER; THENCE N87°52'E 396.0 FEET; THENCE N67°10'E 327.1 FEET TO THE WESTERLY RIGHT OF WAY OF STATE HIGHWAY NO. 48; THENCE AROUND A 4° CURVE TO THE RIGHT ALONG SAID RIGHT-OF-WAY 601.3 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

ALSO: BEGINNING AT A POINT IN THE WESTERLY RIGHT-OF-WAY OF STATE HIGHWAY NO. 48 WHICH LIES N0°05'E 1092.5 FEET AND WEST 40.0 FEET FROM THE SOUTHEAST CORNER OF SAID SECTION 5; THENCE S89°04'W 1058.8 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF THE UNION PACIFIC RAILROAD; THENCE N18°30'E 225.7 FEET; THENCE N89°04'E 987.6 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF STATE HIGHWAY NO. 48; THENCE S0°05'W 212.9 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

10794

Main Plant Field

ALSO: BEGINNING AT A POINT OF THE WESTERLY RIGHT-OF-WAY OF STATE HIGHWAY NO. 48 WHICH LIES N0°05'E 73.0 FEET AND WEST 40.0 FEET FROM THE SOUTHEAST CORNER OF SAID SECTION 5; THENCE S89°04'W 1081.0 FEET; THENCE N0°58'W 275.5 FEET; THENCE N24°56'W 304.5 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF THE UNION PACIFIC RAILROAD; THENCE N18°30'E 493.8 FEET ALONG SAID RIGHT-OF-WAY; THENCE N89°04'E 1058.8 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF STATE HIGHWAY NO. 48; THENCE S0°05'W 1019.5 FEET TO THE POINT OF BEGINNING.

Roads

ALSO: BEGINNING AT A POINT WHICH IS 130 RODS NORTH AND 281.5 FEET WEST OF THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF SECTION 5 AND RUNNING THENCE WEST TO THE EAST LINE OF THE RAILROAD RIGHT-OF-WAY OF THE UNION PACIFIC RAILROAD; THENCE FOLLOWING THE EAST LINE OF THE RAILROAD RIGHT OF WAY IN A NORTHEASTERLY DIRECTION TO THE SOUTHWESTERLY RIGHT OF WAY OF THE SO CALLED ROBERTS-RIGBY-RIRIE HIGHWAY; THENCE FOLLOWING ALONG THE WESTERLY PART OF SAID HIGHWAY AS AFORESAID IN A SOUTHEASTERLY DIRECTION TO THE POINT OF BEGINNING.

*Both
sides
of road*

ALSO: BEGINNING AT A POINT 130 RODS NORTH AND 281.5 FEET WEST OF THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF SAID SECTION 5 AND RUNNING THENCE WEST TO THE EAST UNION PACIFIC RAILROAD RIGHT OF WAY; THENCE SOUTHWESTERLY ALONG SAID RAILROAD RIGHT-OF-WAY TO THE NORTH LINE OF THAT PROPERTY DEEDED TO THE IDAHO FRESH PAK, INC., IN BOOK 171 OF DEEDS AT PAGE 162; THENCE FOLLOWING THE NORTH LINE OF THE IDAHO FRESH PAK, INC., PROPERTY IN AN EASTERLY DIRECTION TO THE WESTERLY RIGHT-OF-WAY OF HIGHWAY 48; THENCE NORTHWESTERLY ALONG AID HIGHWAY RIGHT-OF-WAY TO THE POINT OF BEGINNING.

*Full
property*

EXCEPTING THEREFROM: BEGINNING AT A POINT 73 FEET NORTH AND 1121 FEET WEST OF THE SOUTHEAST CORNER OF SECTION 5, TOWNSHIP 4 NORTH, RANGE 38 EAST OF THE BOISE MERIDIAN, AND RUNNING THENCE EAST 200 FEET; THENCE NORTH 305 FEET; THENCE WEST 200 FEET; THENCE SOUTH 305 FEET TO THE POINT OF BEGINNING.

FIRST AMERICAN TITLE

215237-21

360437

Recording Requested by, and
When Recorded, Return to:

North American Foods, LLC
529 North 3500 East
P.O. Box 130
Lewisville, ID 83431

Instrument # 360437

RIGBY, JEFFERSON, IDAHO

2007-07-18

03:48:00 No. of Pages: 4

Recorded for: FIRST AMERICAN TITLE

CHRISTINE BOULTER

Ex-Officio Recorder Deputy

Fee: 12.00

Index to: WARRANTY DEED

WARRANTY DEED

For Value Received, IDAHO FRESH-PAK, INC., an Idaho corporation fka Lewisville Investment Company, the Grantor, as of July 11, 2007 (the "Effective Date") grants, bargains, sells, conveys and warrants unto NORTH AMERICAN FOODS, LLC, a Delaware limited liability company, the Grantee, whose current address is 529 North 3500 East, P.O. Box 130, Lewisville, ID 83431, the following described premises located in Jefferson County, Idaho, to-wit:

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

///

RECEIVED BY

ASSESSOR

For PLATTING

Date 7/18/07 Time 3:40

-2-

Exhibit A
Legal Description

PARCEL 1:

LOT 1, SECTION 3, TOWNSHIP 4 NORTH, RANGE 38 E., B.M., JEFFERSON COUNTY, IDAHO.

EXCEPTING THEREFROM: BEGINNING 40 RODS NORTH OF THE SOUTHEAST CORNER OF LOT 1 AFORESAID, AND RUNNING THENCE NORTH 26 RODS; THENCE WEST 6 RODS; THENCE SOUTH 26 RODS; THENCE EAST 6 RODS TO THE PLACE OF BEGINNING.

286A
PARCEL 2: *Tappson*

1st 3 + #2
TOWNSHIP 4 NORTH, RANGE 38 E.B.M., JEFFERSON COUNTY, IDAHO
SECTION 2: W $\frac{1}{2}$ NE $\frac{1}{4}$; LOT 3, EXCEPT COMMENCING AT THE NORTHWEST CORNER OF LOT 3, AND RUNNING THENCE EAST 350 FEET, MORE OR LESS, TO THE WEST BANK OF THE GREAT FEEDER CANAL, COMMONLY CALLED "DRY BED"; THENCE IN A SOUTHWESTERLY DIRECTION FOLLOWING THE WEST BANK OF SAID CANAL, TO A POINT WHERE SAID CANAL INTERSECTS THE WEST LINE OF SAID LOT 3; THENCE NORTH 630 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

PARCEL 3:

ALL THAT PART OF THE NE $\frac{1}{4}$ OF SECTION 3, TOWNSHIP 4 NORTH, RANGE 38 E.B.M., JEFFERSON COUNTY, IDAHO, LYING SOUTH OF THE WATER CHANNEL COMMONLY KNOWN AS THE DRY BED.

PARCEL 4: *Hedelius*

TOWNSHIP 4 NORTH, RANGE 38 E.B.M., JEFFERSON COUNTY, IDAHO
SECTION 2: S $\frac{1}{2}$ NW $\frac{1}{4}$, EXCEPTING THEREFROM: BEGINNING AT THE SE CORNER OF THE S $\frac{1}{2}$ NW $\frac{1}{4}$ OF SAID SECTION 2; RUNNING THENCE NORTH 30 RODS; THENCE WEST 12 RODS; THENCE SOUTH 30 RODS; THENCE EAST 12 RODS TO THE POINT OF BEGINNING.

7471
PARCEL 5: *Field E. of Bus lot*

PART OF THE SW $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 4, TOWNSHIP 4 NORTH, RANGE 38 E.B.M., JEFFERSON COUNTY, IDAHO, DESCRIBED AS: BEGINNING AT A POINT ALONG THE EAST RIGHT-OF-WAY OF HIGHWAY #48, WHICH LIES N0°04'E 73.0 FEET AND N89°04'E 40.0 FEET FROM THE SW CORNER OF SAID SECTION 4; THENCE N89°04'E 1115.0 FEET; THENCE N0°04'E 936.0 FEET, MORE OR LESS, TO THE APPROXIMATE CENTER OF THE CHANNEL OF THE DRY BED OF SNAKE RIVER; THENCE N71°10'W 230.6 FEET ALONG THE CENTER LINE OF SAID DRY BED; THENCE S89°04'W 896.7 FEET TO THE WEST RIGHT-OF-WAY LINE OF HIGHWAY #48; THENCE S0°04'W ALONG SAID RIGHT-OF-WAY LINE 1010.4 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

PARCEL 6:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 4 NORTH, RANGE 38 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO. THENCE RUNNING NORTH 330 FEET; THENCE WEST 920 FEET; THENCE SOUTH 330 FEET; THENCE EAST 920 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH AN EASEMENT FOR A ROADWAY ALONG AND UPON THE EXISTING ROADWAY ALONG THE NORTH SIDE OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 4 NORTH, EAST OF THE BOISE MERIDIAN.

PARCEL 7:

COMMENCING AT THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 4 NORTH, RANGE 38 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO; THENCE SOUTH 200 FEET, MORE OR LESS, TO THE NORTH BANK OF THE DRY BED OF THE SNAKE RIVER; THENCE WEST ALONG THE NORTH BANK OF SAID DRY BED 800 FEET, MORE OR LESS, TO A POINT WHERE THE NORTH BANK INTERSECTS WITH THE EAST BANK OF A CERTAIN SLOUGH; THENCE NORTH 400 FEET, MORE OR LESS, ALONG THE EAST BANK OF SAID SLOUGH TO THE NORTH SIDE OF SAID NORTHEAST QUARTER OF THE SOUTHWEST QUARTER; THENCE EAST 920 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH AN EASEMENT FOR A ROADWAY ALONG AND UPON THE EXISTING ROADWAY ALONG THE NORTH SIDE OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 4 NORTH, EAST OF THE BOISE MERIDIAN.

WARRANTY DEED

For Value Received Idaho Fresh-Pak, Inc, an Idaho Corporation

the grantor, does hereby grant, bargain, sell, and convey unto

Idahoan Foods, LLC

the grantee, whose current address is

Idahoans address

the following described premises, to-wit:

See attached

Exhibit "A"

Microfilm No. 383505
At 9:35 O'Clock AM M
CHRISTINE LOULTER
Jefferson Co. Recorder 902 Deputy
Recorded at Rec. of Idahoan Foods

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantees, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee s, that They the ownerS in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth that They will warrant and defend the same from all lawful claims whatsoever.

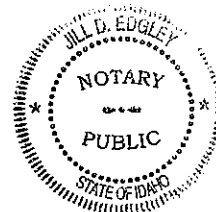
Dated:

Wm. Glavin

STATE OF IDAHO, COUNTY OF Bonneville
On this 24 day of March, 2010
before me, a notary public in and for said State, personally
appeared

known to me to be the person who name
subscribed to the within instrument, and acknowledged to
me that executed the same.

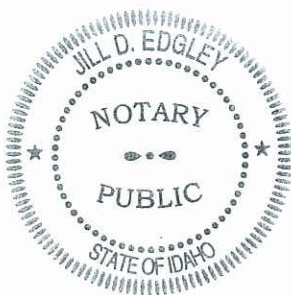
Jill D. Edgley
Notary Public
Residing at Bonneville County, Idaho
Comm. Expires March 2010



ACKNOWLEDGEMENT/CORPORATE

STATE OF Idaho)
)
COUNTY OF Jefferson)

On this March 24 2010, before me, a Notary Public in and for said State, personally appeared Wm. Schon, known or identified to me, to be the CEO & Sole Director of Idaho Arch. Inc. of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.



Jill D. Edgley
Notary Public of Idaho
Residing at: Bonneville County
Commission Expires: March 2016

Exhibit "A"

Real property in the County of Jefferson, State of Idaho, described as follows:

TRACT 8:

THE SW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 35, TOWNSHIP 5 NORTH, RANGE 38 E.B.M., JEFFERSON COUNTY, IDAHO, EXCEPTING THEREFROM: BEGINNING AT A POINT ON THE EAST LINE OF THE SW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 35, TOWNSHIP 5 NORTH, RANGE 38 E.B.M., WHERE SAID LINE INTERSECTS THE NORTH AND EAST BANK OF THE "DRY BED", AND THENCE FOLLOWING THE SAID "DRY BED" WITH THE MEANDERINGS THEREOF TO WHERE SAID "DRY BED" INTERSECTS THE NORTH LINE OF SAID SW $\frac{1}{4}$ SE $\frac{1}{4}$ AS AFORESAID; THENCE EAST ON THE NORTH LINE OF SAID SW $\frac{1}{4}$ SE $\frac{1}{4}$ TO THE NORTHEAST CORNER THEREOF; THENCE SOUTH ABOUT 10 RODS, TO THE PLACE OF BEGINNING.

ALSO: BEGINNING AT THE SE CORNER OF THE SW $\frac{1}{4}$ OF SECTION 35, TOWNSHIP 5 NORTH, RANGE 38 E.B.M., AND RUNNING THENCE NORTH 80 RODS; THENCE WEST 50 RODS; THENCE SOUTH 80 RODS; THENCE EAST 50 RODS TO THE PLACE OF BEGINNING. EXCEPTING THEREFROM: BEGINNING AT A POINT ON THE NORTH LINE OF THE SE $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 35, TOWNSHIP 5 NORTH, RANGE 38 E.B.M., WHERE SAME INTERSECTS THE NORTH AND WEST BANK OF THE "DRY BED"; AND RUNNING THENCE WEST ABOUT 40 RODS, MORE OR LESS, THE POINT BEING A DISTANCE OF 50 RODS WEST OF THE NE CORNER OF SAID SE $\frac{1}{4}$ SW $\frac{1}{4}$ AS AFORESAID; THENCE SOUTH ABOUT 60 RODS, MORE OR LESS, TO THE NORTH BANK OF THE "DRY BED"; THENCE IN A NORTHEASTERLY DIRECTION AND FOLLOWING UP SAID "DRY BED" WITH THE MEANDERINGS THEREOF, TO THE POINT OF BEGINNING.

TRACT 21:

BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 4 NORTH, RANGE 38 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO, AND RUNNING THENCE NORTH 160 RODS; THENCE WEST 1 ROD; THENCE SOUTH 160 RODS; THENCE EAST 1 ROD TO THE POINT OF BEGINNING.



APPLICATION FOR CERTIFICATE OF AUTHORITY FOR FOREIGN LIMITED LIABILITY COMPANY

(Instructions on back of application)

09 OCT 29 AM 8:39

SECRETARY OF STATE
STATE OF IDAHO

FILED EFFECTIVE

1. The name of the limited liability company is:

IDAHOAN FOODS, LLC

2. If the name of the limited liability company is not permissible or is not available in Idaho, the name the foreign limited liability company will use in Idaho is:

3. The jurisdiction under whose laws the limited liability company is formed is: DELAWARE

4. The name and complete street address of the registered agent in Idaho is:

CORPORATION SERVICE COMPANY 1401 SHORELINE DRIVE, SUITE 2 BOISE ID 83702

5. The street and mailing address of the limited liability company's principal office is:

529 NORTH 3500 EAST LEWISVILLE, IDAHO 83431

Street Address

P.O. BOX 130 LEWISVILLE, IDAHO 83431-0130

Mailing Address, if different

6. The street and mailing address of the limited liability company's office in the jurisdiction under whose laws it is organized is:

CORPORATION SERVICE COMPANY 2711 CENTERVILLE ROAD, SUITE 400

Street Address

WILMINGTON, DE 19808

Mailing Address, if different

7. The name and mailing address of at least one member or manager:

KERRY BUCH 529 N 3500 E P.O. BOX 130 LEWISVILLE ID 83431-0130

8. The mailing address for future correspondence:

WESLEY L. FREY 529 N 3500 E PO BOX 130 LEWISVILLE, ID 83431-0130

9. Signature of an authorized person:

Kerry Buch

Authorized Signature

KERRY BUCH, CFO

Typed Name

Secretary of State use only

g:\comp\form\llc\form\llc_auth_foreign_llc
Revised 07/2008

IDAHO SECRETARY OF STATE
10/29/2009 05:00
CK: 26521 CT: 216537 BH: 1193146
1 @ 100.00 = 100.00 REFORG LLC # 2
1 @ 20.00 = 20.00 EXPEDITE C # 3

40807028

Delaware

PAGE 1

The First State

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "IDAHOAN FOODS, LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE NINETEENTH DAY OF OCTOBER, A.D. 2009.



4376064 8300

090941911

You may verify this certificate online
at corp.delaware.gov/authver.shtml


Jeffrey W. Bullock, Secretary of State
AUTHENTICATION: 7590160

DATE: 10-19-09

Delaware

PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "NORTH AMERICAN FOODS, LLC", CHANGING ITS NAME FROM "NORTH AMERICAN FOODS, LLC" TO "IDAHOAN FOODS, LLC", FILED IN THIS OFFICE ON THE NINTH DAY OF JULY, A.D. 2008, AT 10:52 O'CLOCK A.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF AMENDMENT IS THE SEVENTEENTH DAY OF JULY, A.D. 2008.

RECEIVED

AUG 06 2008

Department of Water Resources
Eastern Region



4376064 8100

080767396

You may verify this certificate online
at corp.delaware.gov/authver.shtml

Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 6716729

DATE: 07-09-08



Idahoan Foods, LLC

P.O. Box 130 529 North 3500 East Lewisville, Idaho 83431
208.754.4686 800.635.6100 www.idahoan.com

August 5, 2008

OK
DC

Bobby Kern
Office Specialist II
State of Idaho, Department of Water Resources
900 N. Skyline Dr., suite A
Idaho Falls, Idaho 83402-1718

Water Resources Department

In regards to ownership of water rights, 31-7128 and 31-7489.
Property - T09, Rge 36E, B.M. Section 28

North American Foods, LLC, has officially changed there name to "Idahoan Foods, LLC" as of the 9th day of July, 2008 at 10:52 AM Eastern time. This has been recorded in the State of Delaware by the Secretary of State. I have attached a copy of the Certification for your records. This is a change in name only, addresses, phone numbers and property remain the same.

Sincerely,

~Leo Herbert~

Environmental Manager



Idahoan Foods, LLC
208-754-8194
lherbert@idahoan.com

RECEIVED

AUG 06 2008

Department of Water Resources
Eastern Region

SUPPORT DATA

IN FILE # 31-7128

State of Delaware
Secretary of State
Division of Corporations
Delivered 10:52 AM 07/09/2008
FILED 10:52 AM 07/09/2008
SRV 080767396 - 4376064 FILE

**CERTIFICATE OF AMENDMENT
OF
CERTIFICATE OF FORMATION
OF
NORTH AMERICAN FOODS, LLC**

The undersigned, as Secretary of North American Foods, LLC, a Delaware limited liability company (the "Company"), in order to amend the Certificate of Formation of the Company filed with the Delaware Secretary of State on June 21, 2007, hereby executes this Certificate of Amendment pursuant to Section 18-202 of the Delaware Limited Liability Company Act:

1. The name of the Company is North American Foods, LLC.
2. The FIRST article of the Certificate of Formation of the Company is hereby amended to read as follows:

FIRST: The name of the limited liability company (hereinafter called the "limited liability company") is Idahoan Foods, LLC.

3. The Certificate of Amendment shall be effective as of July 17, 2008.

IN WITNESS WHEREOF, I have hereto set my hand this 7th day of July, 2008.



Paul J. Noah, Secretary

**RECEIVED
AUG 06 2008**

Department of Water Resources
Eastern Region

North American Foods™

WD118 - SM7

31-7128

31-7489

June 19, 2008

Dear, Water District

Effective July 17, we are changing our corporate name to *Idahoan Foods, LLC*. In the 11 months since we formed this company, we have made significant progress in bringing together the industry's top talent and continuing to deliver quality products consistently.

The reasons for changing our corporate name are many. The Idahoan® brand is widely recognized and trusted throughout the industry and has become synonymous with quality. As we capture the equity of this highly recognizable corporate name, our vision is to have our products served in every home and foodservice establishment, recognized for great flavor, consistency, and value. With this goal in mind, we are charting our course as we continue to make strides in innovation that builds the category and channels of distribution.

Any invoices and orders processed as of July 17, 2008, will be delivered under the name *Idahoan Foods, LLC*. If you currently process invoices or orders via EDI, please accept *Idahoan Foods, LLC* as a vendor. EDI communication codes will not change.

We look forward to continuing our relationship with you. We appreciate your efforts, as we work together to make this a smooth transition.

Sincerely,



Drew Facer
Vice President, Sales & Marketing
Idahoan Foods

RECEIVED

JUN 23 2008

Department of Water Resources
Eastern Region