

Rushing, Emalee

From: Rushing, Emalee
Sent: Wednesday, March 25, 2009 3:13 PM
To: 'Office Beeman'
Subject: RE: ConAgra Name Change Documents

Kendall,

Based on the documents submitted thus far, it would appear that an ownership change would be required for all but one of the rights. When ConAgra acquired Lamb Weston rights through merger or acquisition, there must have been a conveyance of ownership that can be provided to support an ownership change.

The existing ConAgra right might qualify for a name change due the merger because the ConAgra company was just renamed after the merger.

The Department would need a copy of the conveyance document which conveyed the property where the water rights are located as well as a \$25 fee per water right for all the Lamb Weston rights. Please call me if you need further assistance.

Emalee
287-4952

From: Office Beeman [mailto:office@beemanlaw.com]
Sent: Wednesday, March 25, 2009 11:40 AM
To: Rushing, Emalee; Jo Beeman (B&A)
Subject: ConAgra Name Change Documents

Emalee,

Thanks for taking a look at this. I have attached the Assistant Secretary's Certification of Name Change for ConAgra-Lamb Weston. Do you think this document will suffice to show a legal name change? When we spoke previously, I had asked whether or not there is an official change in ownership (requiring additional documents to IDWR) when a wholly owned subsidiary is merged into the parent company (or merged into another wholly owned subsidiary), or whether the transfer may be treated as a name change only. Does this document shed any light on that question? Please let me know your thoughts.

To refresh your memory, we are trying to show that ConAgra Foods Packaged Foods Company, Inc. became ConAgra Foods Lamb Weston, Inc. (both are wholly owned subsidiaries of ConAgra Foods, Inc.).

Thanks,

Kendall

Kendall A. Woodcock
Email: Office@beemanlaw.com

Beeman & Associates
409 W. Jefferson Street
Boise, ID 83702

3/27/2009