

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

RECEIVED
 SEP 11 2007
 DEPT. OF WATER RESOURCES
 SOUTHERN REGION

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 no 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 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)
36-13877					

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 division 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) (these 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 Owner/Claimant(s)	Clyde G. Harper and Vonda M. Harper 353 S Crestview Rd Paul, ID 83347
4.	New Owner/Claimant(s)	Horizon Organic Dairy, LLC Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
	New Mailing Address	2515 McKinney Ave. STE 1200
	City, State and ZIP Code	Dallas, TX 75201
	New Telephone Number	() _____

September , 2007

5. Date you acquired the property _____

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 and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number 36-13877		
Irrigation		
Stock		
Domestic	.04 CFS	3.16
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 Claimant(s) _____

(title if applicable)

(title if applicable)

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 [Signature]
 Received by [Signature]
 Processed by AJ

 Date 9/14/07
 Date 9/18/07
 Date _____

 Receipt Amt. \$100
 Receipt No. SC29730
 WR _____ Date _____

WARRANTY DEED

FOR VALUE RECEIVED,

CLYDE G. HARPER and VONDA HARPER, husband and wife, hereinafter the "Grantor", do hereby grant, bargain, sell and convey unto **HORIZON ORGANIC DAIRY, LLC**, whose address is c/o Southern Asset Service Group, 2610 Fairmount, Dallas, Texas 75201, hereinafter the "Grantee", the following described premises located in Jerome County, Idaho, to wit:

TOWNSHIP 9 SOUTH, RANGE 21 EAST BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 4: A parcel of land located in Farm Tract "D", more particularly described as follows:

Commencing at the Southeast corner of said Section 4, from which the East quarter corner of said Section 4 bears North 00°01'53" West, 2639.66 feet;

Thence North 00°01'53" West along the Easterly boundary of Section 4 for a distance of 2138.74 feet to THE POINT OF BEGINNING;

Thence South 89°55'30" West for a distance of 30.00 feet to a point on the Westerly county road easement;

Thence South 89°55'30" West for a distance of 30.00 feet to a point on the Westerly county road easement;

Thence South 89°55'30" West for a distance of 193.95 feet;

Thence North 00°01'53" West parallel with the Easterly boundary of Section 4 for a distance of 614.48 feet;

Thence North 89°55'30" East for a distance of 193.96 feet to a point on the Westerly county road easement;

Thence North 89°55'30" East for a distance of 30.00 feet to a point on the Easterly boundary of Section 4;

Thence South 00°01'34" East along the Easterly boundary of Section 4 for a distance of 113.57 feet to the East quarter corner of Section 4;

Thence South 00°01'53" East along the Easterly boundary of Section 4 for a distance of 500.91 feet to THE POINT OF BEGINNING.

Together with all water rights appurtenant thereto, including Idaho Dept, of Water Resources Domestic water right #36-13877.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its successors, heirs and assigns forever. The said Grantor does hereby covenant to and with the said Grantee, that they are the owners of said premises; that they will warrant and defend the same from all lawful claims whatsoever, except as hereinabove specifically provided, and the specific exceptions listed below:

1. Taxes for 2007 and subsequent years, a lien, but not yet due or payable.
2. The burdens incident to the inclusion of the land within the boundaries of the Northside Pumping Division, Minidoka Project and the A and B Irrigation District and the rights and powers as by law provided.
3. Provisions of a Contract between the United States of America and the A and B Irrigation District, recorded March 19, 1962 in Book 164 Page 573 as Instrument Number 149779, Jerome County records.
4. Recordable and Interim Repayment Contract between The United States of America, acting through the Secretary of the Interior, and Clyde G. Harper and Vonda Harper, husband and wife, dated October 15, 1957, recorded January 15, 1958 in Book 164 Page 61 as Instrument Number 134291, Jerome County records.
5. Reservations contained in Patent Deed given by The United States of America to Clyde G. Harper and to his heirs, dated August 9, 1912, recorded April 27, 1960 in Book 167 Page 123 as Instrument Number 142738, Jerome County records, affecting Tract D of Section 4, Township 9 South, Range 21, East Boise Meridian.

DATED THIS 7th day of September, 2007.

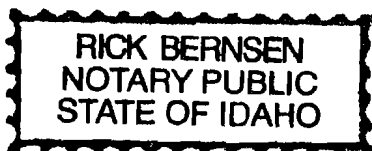
Clyde Harper
CLYDE HARPER

Vonda Harper
VONDA HARPER

STATE OF IDAHO)
 :SS
County of Jerome)

On this 7th day of September, 2007, before me, the undersigned, a Notary Public in and for said County and State, personally appeared CLYDE HARPER and VONDA HARPER, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they executed the same.

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



[Signature]
NOTARY PUBLIC for IDAHO

Residing at: Jerome, ID
Commission Expires: 7-30-09