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SEP 29 2008

WATER RESOURCES
WESTERN REGION

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 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)
PD 63-8006					

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**.
Please see the attached copy of the Bargain and Sale Deed
- 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)	J. R. Simplot Company
	PO Box 27
	Boise, ID 83707
4. New Owner/Claimant(s)	State of Idaho, Department of Lands
	Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address	PO Box 83720-0050
City, State and ZIP Code	Boise, ID 83720-0050
New Telephone Number	(208) 334-0200 Email: _____

5. Date you acquired the property September 3, 2008

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		
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 Claimant(s) State of Idaho, Department of Lands
Katay Oso, Deputy Director
 (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 gmh
 Received by CM
 Processed by _____ AJ

Date 9-29-08
 Date 10-10-08
 Date _____

Receipt Amt. 25
 Receipt No. C087623
 WR gmh Date 10-17-08

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WATER RESOURCES
WESTERN REGION

BARGAIN AND SALE DEED

ADA COUNTY RECORDER, DAVID NAYARU
BOISE IDAHO 09/08/08 04:37 PM
DEPUTY Vicki Allen
RECORDED-REQUEST OF
Title One

108100928

GRANTOR, **J. R. SIMPLOT COMPANY**, a Nevada corporation, whose principal address is 999 Main Street, Suite 1300, Boise ID 83702, for Ten Dollars and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby bargain, sell and convey unto **STATE OF IDAHO, DEPARTMENT OF LANDS**, whose principal mailing address is 300 North 6th Street, Suite 103, P.O. Box 83720, Boise, Idaho 83720-0050, acting by and through the State Board of Land Commissioners, as GRANTEE, and to GRANTEE's successors and assigns forever, all of the following described real estate ("Property") located in Ada County, State of Idaho:

SEE EXHIBIT A ATTACHED HERETO

TOGETHER WITH all improvements, easements, hereditaments and appurtenances thereto, and SUBJECT TO such rights, easements, covenants, restrictions and zoning regulations as appear of record or by use upon the Property.

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

IN WITNESS WHEREOF, GRANTOR has hereunto caused this deed to be executed in its corporate name this 3 day of Sept., 2008.

J.R. SIMPLOT COMPANY

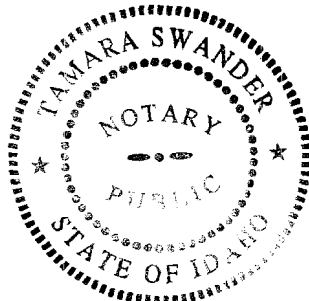
By [Signature]
Lawrence S. Hlobik, President & CEO

ATTEST:

By [Signature]
Terry T. Uhling, Secretary

STATE OF IDAHO)
) ss.
County of ADA)

On this 3 day of Sept., 2008 before me, a Notary Public in and for said State, personally appeared Lawrence S. Hlobik and Terry T. Uhling, known to me to be the President & CEO and Secretary, respectively of J. R. Simplot Company, the corporation that executed the within instrument, and acknowledged to me that said corporation executed the same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Tamara Swander
Notary Public for Idaho
Residing at: Boise Emmett
My Commission Expires: 4/4/2012

Project No. 08-011-00

EXHIBIT "A"

Date: March 12, 2008

**OLD KOA SITE
PARCEL A DESCRIPTION**

A parcel of land located in the SE 1/4 of the NE 1/4 of Section 1, T. 2 N., R. 2 E., B.M., Ada County, Idaho, more particularly described as follows:

Commencing at the northeast corner of Section 1 of said T. 2 N., R. 2 E., B.M.;

Thence South 00°46'54" West, 2647.23 feet (formerly described as South 00°46'37" West) on the section line common to said Section 1 and Section 6 of T. 2 N., R. 3 E., B.M., to the East 1/4 Section Corner of said Section 1;

Thence reversing direction, North 00°46'54" East, 400.00 feet (formerly described as North 00°46'37" East) on said section line to the northeast corner of that parcel of land described as Parcel 1 of Warranty Deed Instrument Number 96080772 of Ada County Records, said point also being the **REAL POINT OF BEGINNING**;

Thence North 89°40'09" West, 386.00 feet (formerly described as North 89°40'26" West, 386.09 feet) on the northerly boundary line of said Parcel 1 of Warranty Deed Instrument Number 96080772 to point on a curve on the easterly right-of-way line of South Federal Way;

Thence 130.37 feet on the arc of a curve to the right, said curve having a radius of 1065.92 feet, a central angle of 07°00'28" and a chord distance of 130.29 feet which bears North 13°52'51" West on said easterly right-of-way line, said line being 80.00 feet easterly of and parallel with the centerline of South Federal Way;

Thence North 07°06'13" East, 178.19 feet (formerly described as North 07°12'46" East, 179.13 feet) on the easterly right-of-way line of South Federal Way to a point on a curve on the southerly right-of-way line of State Highway 21, as same is described in Deed Instrument Number 9259230 of Ada County Records;

Thence 118.42 feet on the arc of a curve to the left, said curve having a radius of 7544.16 feet, a central angle of 00°53'58" and a chord distance of 118.41 feet which bears South 79°57'34" East (formerly described as 117.89 feet of arc) on said southerly right-of-way line of State Highway 21 to a point of compound curve;

Thence 285.33 feet on the arc of a curve to the left, said curve having a radius of 11619.16 feet, a central angle of $01^{\circ}24'25''$ and a chord distance of 285.32 feet which bears South $81^{\circ}06'36''$ East on said southerly right-of-way line to a point on the section line common to said Sections 1 and 6;

Thence leaving said right-of-way line South $00^{\circ}46'54''$ West, 240.82 feet (formerly described as South $00^{\circ}46'37''$ West) on said section line to the real point of beginning. Said parcel contains 2.53 acres more or less.

PREPARED BY:
Engineering NorthWest, LLC



James R. Washburn, PLS

Project No. 08-011-00

Date: March 12, 2008

**OLD KOA SITE
PARCEL B DESCRIPTION**

A parcel of land located in the SE 1/4 of the NE 1/4 of Section 1, T. 2 N., R. 2 E., B.M., Ada County, Idaho, more particularly described as follows:

Commencing at the northeast corner of Section 1 of said T. 2 N., R. 2 E., B.M.;

Thence South 00°46'54" West, 2647.23 feet (formerly described as South 00°46'37" West) on the section line common to said Section 1 and Section 6 of T. 2 N., R. 3 E., B.M., to the East 1/4 Section Corner of said Section 1, said point being the **REAL POINT OF BEGINNING**;

Thence North 89°40'09" West, 251.50 feet (formerly described as North 89°40'26" West, 251.59 feet) on the east-west mid-section line of said Section 1 to point on the easterly right-of-way line of South Federal Way;

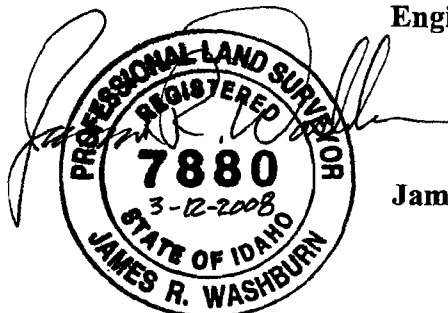
Thence North 17°51'13" West, 412.28 feet (formerly described as North 17°51'30" West) on the easterly right-of-way line of South Federal Way, said line being 80.00 feet easterly of and parallel with the centerline of South Federal Way to a point of curve;

Thence 8.72 feet on the arc of a curve to the right, said curve having a radius of 1065.92 feet, a central angle of 00°28'08" and a chord distance of 8.72 feet which bears North 17°37'09" West (formerly described as chord bearing North 17°37'26" West) on said easterly and parallel right-of-way line to the northwest corner of that parcel of land described in Warranty Deed Instrument Number 96080772 of Ada County Records;

Thence leaving said right-of-way line, South 89°40'09" East, 386.00 feet (formerly described as South 89°40'26" East, 386.09 feet) on the northerly boundary line of said Warranty Deed parcel to a point on the section line common to said Sections 1 and 6;

Thence South 00°46' 54" West, 400.00 feet (formerly described as South 00°46' 37" West) on said section line to the real point of beginning. Said parcel contains 2.93 acres more or less.

**PREPARED BY:
Engineering NorthWest, LLC**



James R. Washburn, PLS

Project No. 08-011-00

Date: March 12, 2008

**OLD KOA SITE
PARCEL C DESCRIPTION**

A parcel of land located in the South 1/2 of the NW 1/4 of Section 6, T. 2 N., R. 3 E., B.M., Ada County, Idaho, more particularly described as follows:

Commencing at the northwest corner of said Section 6, T. 2 N., R. 3 E., B.M.;

Thence South 00°46'54" West, 2647.23 feet (formerly described as South 00°46'37" West) on the section line common to said Section 6 and Section 1 of T. 2 N., R. 2 E., B.M., to the East 1/4 Section Corner of said Section 1;

Thence South 00°46'54" West, 133.28 feet (formerly described as South 00°46'37" West) on the section line common to said Sections 1 and 6 to the West 1/4 Section Corner of said Section 6;

Thence reversing direction, North 00°46'54" East, 659.06 feet (formerly described as North 00°46'37" East, 659.36 feet) on said section line to the northwest corner of that parcel of land described in Warranty Deed Instrument Number 9229364 of Ada County Records and also described as the northwest corner of the South Half of Government Lot 5 of said Section 6, said point also being the **REAL POINT OF BEGINNING**;

Thence continuing North 00°46'54" East, 115.04 feet (formerly described as North 00°46'37" East) on said section line to a point on a curve on the southerly right-of-way line of State Highway 21, as said right-of-way is described in Deed Instrument Number 9259230 of Ada County Records;

Thence 1431.42 feet on the arc of a curve to the left, said curve having a radius of 11619.16 feet, a central angle of 07°03'31" and a chord distance of 1430.51 feet which bears South 85°20'34" East on said right-of-way line of State Highway 21 to a point of curve on the westerly right-of-way line of South Technology Way;

Thence leaving the southerly right-of-way line of State Highway 21, 179.77 feet on the arc of a curve to the left, said curve having a radius of 754.00 feet, a central angle of 13°39'38" and a chord distance of 179.35 feet which bears South 21°34'19" East (formerly described as 178.51 feet of arc and angle of 13°33'52") on said westerly right-of-way line of South Technology Way;

Thence South 34°42'05" East, 280.28 feet (formerly described as South 34°44'17" East, 280.24 feet) on said westerly right-of-way line;

Thence South 33°27'54" East, 322.37 feet (formerly described as South 33°30'06" East) on said westerly right-of-way line to a point on the east-west mid-section line of said Section 6 (from which point the West 1/4 Section Corner of said Section 6 bears North 89°44'34" West, 1839.63 feet (formerly described as North 89°46'46" West));

Thence from said point on the westerly right-of-way line of South Technology Way, North 89°44'34" West, 719.95 feet (formerly described as North 89°46'46" West) on the east-west mid-section line of said Section 6 to the southeast corner of that parcel of land described in Warranty Deed Instrument Number 9229364 of Ada County Records and also described as the southeast corner of the South Half of Government Lot 5 of said Section 6 (from which point the West 1/4 Section Corner of said Section 6 bears North 89°44'34" West, 1119.68 feet (formerly described as North 89°45'05" West, 1119.40 feet));

Thence from said southeast corner of the South Half of Government Lot 5, North 00°09'32" East, 660.14 feet (formerly described as North 00°11'55" East, 659.57 feet) on the easterly boundary line of said South Half of Government Lot 5 to the northeast corner of said South Half of Government Lot 5;

Thence North 89°48'00" West, 1112.51 feet (formerly described as North 89°45'50" West, 1112.75 feet) on the northerly boundary line of said South Half of Government Lot 5 to the real point of beginning. Said parcel contains 9.07 acres more or less.

PREPARED BY:
Engineering North West, LLC



James R. Washburn, PLS

Project No. 08-011-00

Date: March 12, 2008

**OLD KOA SITE
PARCEL D DESCRIPTION**

A parcel of land located in Government Lot 5 in the NW 1/4 of Section 6,
T. 2 N., R. 3 E., B.M., Ada County, Idaho, more particularly described as follows:

Commencing at the northwest corner of Section 6 of said T. 2 N., R. 3 E., B.M.;

Thence South 00°46'54" West, 2647.23 feet (formerly described as
South 00°46'37" West) on the section line common to said Section 6 and Section 1 of
T. 2 N., R. 2 E., B.M., to the East 1/4 Section Corner of said Section 1;

Thence continuing South 00°46'54" West, 133.28 feet (formerly described as
South 00°46'37" West) on said section line to the West 1/4 Section Corner of said Section 6,
said point being the **REAL POINT OF BEGINNING**;

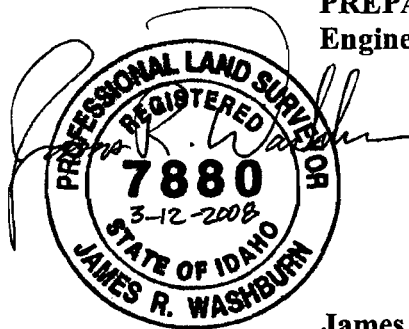
Thence reversing direction, North 00°46'54" East, 659.06 feet (formerly described as
North 00°46'37" East, 659.36 feet) on said section line to the northwest corner of the South
Half of Government Lot 5 of said Section 6;

Thence South 89°48'00" East, 1112.51 feet (formerly described as
South 89°45'50" East, 1112.75 feet) on the northerly boundary line of said South Half of
Government Lot 5 to the northeast corner of said South Half of Government Lot 5;

Thence South 00°09'32" West, 660.14 feet (formerly described as
South 00°11'55" West, 659.57 feet) on the easterly boundary line of said South Half of
Government Lot 5 to the southeast corner of said Government Lot 5, said point being on the
east-west mid-section line of said Section 6;

Thence North 89°44'34" West, 1119.68 feet (formerly described as
North 89°45'05" West, 1119.40 feet) on the east-west mid-section line of said Section 6 to the
real point of beginning. Said parcel contains 16.90 acres more or less.

**PREPARED BY:
Engineering North West, LLC**



James R. Washburn, PLS