

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

RECEIVED

MAY 15 2008

DEPARTMENT OF
WATER RESOURCES

DEV

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 36-7713A			PD 36-7585		
PD 36-7713B			PD 36-10374		
PD 36-2148A			PD 36-10550		
PD 36-214 ⁸ 7B			PD 36-10553		
DEC 36-2495A			PD 36-10696		
DEC 36-2495B			PD 36-10698		

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) Double B Dairy
2930 S 2300 E
Wendell Id 83355

4. New Owner/Claimant(s) Box Canyon Dairy
Name Connector (Check one) [] and, [] or, [] and/or
1646 Bob Barton Rd
 New Mailing Address Wendell Id 83355
 City, State and ZIP Code
 New Telephone Number () _____ Email: _____

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 _____		
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) _____

(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 AN
 Received by _____
 Processed by _____ AJ

Date 5/15/09
 Date _____
 Date _____

Receipt Amt. _____
 Receipt No. C0910000
 WR _____ Date _____

RECEIVED

MAY 15 2008

DEPARTMENT OF
WATER RESOURCES

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

DEV

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)
Dec 36-15989			PP 36-10889		
Dec 36-16495			PP 36-8658		
Dec 36-16496			Pet 36-8713		
Dec 36-16497			App 36-8671		
Dec 36-16498					
Dec 36-15991					

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OR

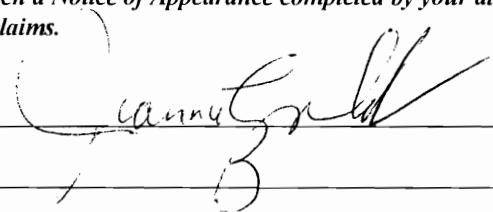
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New Mailing Address	1646 Bob Barton Rd
City, State and ZIP Code	Wendell ID 83355
New Telephone Number	() Email:

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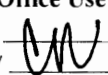
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 _____ (title if applicable)

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 
 Received by
 Processed by AJ

Date 5/15/08
 Date
 Date

Receipt Amt.
 Receipt No. 0081000
 WR Date

Instrument # 226046

GOODING, GOODING, IDAHO

4-14-2008

02:32:24

No. of Pages: 7

Recorded for : LAND TITLE JEROME

DENISE M. GILL

Fee: 21.00

Ex-Officio Recorder Deputy

J-37510

WARRANTY DEED

FOR VALUE RECEIVED,

DOUBLE B DAIRY, an Idaho limited liability company, hereinafter the "Grantor", does hereby grant, bargain, sell and convey unto **BOX CANYON DAIRY PARTNERSHIP**, an Idaho general partnership, FRANS AARDEMA, THOMAS HEIDA, JERIMY CRAIG and JEANNIE LYN WOLVERTON, Partners, whose address is P.O. box 140, Wendell, Idaho 83355, hereinafter the "Grantee", the following described premises located in Jerome County, Idaho, to wit:

FARM 1:

PARCEL NO. 1:

Township 8 South, Range 15 East, Boise Meridian, Gooding County, Idaho

Section 30: S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$

PARCEL NO. 2:

Township 8 South, Range 15 East, Boise Meridian, Gooding County, Idaho

(SWNW)
Section 30: Lot 2; SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$

PARCEL NO. 3:

Township 8 South, Range 15 East, Boise Meridian, Gooding County, Idaho

Section 30: N $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$

PARCEL NO. 4:

Township 8 South, Range 15 East, Boise Meridian, Gooding County, Idaho

Section 30: NE $\frac{1}{4}$ NW $\frac{1}{4}$; Lot 1 (N $\frac{1}{2}$ NE $\frac{1}{4}$)

PARCEL NO. 5:

Township 8 South, Range 15 East, Boise Meridian, Gooding County, Idaho

Section 30: S $\frac{1}{2}$ SE $\frac{1}{4}$

FARM 2:

Instrument # 226368 *Re-Recorded*

GOODING, GOODING, IDAHO

5-8-2008

02:21:53

No. of Pages: 7

Recorded for : LAND TITLE AND ESCROW, INC

DENISE M. GILL Fee: 21.00

Ex-Officio Recorder Deputy

FARM 2:

PARCEL 1:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 20: SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$

Section 29: Part of NW $\frac{1}{4}$ NW $\frac{1}{4}$ - Described as follows:

Beginning at the Northwest corner for Section 29, the TRUE POINT OF BEGINNING;

Thence South 0°01'04" East 453.47 feet along the Westerly boundary of said Section 29;

Thence South 89°56'28" East 654.58 feet along an existing fence;

Thence South 71°25'55" East 702.18 feet along said fence to the Easterly boundary of NW $\frac{1}{4}$ NW $\frac{1}{4}$;

Thence North 0°02'43" East 673.50 feet along said Easterly boundary to the Northeast corner of NW $\frac{1}{4}$ NW $\frac{1}{4}$;

Thence North 89°48'58" West 1320.89 feet along the Northerly boundary of Section 29 to the TRUE POINT OF BEGINNING;

Said parcel of land containing 15.41 acres, more or less.

Parcel is subject to County road Right-of-Way 25.00 feet in width along the Westerly and Northerly boundaries.

SAME PROPERTY AS:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 20: SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$

Section 29: That Part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ which is North of the following described line:

Said line beginning at a point in the center of a drain ditch where the drain ditch crosses the East boundary of the said NW $\frac{1}{4}$ NW $\frac{1}{4}$, and then following said drain ditch West to the East and West center of said forty acres and then leaving the drain ditch and running straight West to the West boundary of the said NW $\frac{1}{4}$ NW $\frac{1}{4}$

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its successors and assigns forever. The said Grantor does hereby covenant to and with the said Grantee, that it is the owner of said premises; that it 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 2008 and subsequent years, a lien, but not yet due or payable.
2. Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.
3. Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.
4. Power Line Easement given by Frank Garrison and Lillie Garrison, husband and wife, to Idaho Power Company, a corporation, dated December 7, 1939, recorded April 10, 1940 as Instrument Number 76855, Gooding County records, affecting a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 30, Township 8 South, Range 15, East Boise Meridian.
5. Power Line Easement given by Harold W. Bown and Agnes Bown, husband and wife, to Idaho Power Company, a corporation, dated April 7, 1952, recorded February 4, 1954 in Book 7 Page 304, as Instrument No. 123380, Gooding County records, affecting a portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, and the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, Township 8 South, Range 15, East Boise Meridian.
6. Maintenance and operation of irrigation ditches in a good and farmer-like manner as contained in Easement for Irrigation Ditches by and between Herb Hunter and Inez M. Hunter, husband and wife, parties of the first part, and P. W. Kearley, second party, dated March 31, 1959, recorded August 6, 1959 in Book 8 Page 111 as Instrument Number 138291, Gooding County records, affecting properties in Section 29 and Section 30, Township 8 South, Range 15, East Boise Meridian.
7. Power Line Easement given by Asael D. John and Blanche T. John, husband and wife, to Idaho Power Company, a corporation, dated March 10, 1966, recorded July 29, 1966 as Instrument Number 19051, Gooding County records, affecting a portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 30, Township 8 South, Range 15, East Boise Meridian.
8. Power Line Easement given by Lloyd McCord and Harriett McCord, husband and wife, to Idaho Power Company, a corporation, dated October 16, 1967, recorded March 25, 1969 as Instrument Number 28198, Gooding County records, affecting the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 30, Township 8 South, Range 15, East Boise Meridian.
9. Grant of Easement given by Asael D. John and Blanche A. John, husband and

wife, to the North Side Canal Company, Ltd., recorded July 3, 1969 as Instrument Number 29239, Gooding County records, granting a perpetual easement for the construction of a canal and waste way and appurtenant structures therewith, across a portion of Section 30, Township 8 South, Range 15, East Boise Meridian.

10. Power Line Easement given by P. W. Kearley and Vera M. Kearley, husband and wife, to Idaho Power Company, a corporation, dated November 13, 1975, recorded December 16, 1976 as Instrument Number 62366, Gooding County records, affecting the SE¼NE¼ of Section 30, Township 8 South, Range 15, East Boise Meridian.

11. Power Line Easement given by Frank W. Cnossen and Clara Cnossen, husband and wife, to Idaho Power Company, a corporation, dated December 21, 1989, recorded August 30, 1990 as Instrument Number 142108, Gooding County records, affecting a portion of the SE¼NE¼ of Section 30, Township 8 South, Range 15, EBM.

12. Power Line Easement given by Frank W. Cnossen and Clara Cnossen, husband and wife, to Idaho Power Company, a corporation, dated September 4, 1990, recorded April 30, 1991 as Instrument Number 144648, Gooding County records, affecting the SW¼NE¼ of Section 30, Township 8 South, Range 15, East Boise Meridian.

13. Power Line Easement given by Clara Cnossen, Personal Representative of the Estate of Frank W. Cnossen to Idaho Power Company, a corporation, dated December 2, 1994, recorded March 28, 1995 as Instrument Number 160702, Gooding County records, affecting part of the SE¼NE¼ of Section 30, Township 8 South, Range 15 East, Boise Meridian.

14. Power Line Easement given by M. A. McCloud and Melissa R. McCloud, husband and wife, to the Idaho Power Company, a corporation, dated January 13, 1941, recorded November 12, 1941 as Instrument Number 81983, Gooding County records, granting to said corporation a right of way and easement for erection and maintenance of an electric transmission line over and across a portion of the NW¼NW¼ of Section 30, Township 8 South, Range 15, East Boise Meridian.

15. Order Of The Board Of Directors Of The North Snake Ground Water District On The Petitions For Annexation Of Land And Facilities Into the North Snake Ground Water District dated December 7, 2004, recorded December 13, 2004 as Instrument No. 209083, records of Jerome County, Idaho.

16. Power Line Easement granted to the Idaho Power Company, by Instrument dated March 4, 1953, recorded May 29, 1953 in Book 7 Miscellaneous Page 234, records of Gooding County, affecting the NE¼SW¼ Section 20, Township 8 South, Range 15 East, Boise Meridian.

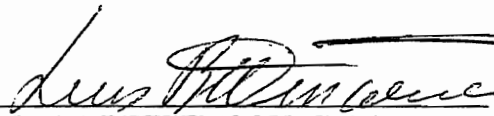
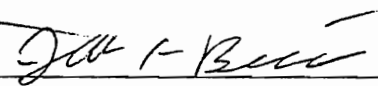
17. Power Line Easement given by Merrill Don Hillis and Linda Hillis, his wife to Idaho Power Company, a corporation, dated July 31, 1973, recorded April 24, 1974 as Instrument Number 50048, Gooding County records, affecting NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20 Township 8 South, Range 15 East, Boise Meridian, In Gooding County, State of Idaho.

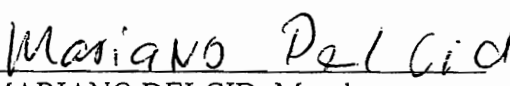
18. Order Of The Board Of Directors Of The North Snake Ground Water District- On The Petitions For Annexation Of Land And Facilities Into The North Snake Ground Water District, dated December 7, 2004, recorded December 13, 2004 as Instrument No. 209083, records of Gooding County, Idaho.

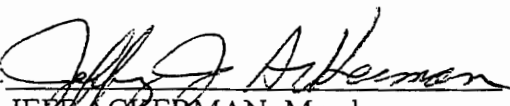
19. Subject to county road right of way 25.00 feet in width along the Westerly and Northerly boundaries of Section 29 as set forth in Warranty Deed dated October 5, 2005, recorded October 13, 2005 as Instrument No. 213439, records of Gooding County, Idaho.

DATED this 11th day of May, 2008.

DOUBLE B DAIRY, LLC

By:  By: 
LUIS M. BETTENCOURT, Member JOE BRAZIL, Member

By:  By: 
RICK ONAINDIA, Member MARIANO DELCID, Member

By: 
JEFF ACKERMAN, Member

On this 9th day of April, 2008 before me, the undersigned, a Notary Public in and for said County and State, personally appeared LUIS M. BETTENCOURT, as a member of DOUBLE B DAIRY, LLC, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same as a member of the Company.

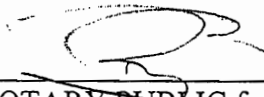
NOTARY PUBLIC for Idaho
Residing at: Jerome STATE OF IDAHO
Commission Expires: 7-1-56
RESIDING AT JEROME, ID
MY COMMISSION EXPIRES

On this 17th day of April, 2008, before me, the undersigned, a Notary Public in and for said County and State, personally appeared JOE BRAZIL, as a member of DOUBLE B DAIRY, LLC, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same as a member of the Company.

NOTARY PUBLIC for Idaho
Residing at: ★ NOTARY PUBLIC ★
Commission Expires: STATE OF IDAHO
RESIDING AT JEROME, ID
MY COMMISSION EXPIRES

On this 11th day of April, 2008, before me, the undersigned, a Notary Public in and for said County and State, personally appeared RICK ONAINDIA as a member of DOUBLE B DAIRY, LLC, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same as a member of the Company.

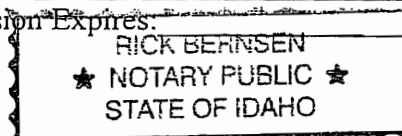
IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.


NOTARY PUBLIC for Idaho

Residing at: _____

Commission Expires: _____

STATE OF IDAHO)
 ss:
County of Jerome)



RESIDING AT JEROME, ID
MY COMMISSION EXPIRES 7-30-09

On this 11th day of Apr. 1, 2008, before me, the undersigned, a Notary Public in and for said County and State, personally appeared MARIANO DELCID, as a member of DOUBLE B DAIRY, LLC, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same on behalf of the Company.

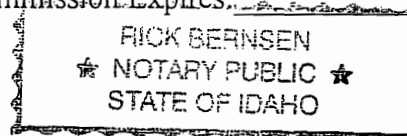
IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.


NOTARY PUBLIC for Idaho

Residing at: Jerome, ID

Commission Expires: _____

STATE OF IDAHO)
 ss:
County of Jerome)



RESIDING AT JEROME, ID
MY COMMISSION EXPIRES 7-30-09

On this 11th day of April, 2008 before me, the undersigned, a Notary Public in and for said County and State, personally appeared JEFF ACKERMAN as a member of DOUBLE B DAIRY, LLC, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same as a member of the Company.

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


RICK BERNSEN
★ NOTARY PUBLIC ★
STATE OF IDAHO

Residing at: _____

Commission Expires: 7-30-09

RESIDING AT JEROME, ID
MY COMMISSION EXPIRES 7-30-09

31.03
IDAHO FARMS CO.

31.19

18

17

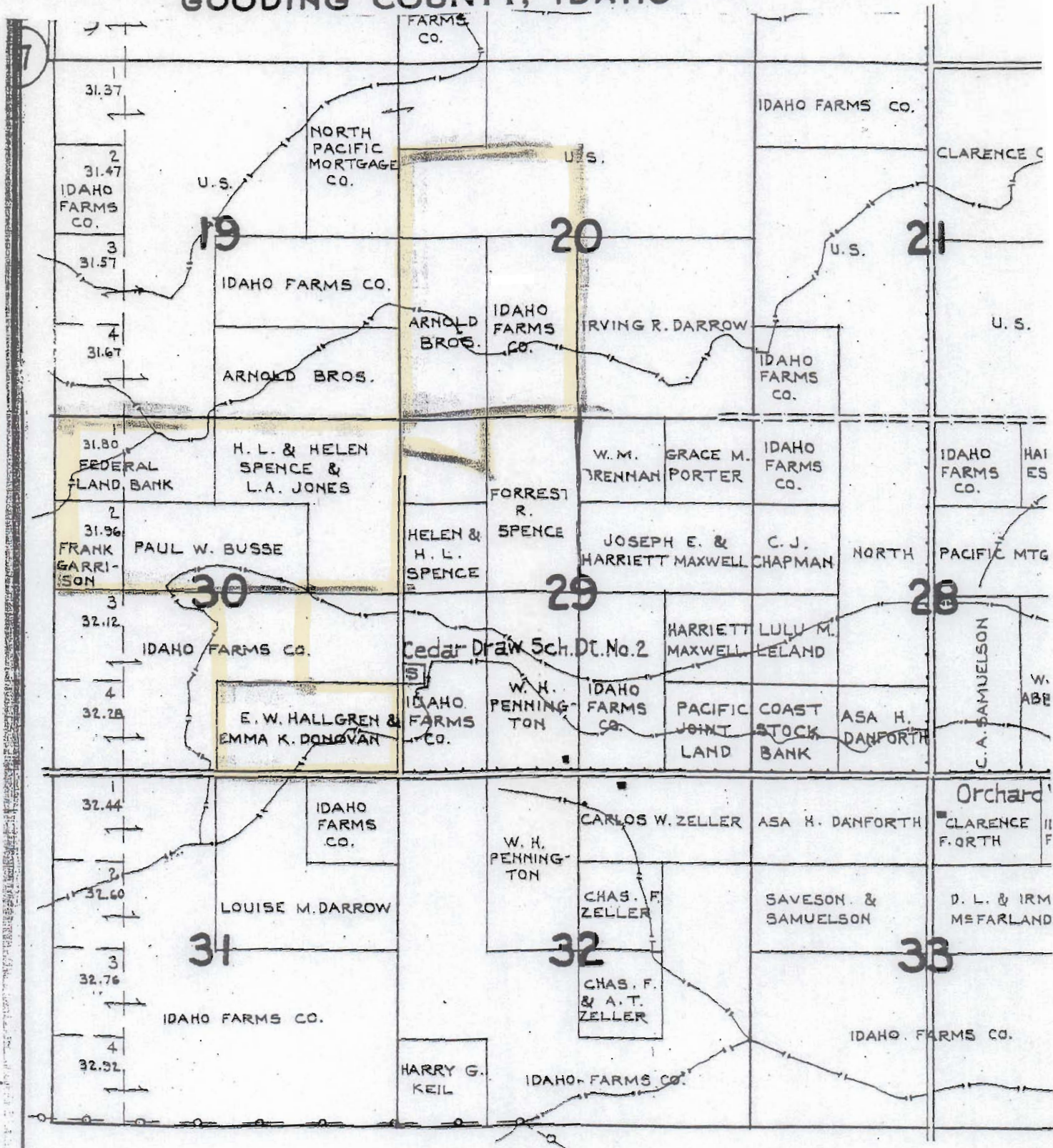
STATE

16

STAT

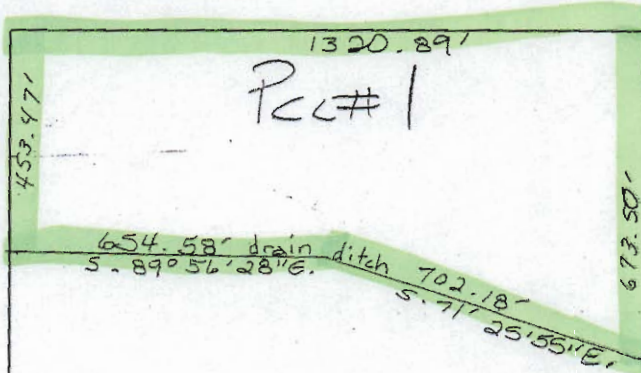
TOWNSHIP 8 S., RANGE 15 AND 16 E.B. M.

GOODING COUNTY, IDAHO

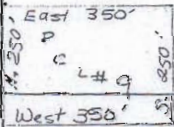


Not
HA

NW⁴NW⁴ 29-8-15



PC L[#] 4

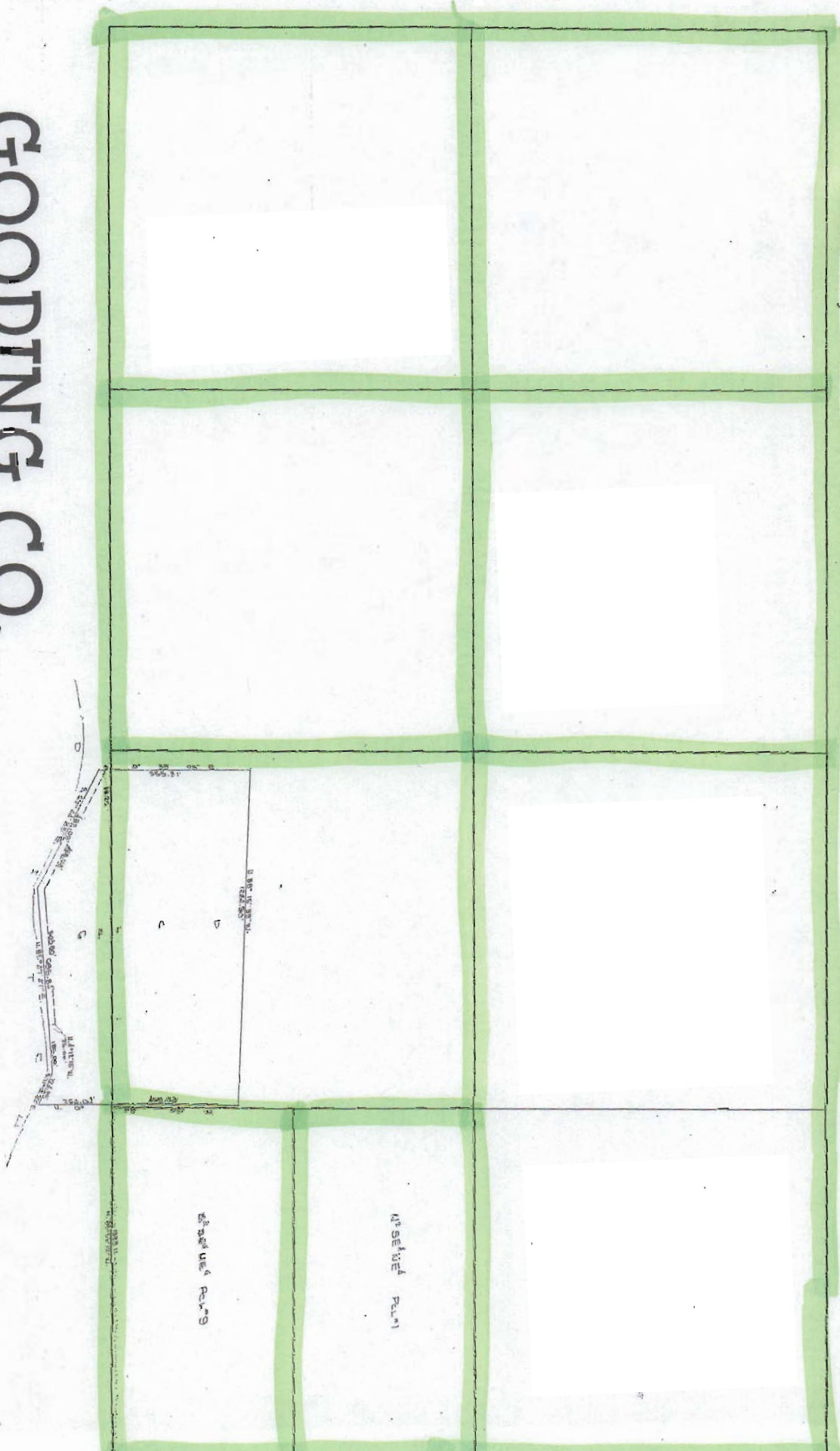


GOODING CO.

"This plat is made solely for the purpose of assisting in locating the land, and the company assumes no liability for variations, if any, with an actual survey

This plat is made solely for the purpose of assisting in locating the land, and the company assumes no liability for variations, if any, with an actual survey

North Half



GOODING CO.

SCALE 1"=400'

